SENATE JOURNAL

SIXTEENTH SESSION

OF THE

LEGISLATURE

OF THE

STATE OF UTAH

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SENATE JOURNAL

SIXTEENTH SESSION

FIRST DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Jan. 12, 1925.

Pursuant to the provisions of the Constitution of the State of Utah, the holdover Senators and Senators-elect of the Sixteenth regular session of the Legislature of the State of Utah convened at 12 o'clock noon.

Secretary of State H. E. Crockett called the Senate to order.

Prayer by C. A. Larson.

The Secretary of State read the following Certificate of Election:

CERTIFICATE OF MEMBERSHIP OF THE SIXTEENTH LEGISLATURE OF THE STATE OF UTAH, 1925.

STATE OF UTAH,
Office of Secretary of State.

I, H. E. Crockett, Secretary of State of the State of Utah, do hereby certify:

That, at a general election held within and for said State on Tuesday, November 4, 1924, the following named persons were chosen by the electors as members of the Sixteenth Legislature of the State of Utah, to serve in the Senate from the several Districts and for the respective terms as follows:

First District—John W. Peters, County of Box Elder. For the term of four years.

Fourth District—John S. Lewis, County of Weber. For the term of four years.

Fifth District—Thos. W. O'Donnell, Counties of Duchesne and Uintah. For the term of four years.

Sixth District—Herbert S. Auerbach, E. R. Callister and Dr. C. F. Westphal, County of Salt Lake. For the term of four years.

Eighth District—Jos. T. Finlinson, Counties of Juab and Millard. For the term of four years.

Tenth District—D. H. Robinson, Counties of Sevier, Wayne, Piute, Garfield and Kane. For the term of four years.

Thirteenth District—Henry W. Stahle, Counties of Davis and Tooele. For the term of four years.

And I further certify,

That by virtue of an election held on Tuesday, the 7th day of November, 1922, at which persons were chosen as members of said body, for the term of four years then next ensuing, the following are entitled to serve for the unexpired period, from the several districts, to-wit:

Second District—Clarence L. Funk, County of Cache. For the term of four years.

Third District—G. Frank Ryan, Counties of Rich, Morgan, Summit, Wasatch and Daggett. For the term of four years.

Fourth District—David Jenson, County of Weber. For the term of four years.

Sixth District—Charles Cottrell, Jr., A. B. Irvine and M. Shirley Winder, County of Salt Lake. For the term of four years.

Seventh District—LeRoy Dixon and Wilford W. Warnick, County of Utah. For the term of four years.

Ninth District—W. D. Candland, County of Sanpete. For the term of four years.

Eleventh District—David Hirschi, Counties of Beaver, Iron and Washington. For the term of four years.

Twelfth District—Oscar W. McConkie, Counties of Emery, Carbon, Grand and San Juan. For the term of four years.

As appear from the returns of said elections now of record in the office of Secretary of State.

In testimony whereof, I have hereunto set my hand and affixed the Great Seal of the State of Utah, this 12th day of January, A. D. 1925.

H. E. CROCKETT,
Secretary of State.

The roll call showed all Senators present.

Justice S. R. Thurman of the supreme court then administered the oath of office to the Senators-elect.

Nominations for President of the Senate were declared in order, and Senator Dixon nominated Senator A. B. Irvine of Salt Lake County.

The nomination was seconded by Senator McConkie. On motion of Senator Dixon the rules were suspended and Senator Irvine was elected by acclamation.

Senators Candland and Jenson were appointed to escort President Irvine to the chair. He was duly sworn in as President by Justice S. R. Thurman.

On behalf of the Committee on Mines and Mining of the Chamber of Commerce, Secretary of State Crockett presented to the President of the Senate a gavel made of native copper, which President Irvine accepted, at the same time expressing appreciation of the honor conferred on him.

Senator Peters moved the adoption of the following order of business for the first day:

Motion carried.

ORDER OF BUSINESS FOR FIRST DAY.

1. Nomination and election of officers and employees of the Senate, and administering oath of office to same. (Messenger to the Governor.)

2. Appointment of a committee of three to notify the House of Representatives that the Senate is organized and ready for the transaction of business.

3. Appointment of a Committee on Senate Rules, consisting of three members.

4. Appointment of Senate members of the Committee on Joint Rules. (Notify House.)

5. Selection of seats.

6. Recess.

7. Report of the Committee on Joint Rules and action thereon. Notify House.

8. Report of the Committee on Senate Rules, and action thereon.

9. Appointment of a committee of three Senators to act with a like committee from the House of Representatives, to inform the Governor that the Legislature is duly organized, and is ready to receive his communications.

10. Miscellaneous business.

11. Reports of Committees.

12. Adjournment.

Senator Candland submitted the following list of officers and employees of the Senate, and moved they be elected:

SENATE APPOINTEES.

Secretary, H. L. Cummings.
Minute Clerk, Willard Done.
Docket Clerk, W. F. Langenbacker.
Sergeant-at-Arms, J. M. Elliott.
Mailing Clerk, Louise S. Tanner.
Chaplain, Charles A. Larson.
Doorkeeper, Adelbert Anderson.
Doorkeeper, James Larsen.
Committee Clerk, Edward W. Jenkins.
Watchman, Thomas Gledhill.
Watchman, Hyrum Sessions.
Committee Clerk, Lucy H. Green.
Committee Clerk, Audrey Dalton.
Committee Clerk, Henrietta Bott.
Committee Clerk, Mary Campbell.
Messenger, J. Harvey Hall.
Messenger, Oswald Jensen.

Clerk to the Committee on Revision and Printing, H. S. Laney.

Motion carried.

The oath of office was administered to the appointees by Justice S. R. Thurman.

Senator Callister moved that a committee of three be appointed by the President to notify the House that the Senate is organized and ready for business.

Motion carried.

Senators Hirschi, Finlinson and Stahle were appointed.

On motion of Senator Winder, duly carried, the President appointed Senators Candland, Callister and Cottrell a Committee on Senate Rules.

Senator Winder moved that a Senate Committee on Joint Rules of Senate and House be appointed by the President, who should be chairman of the Committee. Motion carried, and Senators Candland, Callister and Cottrell were named to act with President Irvine.

Senator Peters moved that in the selection of seats

first preference be given to Senator McConkie and second to the holdover Republican Senators. The motion carried and seats were apportioned accordingly.

A Committee from the House reported that the House was organized and ready for business.

A recess was taken until 1:20 p. m.

The Senate resumed its session, President Irvine presiding.

REPORT OF COMMITTEE ON RULES.

January 12, 1925.

Mr. President:

Your Committee on Rules respectfully reports and recommends:

That the Rules of the Senate for the Fifteenth Session be adopted as the Rules of the Sixteenth Session of the Senate of the State of Utah, with the following amendment:

Your Committee recommends that paragraph 75 of the Rules of the Senate of the Fifteenth Session be amended to read as follows:

"75. *Standing Committees:*

"The following Standing Committees shall be appointed by the President of the Senate:

1. Agriculture, seven members.
2. Appropriations and Claims, seven members.
3. Banking, five members.
4. Commerce and Industries, five members.
5. Contingent Expenses, three members.
6. Education, five members.
7. Engrossing and Enrolling, three members.
8. Fish and Game, five members.
9. Highways, seven members.
10. Judiciary, seven members.
11. Public Health and Labor, five members.
12. Public Institutions, seven members.
13. Revenue and Taxation, five members.

14. Revision and Printing, three members.
15. Rules, three members.
16. State and Municipal Affairs, seven members.

Respectfully submitted,
W. D. CANDLAND,
Chairman.

RULES OF THE SENATE, SIXTEENTH SESSION OF THE LEGISLATURE OF THE STATE OF UTAH, 1925.

1. *Secretary of State to Call to Order.* The Senate, at the commencement of every regular session of the Legislature, shall be called to order by the Secretary of State, or some person designated by him, who shall preside until the members shall have been sworn in, and shall have elected a president.

2. *Election of President.* The Senate shall elect a President, who shall preside during the session, and who shall have the general direction of the Senate chamber.

3. *President May Call a Senator to Chair.* The President may call a Senator to the chair, and such Senator shall be vested with all the powers of the President while so presiding, but such substitute shall not extend beyond an adjournment.

4. *Temporary Presiding Officer in Absence of President.* In the absence of the President, one of the Senators shall be elected to preside temporarily, until the return of the President. In case of a vacancy in the office of President, or in case the President or the Senator appointed by him to perform the duties of the chair, is absent at the hour to which the Senate stands adjourned, the oldest senior Senator present shall call the Senate to order, and shall preside until a President pro tempore is elected, and such election shall be the first business in order.

5. *Duties of President.* It shall be the general duty of the President:

(a) To assign to the officers and employees of

the Senate their respective duties and stations, and to have general supervision over them.

(b) To assign places to properly accredited newspaper representatives.

(c) To take the chair every day, precisely at the hour to which the Senate shall have adjourned, immediately call the Senate to order, and proceed with the daily order of business.

(d) To announce the business before the Senate in the order in which it is to be acted upon.

(e) To receive and submit in the proper manner, all motions and propositions presented by the Senators.

(f) To put to vote all questions which are regularly moved, or which necessarily arise in the course of proceedings, and to announce the result thereof.

(g) To restrain the Senators while engaged in debate, within the rules of order.

(h) To enforce, on all occasions, the observance of order and decorum among the Senators.

(i) To inform the Senate when necessary, or when referred to for that purpose, on any point of order or practice.

(j) To receive messages and other communications from other branches of the government and to announce them to the Senate.

(k) To authenticate by his signature, when necessary, all the acts, orders and proceedings of the Senate over which he presides.

(l) To name the members of committees when directed to do so in any particular case, or when it is a part of his general duty by the rules.

(m) To represent and stand for the body over which he presides, declaring its will, and in all things obeying its commands. Every officer of the Senate is subordinate to the President, and in all that relates to his several duties, is under his supervision.

6. *Election and Duties of Secretary.* A Secretary of the Senate shall be elected at the commencement of each session, to hold his office at the pleasure of the Senate. His general duties shall be:

(a) To attend every session, call the roll, to read all bills, amendments, resolutions and all papers which are ordered to be read by the Senate or presiding officer.

(b) To superintend all copying and work to be done for the Senate.

(c) To have supervision over all employees of the Senate, subject, however, to the direction of the President; to assign, reassign or transfer all employees to their respective duties, to certify and transmit to the House all bills, joint and concurrent resolutions, constitutional amendments and papers requiring the concurrence of the House immediately after their passage or adoption by the Senate.

(d) To keep a correct journal of the proceedings of the Senate.

(e) To notify the House of the action of the Senate on all matters originating in the House and requiring action on the part of the Senate.

(f) To keep a record of the attendance of all employees. Any employee absenting himself or herself without the permission of the President shall not be paid for the day or days of such absence. He shall keep a record of all leaves of absence and shall keep a record of and approve all payrolls and bills.

(g) To sign jointly with the President all requisitions on the State Auditor for warrants to pay the expenses of the Senate.

(h) To permit no records or papers belonging to the Legislature to be taken out of his custody, otherwise than in the regular course of business.

(i) To report any missing papers to the notice of the President.

(j) To be responsible for all the official acts of his assistants.

7. *Election and Duties of Sergeant-at-Arms.* A Sergeant-at-Arms shall be elected at the commencement of each session to hold his office at the pleasure of the Senate. His general duties shall be:

To attend all sittings of the Senate, to execute the command of the Senate from time to time and to serve all process which shall be issued by order of the Senate or by order of any Committee when the same is signed by the President. He shall, subject to the directions of the President and Secretary, have supervision over the doorkeepers, messengers and watchmen, and he shall preserve order in the lobby and gallery, and guard the floor from intruders. He shall report each day to the Secretary the absence or late arrival of any employee of the Senate.

RIGHTS AND DUTIES OF MEMBERS.

8. *Every Senator Must Be Present.* Every Senator shall be present within the Senate Chamber during the sessions of the Senate unless duly excused or necessarily prevented.

9. *Less Than Quorum May Send for Absent Senators.* In case a less number than a quorum of the Senate shall convene at the hour to which the Senate shall have adjourned, those present are authorized to send the Sergeant-at-Arms, or any other person, for the absent Senators.

10. *How Excused From Voting.* A Senator desiring to be excused from voting may, when his name is called, make a brief statement, not occupying more than five minutes, giving the reasons for making such request, and the question of excusing him shall then be decided without debate. Any Senator desiring to explain his vote upon a bill may, when his name is called, be allowed a like opportunity.

11. *Not to Vote Unless Present.* No Senator shall be permitted to vote on any question unless he

shall be within the Senate Chamber before the vote is announced.

ORDER AND DECORUM.

12. *President to Preserve Order; Appeal.* The President shall preserve order and decorum; he may speak to points of order in preference to other Senators, rising from his seat for that purpose; and he shall decide questions of order, subject to an appeal by any Senator, on which appeal no Senator shall speak more than once, unless by leave of the Senate. On appeal being taken, the question shall be: "Shall the decision of the chair stand as the judgment of the Senate?" Which question and the action thereon shall be entered in the Journal.

13. *Disturbance in Lobby or Gallery.* In case of any disturbance or disorderly conduct therein, the President shall have the power to order the lobby and gallery cleared.

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

15. *Smoking Not Permitted.* No person shall be permitted to smoke within the Senate Chamber while the Senate is in session.

16. *Obtaining the Floor.* When any Senator is about to speak, or to deliver any matter to the Senate, he shall rise from his seat and respectfully address himself to "Mr. President." Upon being recognized by the chair, he may address the Senate, confining himself to the question under consideration, and avoiding personalities. No Senator shall impeach the motives of any other Senator.

17. *Calling a Senator to Order for Transgressing*

Rules. If any Senator in speaking (or otherwise) transgress the rules of the Senate, the President shall, or any Senator may, call him to order, in which case the Senator so called to order shall sit down, unless permitted to explain; and the Senate if appealed to shall decide the case without debate. If the decision be in favor of the Senator 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.

18. *Calling a Senator to Order for Words Spoken.* If any Senator be called to order for words spoken in debate, the Senator calling him to order shall repeat the words to which exception is taken, and they shall be recorded by the Secretary; but no Senator shall be held to answer, or be subject to the censure of the Senate for words spoken in debate if any Senator has meanwhile spoken in debate or other business has intervened after the words spoken, and before such exceptions have been taken.

19. *President to Decide Who Is Entitled to Floor.* If two or more Senators rise at once the President shall name the Senator who is to speak first.

20. *Senators Not to Leave Chamber, When.* While the President is addressing the Senate, or putting a question, no Senator shall walk out of, or across the Chamber, nor while a Senator is speaking, walk between him and the chair.

21. *Calling of Yeas and Nays.* No Senator or other person shall visit or remain by the Secretary's desk while the yeas and nays are being called.

22. *Priority of Business.* All questions relating to priority of business shall be decided without debate.

MOTIONS.

23. *Motion to Be Stated Before Debate.* When a motion is made it shall be stated by the President, or if in writing, shall be handed to the Secretary and read aloud before debate.

24. *Motions in Writing.* Every motion, except-

ing motions to adjourn, postpone or commit, shall be reduced to writing if the President or any Senator desire it.

25. *Withdrawing a Motion.* 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 division or amendment.

26. *No Second Required to Motions.* No second shall be required to any motion in the Senate.

27. *Motions in Order During Debate.* When a question is under debate, no motion shall be received except:

(1) To fix the time to which to adjourn.
(2) To adjourn.
(3) To call the Senate.
(4) To commit.
(5) To lay on the table.
(6) To postpone to a day certain.
(7) To postpone indefinitely.
(8) To amend.

These several motions shall have precedence in the order in which they stand in this rule.

During a roll-call no motion or other business shall be in order until after the announcement of the result of the vote.

28. *Motion to Adjourn Always in Order; Exceptions.* A motion to adjourn shall always be in order except when the Senate is voting, and except when a previous motion to adjourn, having been defeated, no intervening business has been transacted; but this rule shall not authorize any Senator to move an adjournment when another Senator has the floor.

29. *Motion to Lay on Table Temporary Only.* A motion to lay on the table shall only have the effect of disposing of the matter temporarily, and it may be taken from the table at any time by order of the Senate.

30. *Motion to Postpone.* 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, and at the same stage of a bill or proposition.

31. *Motion to Strike Out Enacting Clause.* A motion to strike out the enacting clause of a bill shall have precedence over a motion to amend, and if carried shall be deemed a rejection of the bill.

32. *Filling Blanks.* When a blank is to be filled, and different sums or times are proposed, the question shall be first put on the least sum and the shortest time.

33. *Motions Must Be Germane.* No motion or proposition on a subject different from that under consideration shall be admitted under color of amendment.

34. *Motions to Commit or Postpone Preclude Amendments.* 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.

35. *What Questions to Be Decided Without Debate.* A motion to adjourn, to take a recess, to lay on the table or to take from the table shall be decided without debate, and all incidental questions of order arising after a motion is made for either of the questions named in this rule, and pending such motion, shall be decided whether on appeal or otherwise, without debate.

36. *Division of Question.* If the question in debate contains several points, any Senator may have the same divided; but on a 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 proposition shall not prevent a motion to strike out and insert a different proposition.

RECONSIDERATION.

37. *Who May Move to Reconsider.* 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 for a reconsideration of such bill.

38. *Reconsideration Requires Majority of Senate.* Upon a motion to reconsider the vote on the final passage of any bill, a majority of all the members of the Senate shall be required to reconsider the same.

39. *Motion to Reconsider.* When a question has been decided by the Senate, any Senator voting with the prevailing side may move a reconsideration thereof, or give notice that he will make such motion within the time prescribed by the rules, but no motion for the reconsideration of any vote shall be in order after a bill or resolution upon which the vote was taken shall have gone out of the possession of the Senate. No motion for reconsideration shall be in order unless made within the next day of actual session of the Senate. Such motion shall take precedence of all other motions and questions, except a motion to adjourn.

40. *Notice of Motion to Reconsider.* Upon notice being given by any Senator of his intention to move a reconsideration of any vote taken, the Secretary shall enter the same in the Journal and shall retain the bill or other papers with reference to which such vote was taken, until the time for reconsideration has expired; provided, that the operation of this rule shall be suspended during the last week of the session.

41. *No Motion to Reconsider Within Three Days of Adjournment.* No notice of a motion to reconsider shall be received within three days of the time fixed for the final adjournment of the Legislature.

DEBATES.

42. *Senators Not to Speak More Than Twice.* No Senator shall speak more than twice in any one

debate on the same day, and at the same stage of the bill, without leave; and Senators who have once spoken shall not again be entitled to the floor (except for explanation), so long as any Senator who has not spoken desires to speak.

43. *Interruptions and Questions.* No Senator shall interrupt or question another Senator in debate without his consent, and to obtain such consent he shall first address the President.

44. *Author May Open and Close Debate.* The author of a bill, motion or resolution shall have the privilege of opening and closing the debate.

45. *Previous Question.* The previous question shall not be entertained or be a rule of practice in the Senate.

AMENDMENTS.

46. *Substitute Motions.* All so-called substitute motions and resolutions shall be considered as amendments only, and shall be subject to the rules relating thereto; except such matters as may be reported by committee.

47. *Amendments Must Be Germane.* Any substitute or amendment must relate to the same subject as the original bill, resolution or constitutional amendments under consideration.

48. *Amendments to Measure Requiring Two-Thirds Vote.* A constitutional amendment, or a bill requiring a vote of two-thirds of the members elected to the Senate for final adoption or passage may be amended by a majority of those voting.

49. *Tabling an Amendment Does Not Prejudice Bill.* An amendment may be laid on the table without prejudice to the bill. When an amendment proposed to any pending measure shall be laid on the table, it shall not carry with it or prejudice such measure.

50. *Rider Amendments.* No amendment by way of rider shall be made to any bill on its third reading.

51. *Amendments in Order at Second and Third Reading.* Amendments shall be in order at the second and third readings 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.

52. *Committee Amendments, How Reported; Speaking on Amendments.* Amendments reported by a committee shall refer to the printed bill and shall not be inserted in the original bill until after such amendments shall have been adopted by the Senate, when they shall be properly inserted by the Secretary. A copy of the printed bill with all proposed amendments entered thereon shall accompany the Committee's report. Such Committee amendments shall be inserted in the Senators' files before the bill is considered on its second reading, and the amendments shall be acted upon by the Senate in the same manner as though offered from the floor.

On an amendment being moved, a Senator who has spoken to the main question may speak again to the amendment.

53. *Amendments Referred to Committees to Be Reported.* Whenever any bill to which an amendment is pending shall be referred to a committee, such amendment shall be reported back to the Senate.

54. *Order of Action.* If any amendment be offered, the question shall be first upon the amendment. If rejection is recommended by a Committee, the adoption of an amendment shall not change the question.

VOTING.

55. *Roll Call on Final Passage of Bills and Other Questions.* The vote upon the final passage of all bills shall be yeas and nays, the names of the Senators to be called alphabetically, except that the President shall be called last. The yeas and nays shall be ordered on other questions when demanded by five Senators present. In recording the votes taken by yeas

and nays, the Secretary shall report those absent or not voting.

56. *Voting or Changing Vote After Decision Announced.* When the yeas and nays are taken on any question, no Senator shall be permitted to vote or to change his vote after the decision is announced by the chair.

57. *May Change Vote Before Decision Announced.* Any Senator may change his vote before the decision of the question shall have been announced by the chair.

58. *Senators Required to Vote.* Every Senator present when a question is put, or when his name is called, shall vote, unless the Senate shall, for a special cause, excuse him, or unless he has a direct personal or pecuniary interest in the event of such question. In case the vote is by yeas and nays, or by a division, a member entering the Chamber after the question is put and before it is decided, may have the question stated, record his vote and be counted.

59. *Pairs.* Absent Senators whose votes, if they were present, would be cast on opposite sides of any question may pair by filing a signed statement of the same with the Secretary, who shall read the same to the Senate before the vote is taken. A blank form of pair shall be provided by the Secretary.

60. *Putting Question; Division.* The President shall rise to put the question, but may state it sitting, and shall put questions in this form, to-wit:

"As many as are in favor (as the question may be) say aye," and after the affirmative vote is expressed, "As many as are opposed say no." If he doubts the result of the vote, or if a division be called for, the Senate shall divide; those in the affirmative shall first rise from their seats and be counted, and afterward those in the negative.

CALL OF THE SENATE.

61. *Call of the Senate.* Any five Senators may demand a call of the Senate and require absent Sen-

ators to be sent for; but a call of the Senate cannot be made after the voting has commenced.

62. *Putting Question.* Upon a call of the Senate being moved, the President shall say: "It requiring five Senators to make a call of the Senate, those in favor of the call will rise." And, if a sufficient number shall rise, the call shall be thereby ordered.

63. *Doors to Be Closed.* A call of the Senate being ordered, the Sergeant-at-Arms shall close the doors, and no Senator shall be allowed to leave the Chamber.

64. *Sergeant-at-Arms to Bring in Absentees.* The Secretary shall immediately call the roll of the Senate, and note the absentees, whose names shall be read and entered upon the Journal in such manner as to show who are absent without leave and who are absent with leave. The Secretary shall furnish the Sergeant-at-Arms with a list of those who are absent without leave, and the Sergeant-at-Arms shall forthwith proceed to find and bring in such absentees.

65. *Senate Under Call; Raising Call; Adjournment.* While the Senate is under call, no business shall be transacted except to receive and act on the report of the Sergeant-at-Arms; and no motion shall be in order except a motion to adjourn and a motion to suspend further proceedings under the call, which motions shall be determined by the yeas and nays, and the motion to suspend further proceedings under the call shall not be adopted unless a majority of all the Senators vote in favor thereof. A majority of those present may adjourn, but upon reconvening, the Senate shall not be considered to be under the call, but the call of the Senate may again be ordered in the same manner as above described.

66. *Sergeant-at-Arms May Report.* The Sergeant-at-Arms may make a report of his proceedings, at any time, which report may be accepted and further proceedings under the call thereby dispensed with; but the motion to accept such report shall be determined by yeas and nays, and it shall not be adopted unless a majority of all the Senators shall vote in

favor thereof. If such report be not accepted, the Sergeant-at-Arms shall proceed to a completion of his duties as required by Rule 64.

67. *Call Raised When Absentees Present.* When the Sergeant-at-Arms shall make a report showing that all who were absent without leave (naming them) are present, such report shall be entered on the Journal and the call be at an end, and thereupon the doors shall be open, and the business pending when the call was made shall be proceeded with.

ORDER OF BUSINESS.

68. *Hour for Meeting.* The hour for the meeting of the Senate shall be at 2 o'clock p. m. daily, except Sundays, unless a different hour shall be prescribed by resolution or motion adopted by a majority vote.

69. *Roll Call; Quorum.* Before proceeding to business, the roll of the Senators shall be called and the names of those present and those absent shall be entered on the Journal. A majority of the Senators must be present to constitute a quorum for the transaction of business, but a smaller number may adjourn from day to day, and may compel the attendance of absent members.

70. *Leave of Absence.* Unless unable to attend on account of illness or other cause, no Senator or officer of the Senate shall be absent from the session during the entire day without first having obtained leave of absence.

71. *Daily Order of Business.* The daily order of business in the Senate shall be as follows:

1. Roll call.
2. Prayer by the chaplain.
3. Reading and approval of the Journal of the preceding day.
4. Presentation of petitions.
5. Reports of standing Committees.
6. Reports of special Committees.

7. Presentation of resolutions, motions and notices.
8. Introduction of bills.
9. Consideration of resolutions.
10. Consideration of bills on third reading.
11. Consideration of bills on second reading.
12. Miscellaneous business.

72. *Messages and Reports Received at Any Time.* Messages from the Governor and from the House of Representatives, communications and reports from state officers, reports from the Committees on Engrossing and Enrolling and on Rules, may be received at any time, except when the President is putting the question, or when the yeas and nays are being called; and upon motion may be considered at any time.

73. *Unfinished Business.* The item of unfinished business in which the Senate was engaged at the last preceding adjournment shall have the preference under its regular order in the daily order of business.

74. *Action Out of Regular Order.* The Senate may at any time on motion supported by a majority vote of the Senators present proceed out of order to any order of business or return to an order already passed. When the Senate shall have reached any particular order of business, any item thereunder may be taken up for consideration out of its regular order upon motion supported by a majority vote of the Senators present; provided that it shall require unanimous consent to advance any bill on the calendar.

"75. *Standing Committees*:

"The following Standing Committees shall be appointed by the President of the Senate:

1. Agriculture, seven members.
2. Appropriations and Claims, seven members.
3. Banking, five members.
4. Commerce and Industries, five members.
5. Contingent Expenses, three members.
6. Education, five members.
7. Engrossing and Enrolling, three members.

8. Fish and Game, five members.
9. Highways, seven members.
10. Judiciary, seven members.
11. Public Health and Labor, five members.
12. Public Institutions, seven members.
13. Revenue and Taxation, five members.
14. Revision and Printing, three members.
15. Rules, three members.
16. State and Municipal Affairs, seven members.

76. *Chairman of Committee.* The first Senator named on a Committee shall be the chairman thereof.

77. *Committee Not to Sit While Senate in Session.* No Committee shall sit while the Senate is in session, without special leave.

78. *Special Committees.* Special Committees may be provided for on motion or by resolution, designating the number and the object, and unless otherwise ordered shall be appointed by the President.

79. *Committee Quorum; Subcommittees.* A majority of any Committee shall constitute a quorum for the transaction of business. Subcommittees, who shall report to the regular Committee, may be appointed to take charge of any part of the Committee's business.

80. *Business in Committees; Report.* All business referred to a Committee shall be taken up within fifteen days unless further time is granted by the Senate, and if not at once disposed of, a time shall be fixed by the Committee for the final hearing thereon and a report made to the Senate. When a bill has been acted upon by a Committee, the chairman shall report it back to the Senate forthwith.

81. *Notice of Meeting to Author of Bill.* The chairman or clerk of each Committee of the Senate shall notify the author of any bill or resolution pending before such Committee of the hour and place of hearing or acting upon such bill or resolution.

82. *Dissenting Members to Be Reported.* Members dissenting from a report of a Committee shall be so reported when they request it.

83. *Committee on Contingent Expenses; Payment of Expenses.* No expenditures on behalf of the Senate shall be incurred by any officer without the consent and authority of the Committee on contingent expenses. The said Committee shall examine and audit all requisitions and bills for supplies and expenditures of the Senate, of its members and Committees, for stationery and other purposes, and shall certify to the correctness of the same; and no such requisition shall be made, nor bill be audited or paid unless so certified by the chairman or other member of the Committee. After any bill or claim shall have been audited and approved by the committee on contingent expenses, it shall be certified by the President and Secretary to the State Auditor for payment by state warrant.

BILLS, RESOLUTIONS, ETC.; PROCEDURE.

84. *Seven Copies of Bills Required.* Seven typewritten or printed copies of every bill, resolution or memorial shall be furnished the Secretary by the Senator introducing the same.

85. *Bill Backs.* The Secretary shall attach to each bill or resolution a substantial back, which shall bear no writing except the number of the bill and the name of the person or Committee introducing it.

86. *Introduction and First Reading of Bill.* Any Senator desiring to introduce a bill shall rise from his seat and address the President, and upon being recognized, shall present the same to the Secretary. The Secretary shall thereupon give it a number and read the title. This shall constitute the first reading of the bill.

87. *Reference to Committee on Revision and Printing.* After the bill has been read the first time it shall as a matter of course be referred to the Committee on Revision and Printing, which shall examine the same. The Committee, by and with the written assent of the author filed with it, shall have authority to correct any clerical error, such as in orthography, adding or correcting the enacting clause, mistakes in

numbering sections and references thereto, errors in grammar, phraseology, or in the form of the bill, for the purpose of avoiding repetitions, securing a proper title, insuring accuracy in the text and references and consistency with the language of existing statutes. The Committee on Revision and Printing shall also see to it that the provisions of the Joint Rules covering the underscoring of new matter and the indicating of old matter omitted are observed, and that no bill is printed until these provisions are carried out.

88. *Report of Committee on Revision and Printing.* The Committee on Revision and Printing shall report back all bills in the order in which they were sent to it, but shall not retain any bill for longer than three Legislative days, unless otherwise ordered. In its report the Committee on Revision and Printing shall state whether the requirements of these rules have been complied with, and whether the object sought to be accomplished by the proposed Legislation can be secured without a special act by amending an existing law, or by enactment of a general law.

89. *Bills Ordered Printed and Referred to Standing Committee.* When the report of the Committee on Revision and Printing has been read, the question shall be: "Shall the bill be printed?" If ordered printed, the bill shall be referred to a standing Committee, by the President, and 300 copies thereof, unless otherwise ordered by the Senate, shall be printed. The Committee on Revision and Printing shall compare the printed bill with the original, and if it is found to be a true and correct copy, the Committee shall so certify to the Senate. A printed copy of the bill, bearing the written approval of its author, shall thereupon be substituted for the original, and shall thenceforth be treated as the original bill.

90. *Bill Reported From Committee.* When bills are reported from Committees, they shall be placed at the foot of the second reading calendar, in the order in which they are received. The report of the Committee shall be filed with the bill. The bill shall not be

read the second time until at least one day later than the report of the Committee.

91. *Second Reading of Bill.* When a bill is reached on the second reading calendar, it shall be read in full, after which the report of the Committee shall be read and acted upon. The bill shall then be open for general discussion and amendment. The final question on the second reading shall be: "Shall the bill be read a third time?" and shall be decided by a yea and nay vote. If this question is decided in the negative, it shall be deemed a rejection of the bill.

92. *Bill Placed on Third Reading Calendar.* Each bill, resolution or constitutional amendment ordered read a third time shall be placed at the foot of the third reading calendar. At least one day shall elapse between the second and third readings of any bill.

93. *Reprinting Bill.* Any bill that has been materially amended on its second reading may by a majority vote be ordered reprinted.

94. *Third Reading of Bill; Final Question.* When a bill is reached on the third reading calendar, it shall be read by title, unless objection be made, in which event the bill shall be read in full as it passed its second reading. The bill shall then be open for discussion or further amendment. The final question shall be stated thus: "This bill having been read three times, the question is: Shall the bill pass?" or "Shall the bill be concurred in?" as the case may be.

95. *Third Reading of Money Bills to Be in Full.* The third reading of all bills appropriating money shall be in full.

96. *Amendments Inserted in Bill Before Transmitted to House.* Any bill, resolution, memorial or constitutional amendment which shall have passed the Senate with amendments shall have such amendments inserted therein in blue before being transmitted to the House of Representatives.

97. *Recommitment Before Passage.* Any bill,

resolution or memorial may be recommitted at any time previous to its passage.

98. *Bill Transmitted to House.* Each bill which passes its third reading shall be certified by the Secretary and by him transmitted to the House. The date of transmission shall be entered on the books of the Secretary.

99. *Enrollment of Bill; Signed by President.* After a Senate bill has passed both Houses, it shall be duly enrolled under the direction of the Committee on Engrossing and Enrolling and carefully examined as provided by Joint Rule No. 32. When the bill is reported to the Senate as correctly enrolled, its title shall be publicly read and it shall be signed by the President in the presence of the Senate, and then transmitted to the House to be signed by the Speaker.

100. *No Bill to Be Introduced After Fortieth Day.* No bill shall be introduced in the Senate after the fortieth day of the session, without unanimous consent.

101. *All Money Bills Referred to Appropriations and Claims Committee.* All bills appropriating money from any fund shall be referred to the Committee on Appropriations and claims before being read a second time.

102. *Resolutions Lie One Day on Table.* All resolutions except joint or concurrent resolutions shall lie one day on the table.

103. *Action on House Bill.* When a House bill has been received by the Senate, with a message announcing that it has passed the House, such bill shall be read the first time and referred by the President to a standing Committee and its course shall thereafter be the same as that of a Senate bill; provided, however, that when a House bill is received, the text of which is stated by a Senator to be identical with that of a Senate bill, which has already been considered and reported by a standing Committee of the Senate, such House bill shall be referred to the Committee on En-

grossing and Enrolling for comparison, which Committee shall report without delay whether or not such bill is identical with the Senate bill. If reported identical, such House bill shall be substituted for the Senate bill and shall take its place on the second reading calendar, provided that the fact that the bills are identical shall be entered in the Journal. Such Senate bill shall thereupon be placed upon the file of unfinished business.

104. *No Senate Bills to Be Passed Within Three Days of Adjournment.* No Senate bill shall be passed within three days of the time set for the adjournment sine die of the two Houses of the Legislature.

THE CALENDAR.

105. *Bills Placed on Calendar.* When bills, resolutions, memorials or other business are reported from Committees, they shall be placed upon the calendar, to be kept by the Secretary, as follows:

All bills when reported to the Senate by Committees shall be placed at the foot of the second reading calendar, in the order of second reading.

106. *Precedence in Consideration of Bills; Printed Calendar.* Precedence shall be given in the consideration of bills on the calendar in the following order: Third reading calendar and second reading calendar, unless otherwise ordered by unanimous consent. The bills upon third reading shall be considered in the order in which they appear upon the calendar, unless otherwise ordered by unanimous consent. If a bill is passed on the calendar, for any reason other than the absence of the author by leave of the Senate, it shall be placed at the foot of the calendar, unless otherwise ordered. The Secretary shall cause the calendar to be prepared and printed daily, and laid upon the desk of the President and each Senator every day the Senate may be in session.

107. *Special Order.* Any subject may by a vote of a majority of those voting be made a special order, and when the time fixed for its consideration arrives, the President shall lay it before the Senate.

COMMITTEE OF THE WHOLE.

108. *Bills on Second Reading May Be Considered in Committee of the Whole.* During consideration of bills on their second reading, three Senators may move that any bill or bills in said order of business shall be considered in Committee of the Whole, and the Senate shall resolve itself into a Committee of the Whole for the consideration of the bill or bills to be so considered.

109. *Procedure in Committee of Whole.* In forming a Committee of the Whole, the President, unless otherwise ordered by the Senate, shall appoint a chairman to preside, who shall for the time being exercise all the powers of the President necessary to the conduct of the business of the Committee. The rules of the Senate shall govern as far as practicable, except that a Senator may speak more than twice on the same subject, that a call for the yeas and nays cannot be made, nor can an appeal from the decision of the chair be taken. Such Committee may strike out the enacting clause of a bill and report that fact to the Senate; and if the report be agreed to by the Senate, it shall be deemed a rejection of the bill.

110. *Action on Bills in Committee of the Whole; Report to Senate.* Upon bills committed to a Committee of the Whole, the bill shall first be read throughout by the Secretary, and then again read and debated by sections, leaving the title to be last considered. The body of the bill shall not be defaced or underlined, but all amendments, noting the page and line, shall be duly entered by the Secretary on a separate paper, as the same shall be agreed to by the Committee. All amendments made in Committee of the Whole shall be reported by the chairman to the Senate, and shall by him be moved to be inserted, and if adopted shall then be entered upon the Journal. After the bill has been reported to the Senate it shall again be subject to debate and amendment before the vote thereon is taken.

111. *Motion to Rise Always in Order in Commit-*

tee of the Whole. A motion that the committee of the Whole rise shall always be in order, and shall be decided without debate.

EXECUTIVE SESSIONS.

112. *Executive Sessions.* When a motion is adopted to close the doors of the Senate, on the discussion of any business that may, in the opinion of the Senate, require an executive session, the President shall require all persons, except the Senators, the President, Secretary, Minute Clerk and Sergeant-at-Arms, to withdraw, and during the discussion of said business the doors shall remain closed. Every Senator and officer present shall keep secret all matters and proceedings concerning which secrecy shall be enjoined by order of the Senate.

113. *Executive Communications and Nominations.* When executive communications or nominations shall be sent by the Governor to the Senate for confirmation, they shall, after being read by the Secretary, without motion be referred to a special Committee of five appointed by the President, unless otherwise ordered by the Senate. In no event shall action be taken on any executive nomination before the third day after its receipt from the Governor. After having been reported by the special Committee of Five appointed by the President, the final question on every nomination shall be: "Will the Senate advise and consent to this nomination?" which question shall not be put on the day the nomination or nominations are reported from the Committee, unless by unanimous consent. While any nomination remains with the Senate, it shall be in order to reconsider any vote taken thereon.

SUSPENSION OF RULES.

114. *Suspension or Alteration of Rules Requires Two-thirds Vote.* No standing rule of the Senate shall be altered, amended, suspended or rescinded without the vote of two-thirds of the Senators present.

RULES OF ORDER.

115. *Roberts' Rules of Order to Govern.* 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.

PRIVILEGES.

116. *Admission to Senate Chamber.* No person shall be admitted within the Senate Chamber (galleries excepted) during its sessions, unless specially invited by a Senator, except the members and officers of the two Houses of the Legislature, the Governor, heads of state departments, former governors, members of the congressional delegation, judges of the United States courts and of the state courts, and reporters of the press. Any such person shall only be entitled to the quiet and orderly occupancy of the seats provided for visitors or for representatives of the press, and in no event to the privileges of the floor.

117. *Senators' Seats Not to Be Occupied by Others.* At no time, whether the Senate be in session or not, shall any employee of the Senate, or any person whatsoever, other than the President or a Senator, be permitted to occupy the chair or use the desk of the President or that of any Senator.

118. *Sergeant-at-Arms to Enforce Rules.* The Sergeant-at-Arms and the employees under his direction will be held to a strict enforcement of the two preceding rules.

119. *Employees and Visitors Not to Influence Legislation.* Any employee of the Senate or of its Committees soliciting or inviting any Senator to vote or use his influence for any bill or matter before the Senate shall be at once dismissed from service and employment, and any person entitled to the privilege of the floor of the Senate who shall, while on the floor during the session of the Senate, solicit for any bill or matter before the Senate shall forfeit his privilege.

Senator Candland moved the adoption of the report.

Motion carried.

Senator Winder moved the appointment of a Committee of three to meet with a like Committee from the House and notify the Governor that the Legislature is organized and ready to receive his communications.

Motion carried.

The President appointed Senators Winder, McConkie and Ryan as such Committee.

Senator Peters offered Senate Concurrent Resolution No. 1 and moved that all rules be suspended and the resolution placed on its final passage.

Motion carried.

S. C. Resolution No. 1, by Mr. Peters.

CREATING THE POSITION OF MESSENGER TO THE GOVERNOR.

Whereas, it appears necessary, in order to expedite the business of the Legislature, that there be created the position of messenger to the Governor:

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

S. C. R. No. 1 was read first, second and third times, under suspension of the rules, and placed on its final passage.

S. C. R. No. 1 was passed by the following vote: Ayes, 17; nays, 0; absent and not voting, 3.

Those voting in the affirmative were Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Those absent and not voting were Senators McConkie, Ryan and Winder.

COMMUNICATION FROM THE HOUSE.

January 12, 1925.

Mr. President:

I am requested to notify your Honorable Body that Representatives Mrs. Paxman, Mr. Dyreng, and Mr. Openshaw have been appointed as a Committee to notify the Senate that the House is fully organized and ready for business.

Also that Representatives Mrs. Dunyon, Mr. Christensen and Mr. Petty have been appointed a Committee to act with a like Committee from the Senate to notify the Governor that the House and Senate are fully organized and ready to receive any communication His Excellency may desire to make.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Cottrell, the Senate recessed for five minutes.

The Senate reconvened, President Irvine presiding.

The Committee appointed to wait on the Governor reported that His Excellency would present his message to the Legislature at 2 p. m., January 13, 1925.

COMMUNICATION FROM THE HOUSE.

January 12, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. B. No. 1, by Mr. Sharp, entitled, "An Act appropriating $40,000 or so much thereof as may be necessary to defray the regular and contingent expenses of the Sixteenth session of the Legislature of the State of Utah," and the same is transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Senator Jenson moved that all rules be suspended and H. B. No. 1, by Mr. Sharp, entitled, "An Act appropriating $40,000 or so much thereof as may be necessary to defray the regular and contingent expenses of the Sixteenth session of the Legislature of the State of Utah," be read first, second and third times and placed on its final passage.

Motion carried.

H. B. No. 1 then passed by the following vote: Ayes, 20; nays, 0.

Those voting in the affirmative were Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder and Mr. President.

Senator Peters moved that the Committee on Rules be authorized to publish the Rules of the Senate in book form, leather back copies being provided for the members.

Motion carried.

On motion of Senator Callister the Senate adjourned to 1:50 p. m. Tuesday, January 13, 1925.

SECOND DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 13, 1925.

The Senate was called to order at 1:50 p. m. by President Irvine.

Roll call. All members present.

Prayer by the Chaplain.

Senator Callister moved that the Order of Business be dispensed with down to the introduction of bills.

Motion carried.

INTRODUCTION OF BILLS.

S. B. No. 1, By Mr. Candland, "An act relating to the civil administration of the State Government: Enlarging the powers of the State Board of Examiners, making of that Board a Board of Supplies and Purchase; defining its powers and duties; giving it authority to employ an executive secretary and other necessary employees; making an appropriation for the necessary expenses and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of Chapter 127, Laws of Utah, 1921," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 2, By Mr. Candland, "An act amending Section 3046, Compiled Laws of Utah, 1917, as amended by Chapter 66, Session Laws of Utah, 1921, relating to State Board of Examiners," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 3, By Mr. Candland, "An act amending Section 3028, Compiled Laws of Utah, 1917, as amended by Chapter 65, Session Laws, 1921, relating to the authority and power of the Commissioner of Immigration, Labor and Statistics, was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 4, By Mr. Candland, "An act amending Section 3046 Compiled Laws of Utah, 1917, as amended by Chapter 66 Session Laws of Utah, 1921, relating to the expenses of the Commissioner of Indian War Records," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 5, By Mr. Candland, "An act to amend Section 3677 of the Compiled Laws of Utah, 1917, as amended by Chapter 70 of the 1919 Session Laws, limiting the hours of employment of females in certain classes of employment," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 6, By Mr. Candland, "An act amending Sections 2711 and 2712 of the Compiled Laws of Utah, 1917, as amended by Chapter 54, Session Laws of Utah, 1921, relating to State Board of Health," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 7, By Mr. Callister, "An act to amend Sec-

tions 5571, 5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter I, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties and powers of said Board and providing for the appointment of an executive secretary to the Board, and defining his duties and salary and providing for the expenses of the Board and the executive secretary," was read the first time and referred to the Committee on Revision and Printing.

At this point Senator Peters moved that the Senators proceed to the House for the joint session.

The motion carried, and the Senators assembled in the House of Representatives.

JOINT SESSION.

THE HOUSE OF REPRESENTATIVES,
State Capitol,
Salt Lake City, Utah, Jan. 13, 1925.

The Joint Session of the Legislature was called to order at 2 p. m., the President of the Senate presiding.

Senate roll call. All Senators were present.

House roll call. All members present.

Prayer by the Chaplain of the House.

It was moved by Senator Peters that the President of the Senate and the Speaker of the House appoint a committee of three Senators and three Representatives to wait on the Governor and inform him that the Joint Session is in order and ready to receive his message.

Motion carried.

Senators Peters, McConkie and Lewis and Representatives Welsh, Graham and Browning were appointed as the committee.

At 2:15 p. m. the committee returned, escorting His Excellency, Governor George H. Dern, who was received by President Irvine and Speaker McKell.

The Governor was introduced by the President of the Senate, and proceeded to read his message.

STATE OF UTAH.
EXECUTIVE OFFICE,

To the Sixteenth Legislature of the State of Utah:

The Constitution requires the Governor to communicate by message the condition of the State to the Legislature, and to recommend such measures as he may deem expedient. I come before you to obey that mandate, although you will recognize that the Governor is handicapped by the fact that the Legislature convenes one week after his inauguration, in consequence of which he must make reports and recommendations when he has had little if any official contact with the several departments of the state government. This is an unfortunate arrangement in our Constitution, and all our Governors-elect have found it necessary to apply themselves to the study of state problems before assuming office. With respect to the functioning of the various departments, it is inevitable that such investigations shall be more superficial than knowledge gained from the experience of actual participation in the government of the state.

While the Constitution gives the Governor, through the veto power, a measure of participation in legislation, yet the Legislature is the law-making department of our state government. You have, therefore, assembled to discharge a solemn responsibility, because upon the wisdom of your acts depends much of the well being of the state. The accomplishments of a legislative session are not to be measured by the number of new laws enacted. On the contrary, it is as important to prevent unwise legislation as it is to pass meritorious bills.

Legislation, like everything else, is a matter of evolution. Laws are not Athenes springing fully armed from the head of Zeus. They start as experiments and must be improved from time to time, as experience dictates. In every session of the Legislature many of the bills simply propose to amend existing laws, and when such amendments tend toward improvement they should be adopted, and they should not be classed as

new laws. It is probable that a number of such remedial measures will come before you and will deserve your careful consideration. In my opinion, there is not a wide-spread demand for much new legislation, and it is always dangerous to enact a law that does not have a heavy preponderance of popular sentiment behind it. Those who are interested in new legislative schemes should begin by converting the people to their ideas, rather than the Legislature.

I am sure we are all here inspired by a desire to serve the state and to advance its welfare, and that none of us wants to let selfishness or ulterior motives swerve him from that purpose. At the end of our respective terms of office each of us must return to the ranks of the people who have laid upon us the responsibility of acting for them at the present time. May we all be able to return to them without apologies and with a record of commendable achievement.

I want to assure you that I stand ready to join you in any reasonable movement that promises to result in uplift for our people and progress for our state.

The most pressing question in government today is economy. The people are crying out against the burden of taxation. The only immediate relief is the expenditure of less money. Economical government, wise legislation and just administration will encourage developments; and development, in the ultimate, should afford tax relief by a wider distribution of the burden.

The average man or woman is an idealist in some respect, and must be, if progress is not to be stayed. The big question is, to what extent is it practicable or essential that certain ideals be carried out at this time? All of us have in mind the ideal home—habitation, I mean—but in approaching that ideal we are, and should be, governed by ability to pay. Seldom is there a time when we do not find it advisable or necessary to make some temporary sacrifice of ideals because of lack of ready funds with which to put hopes into realization. The same situation always is present in government, but there is an unfortunate tendency to be free with state funds where our own would be guarded.

We have a big state with a great future before it, but the population is small and widely scattered. Our people have as high ideals as those of any of our sister states. But many other states are far more populous, and in them material development and riches are not so seriously wanting. Physical conditions have made it possible for them to do big things in carrying out ideals because the burden of cost could be borne. We should not follow them to the extent that the burden of taxation will become excessive to our people and embitter them toward progress and ideals. Too much haste may actually retard the realization of our hopes and aspirations.

When it becomes burdensome to carry ideals it is evident that effort is too widely scattered to permit of satisfactory accomplishment. Let us scan our efforts closely and, if necessary, hold in abeyance the execution of some worthy schemes, not only to the end of reduction in expenditures but that we may do more satisfying work toward making effective other ideals that may be more immediately imperative to progress. It is harmful to enact statutes which are not enforced, for lack of enforcement breeds contempt and disregard for all law.

The report of the State Auditor shows an estimated net deficit in the State General Fund as at April 1, 1925, of $122,797.53. The Auditor's report of two years ago showed a deficit of $485,791.56. This would indicate a decided improvement in the state's financial condition, but as a matter of fact the statement of assets and liabilities as prepared by the State Auditor this year is on a different basis than all former statements, and hence the figures are not comparable. This year's statement lists among the assets one-fourth of the 1925 General Fund Taxes, $278,000. Formerly, no portion of the taxes for the ensuing year was counted as an asset. If the method of accounting had not been changed, the present deficit would be $400,797.53, as compared with $485,791.56 two years ago.

I believe the newly adopted form of statement is

more nearly correct than the old one, and gives a more accurate picture of the state's financial condition.

The statement referred to covers simply the state's current cash assets and liabilities. I do not find in the Auditor's report, nor in any other report, a complete balance sheet, showing all of the state's assets and liabilities, and apparently no such statement has ever been prepared. To do so would necessitate an appraisement of all of the state's property, including land, buildings, and equipment at the several state institutions. This would involve some expense, and perhaps the result would have more of an academic than a practical interest.

The bonded indebtedness of the state is $9,660,000. Sinking funds for the retirement of bond issues have in all cases been set up as provided by law, and these sinking funds are being invested. This year three additional bond issues require money to be set aside for sinking fund purposes, making the total sinking fund requirement for the year $659,750. The annual interest charge on all bond issues aggregates $444,150.

There has been a deficit in the state general fund for a number of years, although, as noted above, the deficit has apparently not been as large as reported. However, I invite your attention to Art. XIII, Sec. 9 of the Constitution, which prohibits the Legislature from making appropriations or authorizing expenditures in excess of the revenues. Clearly an appropriation bill that exceeds the state's revenues is unconstitutional. The Auditor's report gives a careful estimate of the anticipated revenues for the ensuing biennium. These revenues cannot be augmented by raising the tax levy, because the constitutional limit has already been reached. Additional revenues can, therefore, only come from increased assessed valuation. The Auditor has already allowed for a liberal increase in valuations for 1925 and 1926. It is to be hoped that his estimates in this respect may be realized.

Under our present system the home owners, farmers, and other holders of real estate pay the bulk of the taxes. Intangible property in a very large measure

escapes taxation. The Fourteenth Legislature submitted to the people a proposed constitutional amendment to classify property for taxation. The objects were: first, to make it possible to tax intangible property at a very low rate, in the hope that this would bring such property out of hiding and subject it to taxation; and second, to pave the way for a state income tax, which is hardly practicable with the constitution in its present form. This proposal was so decisively defeated at the polls as to leave very little encouragement for its re-submission. Reappraisements of properties by assessing authorities always are in order and serve to equalize the burden as between property owners, but such action seldom will make any noticeable change in total revenue. All avenues to an increase of revenue are therefore pretty effectually barred.

The taxing authorities should, of course, exhaust all proper means to tax honestly all intangible property, in order that the burden of taxation be more uniformly and equitably distributed.

In my opinion, however, our chief concern should not be to seek new sources of revenue, but to decrease expenditures. The state should live within its means. The government should be as economically administered as efficiency will permit. We must cut our pattern according to our cloth. If we have only $3,758,802.47 available for appropriation, our oath of office and a sense of thrift should alike prohibit us from spending more than that amount.

While I favor rigid economy in every state department and institution, I recognize the fact that it is false economy to be so parsimonious with an institution that it cannot properly perform the functions for which it was created. Better discontinue it entirely than to destroy its efficiency and usefulness by inadequate support.

Taxes in the state have been steadily increasing since 1916, as the following table of average tax rates for the state will show:

1916	16.6 mills
1917	18.0 "

1918	18.1	"
1919	20.1	"
1920	25.5	"
1921	26.3	"
1922	27.0	"
1923	27.9	"

The increase in the levy during these seven years has therefore been 68.7 per cent.

Many property owners have the mistaken impression that state taxes form their heaviest burden. As a matter of fact, state taxes are small compared with some other items, as is made clear by the following statement showing the percentage of the total tax charge for each purpose in 1924, averaged for the whole state:

State General Fund (Net)	6.4%
U. of U. and A. C. U.	2.5%
District and High Schools	49.8%
Cities and Towns	20.3%
County	9.3%
Roads	11.5%
Bounty, etc.	.2%
Total - -	100.0%

It appears, therefore, that less than one-tenth of all the taxes paid in the state are for state purposes. The bulk of the money goes to schools and cities, administered by local authorities, over which the state government has no control.

This fact does not minimize the importance of economy in the state government. Waste is inexcusable in any department, and the state should set an example of economy and thrift to all other taxing units.

The preceding administration made the most determined efforts to reduce expenses of the state government, and is to be commended for its substantial accomplishments. It remains for us now to examine the organization of the various units, to determine whether other economies may be effected without lowering efficiency. I respectfully invite your consideration of a few suggestions in this direction.

The Department of Finance and Purchase was established in 1921, and has therefore had a trial of four years. It cost $36,000 during the past biennium, and in my opinion the benefits have not been commensurate with the expense, nor great enough to justify its retention. The valuable feature of the department might be continued by authorizing a chief budget officer under the State Board of Examiners, who could also act as State Purchasing Agent.

By making the State Engineer ex-officio a member of the State Road Commission it would be feasible to abolish the office of State Road Engineer, and at the same time save the salary of one State Road Commissioner. If he were made the executive officer of the State Road Commission, possibly the other two members could be put on a per diem and expense basis, at a further saving to the state. I am not sufficiently informed on the work of the Commission to offer a definite recommendation.

In this connection, I call attention to the fact that the salaries and expenses of the State Road Commission are paid out of the State General Fund. The State Road Bonds are redeemable out of the Motor Vehicle Registration Fund, but the present practice it to credit the State General Fund with interest on sinking funds set up to retire road bonds. Would it not be a more logical arrangement to have all the expenses of the State Road Commission paid out of the Motor Vehicle Registration Fund, and credit that fund with interest derived from investing its sinking fund?

In 1921, the State Board of Land Commissioners was superseded by the State Land Commissioner. The most serious objection that has been raised to a one-man land board is that it is an unsafe business practice to entrust the lending of the State's funds to a single individual. The funds form an endowment for our public schools, and must be guarded as a sacred trust. There seems to be widespread demand for greater security in that respect, and I suggest that you give the subject careful consideration. My impression is that a board of three members, at a reduced salary, would re-

move the objection without increasing the expense of the office. One of the three members could manage the office, thereby replacing the chief clerk. The other two could do the field work, most of which is now done by hired appraisers.

The State Board of Agriculture is undoubtedly rendering much valuable service to the agricultural and live stock industries of the state. These are of the utmost importance, and are deserving of our most considerate and sympathetic attention. It has been suggested, however, that there has been duplication of effort between this Board and the Agricultural College, and that the major portion of the activities of the State Board of Agriculture could be turned over to the College at a material saving of expense. I have not had time to satisfy myself fully as to the feasibility or wisdom of such a course, and I therefore suggest that you make a careful investigation and take such action as in your judgment may seem best.

The Fourteenth Legislature created a Board of Educational Co-ordination, with the object of preventing unnecessary duplication of work in the University of Utah and the Agricultural College. I understand that board has never functioned, because of a flaw in the law. I suggest that you consider the subject again, because it might lead to a considerable saving in expense.

My predecessor has verbally supplemented to me the State Auditor's recommendation that the state's fiscal year for all departments and institutions close at a certain time, preferably June 30, not so much for the purpose of securing uniformity with other states as for the purpose of making it possible to determine the actual condition of the state's finances. My own observation leads me to believe that this is a matter of importance, and I ask your favorable consideration thereof.

There are certain special funds which are administered by state officers without any control over their expenditures by the Legislature, including the Motor Vehicle Registration Fund, the Gasoline Sales Tax Fund, the Cigarette Tax Fund, and the Securities Commission receipts. I merely call your attention to the

fact, because you may conclude that the operating expenses of the funds should be budgeted and included in the appropriation bill.

One of Utah's greatest natural resources is its wonderful scenery. Many of our scenic attractions are unique. Properly exploited they will in time attract hundreds of thousands of visitors to our state. It is sound public policy for us to make these natural wonders easily accessible by means of good roads, for tourist travel is profitable to the people of our state, and by providing for the comfort and safety of the tourist we are doing something that will add to our general prosperity.

Our state road program should be continued until fully developed to meet the needs of all sections of the state. I shall be glad to co-operate in any practical plan to that end. In my opinion, more attention should be given to maintenance of roads. It is wasteful and unbusinesslike to build an expensive road and then let it go to pieces for want of maintenance. It is just as important to maintain a road as to build it in the first place.

An efficient judiciary is essential to good government. The State Bar Association of Utah is sponsoring a plan contemplated to raise the efficiency of our courts, and it takes the stand that in order to have efficient courts the judges must have tenure of office during good behavior, and must be given adequate compensation. I am informed that a bill will be introduced embodying the following recommendations:

1. Judicial candidates shall be prohibited from making campaign contributions.

2. There shall be a separate judicial ballot, on which the names of the candidates shall appear in alphabetical order without party designation.

3. All judges shall hold office during good behavior.

4. Supreme Court justices shall receive $7500, and District Court judges $6500 per year.

5. The salary increase shall not apply to any judges

now in office, but shall go into effect in two installments, in 1929 and 1933 respectively.

The plan has been carefully thought out and is worthy of your careful consideration. Personally, I am inclined to indorse it, although I should prefer that judges first be elected for a probationary term of four years, and then, if re-elected, their re-election might be for the term of their good behavior. Also, it might be well to elect judges in the year following the presidential election, when party politics are least active. By this means we should be fairly certain of a non-partisian judiciary, a goal for which many of us have long been striving.

A somewhat similar procedure with regard to the State Superintendent of Public Instruction would go far toward taking that important office out of politics.

Utah still retains in its election machinery the form of ballot which makes it possible to vote a straight party ticket by putting a cross in the circle beneath the party emblem. This presupposes a degree of ignorance and illiteracy that we should be ashamed to admit. We shall never be assured of intelligent voting until we adopt the headless ballot. In the form of ballot I have in mind the names of all the candidates for each office should be in a group under the title of the office, and the political designation of each should follow his name. The voter can then consider and compare the names and make a real choice between. He can still vote a straight ticket if he wishes, but he must vote separately for a candidate for each office. If he wants to vote a scratched ticket he can do so without fear of spoiling his ballot as he does so often under the present system.

I cannot too strongly urge upon you the importance of public health legislation. In my opinion it is poor economy to neglect public health. Any expenditure that will cut down doctor bills and funeral expenses, and save valuable human lives, is money well spent. Let us be especially interested in the conservation of human life.

Somewhat akin to this subject is the matter of auto-

mobile accidents, and I recommend for your consideration the designing of measures for their prevention, and the protection of victims of such accidents. Automobile accidents have reached an alarming frequency, and are now second in number on the list of accidents from all causes. We are obviously justified in devising new methods of prevention, and of protecting life, limb and property, as well as compensating for such losses. The automobile in the hands of reckless or irresponsible persons is a dangerous agency, and very often the victims are innocent dependents or persons not guilty of any negligence. A number of possible remedies suggest themselves. Perhaps we should prescribe more stringent tests for drivers, and withdraw the privilege of driving from habitual violators of safety regulations. Compulsory liability insurance might be found advisable. It has even been suggested that there should be a method of compensation for the victims of automobile accidents similar to the benefits guaranteed to the victims of industrial accidents by workmen's compensation laws. The subject is extremely complicated and will require study from many angles. It is doubtful that well-advised legislation can be worked out during your brief session, and I therefore suggest the authorization of a non-salaried commission to study the whole subject and report its findings and conclusions to the Seventeenth Legislature.

The Fourteenth Legislature created the State Welfare Commission, and the Commission was continued by the succeeding Legislature, with a provision that it report to the present session. The Commission is recommending the creation of State Board of Public Welfare to assume the functions of the Juvenile Court Commission, with no further appropriation than that accorded the Juvenile Court.

Utah is one of the three states in the Union that has not established a central and permanent form of state supervision of welfare institutions and agencies. The state is appropriating each biennium approximately three-quarters of a million dollars for the special care of its dependent, neglected, delinquent and defective

classes. The trend of development throughout the nation in this respect is toward some form of trained supervision of the state's social welfare activities, to the end that the work may be standardized, and a consistent and progressive program of prevention formulated to reduce to a minimum state expenditures in this field. The plan suggested by the Welfare Commission appears to be a step in a desirable direction.

There will come before you for ratification or rejection the proposed Twentieth Amendment to the Constitution of the United States, giving Congress power to regulate or prohibit child labor. I have no means of determining the views of the majority of our people on this important question, but I must presume that their attitude will be reflected by the votes of their representatives in the Legislature. Personally, I favor the amendment.

I believe every sound thinking man and woman is favorable to proper regulation of the labor of children, and the only question involved is whether regulation should be state or national. The amendment will create no new powers, but will simply invest Congress with the same powers now held by the states. The fear in the minds of some people is that Congress will abuse those powers, whereas State Legislatures have not done so. I am frank to say that if I thought there was any danger that Congress would ever prohibit any person under eighteen years of age from doing any labor, or could prevent the child from working in the home or on the farm, I should be opposed to the amendment. But it is unthinkable that a Congressman would commit political suicide by voting for such a proposition.

Insofar as child labor in Utah is concerned, I am of the opinion that there is little call for federal regulation. However, this is a measure for raising the standard of citizenry, and it is therefore a national problem. State regulation has proved ineffective. Many states refuse to raise their child labor standards because it would put them at an economic disadvantage with other states where the standards are low. The

states which make a bid for capital by refusing to raise their standards do so at great cost to the oncoming citizenry. The want of equality in child labor regulation among the states results in unfairness to those states, which, like Utah, abide by the higher standards, in that capital is tempted from the states of the higher standards to those of the lower standards.

Congress, with the overwhelming approval of the country, passed two child labor laws, but both were declared unconstitutional. The only purpose now is to make the same kind of a law constitutional. In the recent election the three candidates for president were all supporters of the amendment.

Throughout the country there is a steadily growing movement for protection of forests and wild life. The sentiment in Utah is reflected in the fact that almost ten percent of our population is contributing toward such a movement through the purchase of fish and game licenses and by otherwise contributing time and money for protection and propagation of fish and game. In revising the fish and game law two years ago provision was made to divert to the state general fund some of the moneys which formerly went to the fish and game fund. During the past biennium the amounts so diverted aggregated about ten percent of the total collected by the department.

Inasmuch as the sportsmen are bearing the entire cost of the department it would seem that all the moneys collected by it might well be permitted to be devoted to fish and game protection and propagation. Any benefits the general fund might derive from such a diversion would be insignificant as compared with the loss that would be suffered if such action should destroy the spirit of co-operation now obtaining with the sportsmen's organizations throughout the state. Voluntary contributions amounting to thousands of dollars annually are being made by these organizations and expended largely under the direction of the fish and game department to promote conservation. Co-operation of this character should be fostered, and not discouraged

by withholding funds which properly belong to the department.

One of the most important and far reaching matters to come before you is the question of title to lands embraced in federal land grants to the state. Not only does it affect the state's finances but it grasps at the very heart of our state institutions.

The Enabling Act granted to the state certain lands for school and institutional purposes where such lands had not been previously disposed of under authority of some act of Congress. Where such lands had been disposed of, provision was made for lieu selections by the state.

The Interior Department made further reservation to the effect that title to known mineral lands did not pass to the state. The Supreme Court of the United States sustained this position to the extent that the state's title did not attach to lands known to be of mineral value prior to the date when title should pass to the state. The common interpretation of this stipulation, and so acted upon for many years by the state and the Interior Department, was that title should pass when the survey of the lands involved was approved.

Subsequently, however, the Interior Department has made reclassifications and now insists that these reclassifications are retroactive, in effect cancelling the state's title to any lands now classified as mineral in character. As a result, large tracts of state lands, some still held by the state and many others which long ago passed to individuals, are seriously involved. If the Interior Department's position is sustained the state of Utah not only will lose thousands of acres of valuable lands and suffer material loss in taxable property, but possibly will be called upon to make refunds in considerable amounts to those who purchased lands from the state. It also will leave title to all state lands in chaos, as there seems to be no limitation to Interior Department classifications.

Appeals to the Department are without avail, and there is little hope for relief in that direction, because

the rulings of the Department are not subject to court review except where interpretation of the law is in question. The most direct course for settlement of the difficulty is Congressional action confirming titles to state lands, and I hope this Legislature will memorialize Congress to that end.

The Attorney General and the State Land Commissioner are in possesesion of information bearing upon this subject and I know they will be glad to supply any details you may desire. I would respectfully suggest that you confer with them and take such steps as you may deem expedient to protect the state's interests pending Congressional action.

In his biennial report the State Land Commissioner calls attention to the unsatisfactory status of the contract for the sale of the Piute Project to the Piute Reservoir and Irrigation company. It is asserted that the settlers are unable to meet the terms of the contract. I respectfully invite your attention to his recommendations for an adjustment which will afford relief to the settlers under the project.

Suggestions have come to me that our statutes relating to building and loan associations are inadequate to care for existing conditions. Our law applies to mutual companies only and gives the state banking department no control over stock or permanent plan organizations of this character. It may be advisable to rewrite the entire building and loan law to afford the proper protection. This is a matter which vitally affects a class of our citizens who can ill afford to suffer losses because of inadequate safeguards on the part of the state, and I am sure that you will be glad to give it your attention.

Under the terms of a law passed in 1919, the state compels all private employers to pay their employes at least twice each month, and yet the state continues to pay its own officers quarterly. It seems to me that if the state wants to be regarded as a model employer it should at least pay its officers monthly, and I recommend that the present law be amended to that effect.

It is not possible for me to mention all the subjects deserving your consideration. Your patriotism and statesmanship will suggest other topics of legislation conducive to the interests of the whole people. We have received from the same source our brief authority to govern. We are here to serve all the people of Utah. Our citizens will make a fair and reasonable estimate of our fidelity and usefulness. Let us, therefore, labor to a common end and give the state the best service of which we are capable. I realize that we are confronted with problems which no one mind can solve. Your suggestions and advice always will be appreciated. I shall be glad to consult with you at any time and the door of the Executive office always will be open to receive you.

GEORGE H. DERN.

At the conclusion of the reading, Senator Candland moved that the Governor's Message be spread on the journal of the Senate and of the House.

Motion carried.

Senator Winder moved that on the retirement of the Governor, the joint session dissolve.

The motion carried, and the joint session dissolved.

The Senate reconvened at 3:05 p. m., President Irvine in the chair.

The Journal of the First Day was read, corrected and approved.

COMMUNICATIONS FROM THE HOUSE.

THE HOUSE OF REPRESENTATIVES,
State Capitol,
Salt Lake City, Utah, Jan. 12, 1925.

Mr. President:

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

Speaker, W. E. McKell, Salt Lake.

Chief Clerk, E. L. Cropper, Salt Lake.

Minute Clerk, La Mont Allen, Cache.

Docket Clerk, Ione Atwood, Salt Lake.

Engrossing Clerk, Minerva Cottam, Salt Lake.

Committee Clerks, Hazel I. Bonsal, Salt Lake; Grace Lievsay, Salt Lake; Fern Ludlow, Millard; Le Maire Tanner, Juab.

Mailing Clerk, Annie S. Higham, Salt Lake.

Chaplain, Thos. C. Callister, Salt Lake.

Sergeant at Arms, Peter Condie, Salt Lake.

Assistant Sergeant at Arms, Samuel Wright, Utah.

Messengers, Joseph F. Simmons, Salt Lake; William Bridges, Morgan; Alfred Jensen, Box Elder; George Hatch, Davis.

Filing Clerk, Emma D. Best, Salt Lake.

Doorkeepers, Joseph L. Wade, Daggett; John J. Wilcock, Garfield; Christian Lund, Sanpete.

Watchman, Thornton Jackson, Salt Lake.

In making these selections we have aimed at efficiency and we hold the Representatives making the recommendations responsible for the proper performance of duty by the appointees.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

THE HOUSE OF REPRESENTATIVES,
State Capitol,

Salt Lake City, Utah, Jan. 13, 1925.

Mr. President:

This is to inform your Honorable Body, that the Speaker has this day signed, in open session, H. B. No. 1, by Mr. Sharp, entitled, "An Act appropriating $40,000.00 or as much thereof as may be necessary to defray the regular and contingent expenses of the Sixteenth Ses-

sion of the Legislature of the State of Utah," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

H. B. No. 1 was signed by the President in the presence of the Senate and was transmitted to the House for transmission to the Governor.

THE HOUSE OF REPRESENTATIVES,
State Capitol,

Salt Lake City, Utah, Jan. 13, 1925.

Mr. President:

This is to inform your Honorable Body, that the House has this day passed, under suspension of rules, S. C. R. No. 1, by Mr. Peters, "Creating position of Messenger to the Governor," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed and the Governor was notified.

PRESENTATION OF PETITIONS.

Whereas: There is a movement on foot sponsored by some other engineering societies bringing pressure to bear upon the State Legislature to enact a bill licensing practicing engineers in this state;

And Whereas: The enactment of such legislation is deemed unnecessary and unwise to the welfare of the engineering profession and to the public at large;

Be It Resolved: That the Utah Section of the American Institute of Mining and Metallurgical Engineers hereby go on record as firmly opposed to any such legislation;

And Be It Further Resolved: That the Secretary of the Section shall forward copies of this resolution to the

Governor of the State, the President of the Senate and the Speaker of the House of Representatives;

And Be It Further Resolved: That this resolution be given to the various newspapers with the request that it be given the widest publicity.

C. T. VAN WINKLE,
Secretary.

Resolved, That the Ladies Literary Club of Salt Lake City, Utah, is heartily in favor of the proposed Twentieth Amendment to the Constitution of the United States relating to Child Labor, and requests that the Legislature of the State of Utah to be convened January 12th, 1925, ratify the amendment; and

Be It Further Resolved, That a copy of this resolution be forwarded to the Governor, and to the two houses of the Legislature of the State of Utah.

The above resolutions were voted upon and passed at the meeting of the Ladies' Literary Club of Salt Lake City, Utah, convened in general session, January 9th, 1925.

CLARA P. BOTHWELL,
Recording Secretary

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 13, 1925.

Mr. President:

Your Committee on Joint Rules of the Senate and House beg leave to report and recommend that the rules adopted by the Fifteenth Session shall be the joint rules governing this, the Sixteenth Session of the Legislature.

Respectfully submitted,
A. B. IRVINE,
Chairman.
W. E. McKELL,
Vice Chairman.

On motion of Senator Candland the report was adopted.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

ORGANIZATION.

1. *Notification of Organization of Each House.* Immediately after the organization of the Senate and House of Representatives, at the commencement of every regular session of the legislature, each house shall appoint a committee of three to notify the other house that it is organized and ready for the transaction of business.

2. *Committee on Joint Rules.* Thereupon a committee on joint rules shall be appointed, to consist of three Senators, three Representatives, the President of the Senate (who shall be chairman), and the Speaker of the House, whose duty it shall be to formulate a set of joint rules of the Senate and House of Representatives.

3. *Adoption of Rules, Complete Organization of Legislature.* Upon the adoption by both houses of the joint rules, as well as of their own rules, respectively, the legislature shall be deemed fully organized.

4. *Joint Committee to Notify Governor.* Thereupon a joint committee, consisting of three Senators and three Representatives, shall be appointed to inform the Governor personally of the organization of the two houses, and of their readiness to receive his communications.

JOINT CONVENTIONS.

5. *Where Held. Who Preside.* Joint conventions of the two houses shall be held in the hall of the House of Representatives, and the President of the Senate shall preside.

6. *Secretaries, Journal.* The secretary of the Senate and the Chief Clerk of the House of Representatives shall be secretaries of the joint convention, and the pro-

ceedings thereof shall be entered at length upon the Journal of each House.

7. *Rules of the House to Govern.* The rules of the House of Representatives so far as the same may be applicable, shall govern the proceedings in joint convention.

8. *May Compel Attendance of Absent Members.* Joint conventions shall have the power to compel the attendance of absent members in the mode and under the penalties prescribed by the rules of the House to which such members respectively belong, and for that purpose the Sergeant-at-Arms of each House shall attend.

9. *Adjournments, Duty of Each House.* Joint conventions may adjourn from time to time, as may be found necessary, and it shall be the duty of the House of Representatives to prepare to receive the Senate, and of the Senate to proceed to the hall of the House of Represntativs at the time fixed by resolution, or to which the joint convention may have adjourned.

10. *No Business to Be Transacted Except That Specified in the Call.* In all joint conventions it shall be incompetent for either house or the members thereof, or the joint convention, to engage in the transaction of any business other than that for which they were assembled.

JOINT MEETINGS OF COMMITTEES.

11. *Standing Committees May Meet Jointly.* Whenever any bill has been referred by the Senate to one of its committees, and the same or a like bill has been referred by the House of Representatives to one of its committees, the chairman of the respective committees, when in their judgment the interest of legislation or the expedition of business will be better served thereby, may arrange for joint meetings of their committees for the consideration of such bill.

BILLS AND RESOLUTIONS.

12. *Scope of Word "Bill."* Whenever the word "bill" is used in these rules it shall include constitutional amendments, joint and concurrent resolutions and memorials.

13. *Defining Joint and Concurrent Resolutions.* Joint resolutions are those relating to matters to be treated by both houses of the legislature. Concurrent resolutions requiring the concurrence of the Governor.

14. *Procedure on Joint and Concurrent Resolutions and Constitutional Amendments.* Joint resolutions, concurrent resolutions and constitutional amendments shall be treated in all respects as bills.

PREPARATION AND INTRODUCTION OF BILLS.

15. *Size. Number of Copies. Folding. Form.* All bills shall be type-written or printed on paper eight and one-half by thirteen inches, shall be in triplicate or in such additional numbers as each House may require respectively, shall not be folded, and shall have the arrangement and wording prescribed by the following:

16. *Form of Bills.* Every bill shall have (a) a designation; (b) a title; (c) an enactment clause; (d) subject matter disposed in one or more sections; and (e) an emergency clause, if necessary.

17. *Designation.* The designation shall be a heading preceding the title:

S. B. (or H. B.) No. ..... By Mr. .....

S. J. R. (or H. J. R.) No. ..... By Mr. .....

etc.

18. *Title.* The title of every bill introduced shall convey an accurate idea of its subject and shall be expressed in the fewest words practicable. In amending a section of an existing law, the mere reference to the section by number shall not be deemed sufficient.

19. *Enacting Clause.* The title shall be immediately followed by the enacting clause, the form of which is prescribed by the Constitution, Article VI., Section 22, viz.: "Be it enacted by the Legislature of the State of Utah."

20. *Subject Matter.* The subject matter of the bill shall follow the enacting clause, and shall be disposed in one or more sections.

Bills which are not amendatory of existing laws shall be divided into short sections, where this can be done without destroying the sense of any particular section, to the end that future amendments may be made without the necessity of setting forth and repeating sections of unnecessary length.

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 (Const., Art. VI., Section 22).

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. (Const., Art. VI., Sec. 22).

In case of a bill amending an existing law, all omissions must be shown by the insertion of heavy parentheses without including the omitted matter; all additions must be shown by underlining the new matter, and in printing bills all new matter shall be underlined.

No section sub-heads shall be included in any bill. In case of a bill amending an existing law the black-faced sub-heads shall be omitted.

21. *Emergency Clause.* An emergency clause is not required in a bill unless it is desired to make the act take effect at a time other than that prescribed by the Constitution, Art. VI., Sec. 25. Whenever an emergency clause is inserted in a bill, it shall constitute the last section of the bill, and shall be in substantially the following from: "This act shall take effect upon (approval) (or a given date)."

A bill containing an emergency clause can only be passed by a vote of two-thirds of all the members elected to each house (Const., Art. VI., Sec. 25); provided, however, that if such bill receives a majority vote, but less than two-thirds, it shall nevertheless be deemed passed, and the emergency clause shall be omitted from the bill as finally enrolled.

RECORD OF BILLS.

22. *Secretary and Chief Clerk to Keep Register.* The Secretary of the Senate and the Chief Clerk of the House of Representatives, shall keep a register in which shall be recorded every action taken by the Senate and House of Representativs on every bill, concurrent or joint resolution, or consttiutional amendment.

23. *Endorsements on Bills.* The Secretary of the Senate and the Chief Clerk of the House of Representatives shall endorse on every bill a statement of any action taken by the Senate and House of Representatives.

Senate amendments shall be inserted in the bill in blue and House amendments in red.

MESSAGES.

24. *Message to Accompany Bill.* While bills are being transmitted between the two houses, they shall be accompanied by a message signed by the Secretary of the Senate or the Chief Clerk of the House of Representatives, as the case may be.

25. *Notice to Other House of Rejection.* When a bill which has passed in one house is rejected in the other, notice thereof shall be given immediately to the house in which the same has passed.

26. *By Whom Sent.* Messages shall be sent to the other house by an officer or employe to be designated by the Secretary of the Senate, if it be a Senate message, or by the Chief Clerk, if it be a House message.

CONFERENCE COMMITTEES.

27. *Concurrence in Amendments.* In case the Senate amend and pass a House bill, or the House amend and pass a Senate bill, the Senate (if it be a Senate bill), or the House (if it be a House bill), must either "concur" or "refuse to concur" in the amendments. If the Senate concur (if it be a Senate bill), or the House concur (if it be a House bill), the Secretary or Chief Clerk shall notify the House making the amendments, and the bill shall be ordered to enrollment.

28. *Disagreement. Conference Committee.* If the Senate refuse to concur (if it be a Senate bill), or the House refuse to concur (if it be a House bill), the Secretary or the Chief Clerk shall notify the House making the amendments of such refusal, and ask that it recede from its amendments. If it refuses to recede, the presiding officer shall appoint a committee of three on conference, and the Secretary or Chief Clerk shall immediately notify the other house of the action taken and request the appointment of a like committee, which committee shall thereupon be appointed by the presiding officer of the other house. The first Senator named on the conference committee shall act as chairman of the committee from the Senate, and the first Representative named on such committee shall act as chairman of the committee from the House, and the chairman thus selected shall arrange the time and place of all meetings and prepare or direct the preparation of reports. The committees shall report in writing, and shall be authorized to report such modifications or amendments as they think advisable. But no committee of conference shall consider or report on any matter except those directly at issue between the two houses. The papers shall be left with the conferees of the house having possession of the bill, and they shall present the report of the committee to their house. When such house shall have acted thereon, it shall tranmit the same, and the papers relating thereto, to the other, with a message certifying its action thereon. Every report of a committee of conference shall be read through, in each house, before a vote is taken on the same.

29. *Either House May Recede.* It shall be in order for either house to recede from any subject matter of difference existing between the two houses at any time previous to conference, whether the papers on which such difference arose are before the house receding, formally or informally, and on such vote to recede, the same number shall be required to constitute a quorum to act thereon, and to assent to such receding, as was required on the original question out of which the difference arose.

30. *Failure of Conferees to Agree.* In case of a failure of the conferes to agree, a report of such failure may be made, and a further conference may be had, either

by the same or new committees appointed for such purpose. After each House shall have refused conference, and shall have adhered to its disagreement, the bill which is the subject of difference shall be deemed lost, and shall not be again revived during the same session in either house. The report of the committee of conference shall not be subject to amendment.

ACTION ON BILLS AFTER PASSAGE.

31. *Enrollment.* When a bill shall have passed both houses, it shall be duly enrolled by the engrossing and enrolling committee of the House in which it originated, and the fact of its origin shall be certified by the endorsement of the Secretary or Chief Clerk, which endorsement shall also show the dates upon which it passed the Senate and House of Representatives, respectively, and the number of votes cast for and against it in each House and the number of absentees.

32. *Joint Examination of Enrolled Bills.* When a bill shall have been enrolled it shall be examined by the engrossing and enrolling committees of the two Houses, acting jointly for that purpose, who shall carefully compare the enrollment with the bill as passed, correct any errors therein, and make report thereof forthwith to their respective Houses.

33. *Presiding Officers to Sign Bills.* Every bill reported to have been duly enrolled shall be signed first by the presiding officer of the House in which it originated, and then by the presiding officer of the other House, in the presence of the respective houses, after its title has been publicly read immediately before signing, and the fact of such signing shall be entered upon the Journal (Const., Art. VI., Sec. 24). Two carbon copies of the enrolled bill shall be made, one of which shall be filed by the Secretary or Chief Clerk, and the other given to the author of the bill.

34. *Transmitted to Governor.* After a bill shall have been signed by the respective presiding officers of the two Houses, it shall be transmitted by the Secretary or Chief Clerk of the House in which it originated, to-

gether with a written message to the Governor for his approval.

35. *Governor's Action on Bill Reported to Other House.* When the Governor has informed either House that he has signed a bill, or taken any other action affecting both Houses, the House to which his action is reported shall inform the other House of the Governor's report.

ADJOURNMENT.

36. *No Adjournment for More Than Three Days Without Consent of Other House.* Neither House shall, without the consent of the other, adjourn for more than three days.

37. *Adjournment Sine Die.* Adjournment sine die shall be in pursuance of a joint resolution duly adopted, designating the date and hour for such adjournment.

LEGISLATIVE EXPENSES.

38. *How Paid.* Each House shall have full control of its own expenses. All bills, claims or pay rolls shall be certified by the President and secretary of the Senate, or the Speaker and Chief Clerk of the House, as the case may be, to the State Auditor for payment by State warrant, drawn against the fund appropriated for the expenses of the Legislature.

On motion of Senator Funk, the Senate adjourned to January 14 at 2 p. m.

THIRD DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 14, 1925.

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

Roll call. All Senators present.

Prayer by the Chaplain.

The Journal of the Second Day was read, corrected and approved.

Senator Winder moved that hereafter only the general subject of petitions and resolutions be recorded, the body thereof being omitted from the Journal.

Motion carried.

APPOINTMENT OF STANDING COMMITTEES.

President Irvine announced Standing Committees as follows, the first member named to be Chairman:

Agriculture (seven members)—Winder, Candland, Warnick, Ryan, O'Donnell, Finlinson, Robinson.

Appropriations and Claims (seven members)—Callister, Candland, Cottrell, Winder, Funk, Peters, Auerbach.

Banking (five members)—Candland, Auerbach, Hirschi, Dixon, Finlinson.

Commerce and Industries (five members)—Cottrell, Ryan, Funk, Stahle, Callister.

Contingent Expenses (three members)—Robinson, Callister, O'Donnell.

Education (five members)—Hirschi, Warnick, Jenson, Robinson, Westphal.

Engrossing and Enrolling (three members)—Ryan, Funk, Robinson.

Fish and Game (five members)—Westphal, Lewis, Ryan, Auerbach, Stahle.

Highways (seven members)—O'Donnell, Jenson, Hirschi, McConkie, Peters, Robinson, Westphal.

Judiciary (seven members)—Jenson, McConkie, Candland, Peters, Callister, O'Donnell, Stahle.

Public Health and Labor (five members)—Finlinson, Cottrell, Dixon, Westphal, Hirschi.

Public Institutions (seven members)—Funk, Dixon, Jenson, Winder, Finlinson, Lewis, McConkie.

Revenue and Taxation (five members) — Dixon, Auerbach, Winder, Lewis, Peters.

Revision and Printing (three members)—Warnick, Robinson, McConkie.

Rules (three members)—Candland, Cottrell, Callister.

State and Municipal Affairs (seven members)—Peters, Dixon, Cottrell, Winder, Warnick, Lewis, Stahle.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,
STATE OF UTAH.

Salt Lake City, Utah, Jan. 13, 1925.

To the Senate:

I am grateful to your Honorable Body for the courtesy extended in Senate Concurrent Resolution No. 1, authorizing the appointment of a messenger by the Governor for the term of the Sixteenth Legislative Session. Pursuant to this authority I have designated Mr. H. C. McDonough as messenger for the Executive Department.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Unanimous consent being given, Senator Westphal moved that the Senate extend to representatives of the press the courtesies of the Senate.

Motion carried.

The following communication was presented to the Senate:

Salt Lake City, Utah, Jan. 13, 1924.

To the Honorable President and Members of the State Senate, Capitol Building, City.

Gentlemen:

On behalf of the Bonneville Club of this city, it is my

honor and pleasure to invite you to be our guests at dinner next Thursday evening, January 15th, commencing at 7 p. m., at the Hotel Utah.

On that occasion Mr. D. Thomas Curtin, the noted war correspondent, will be our speaker. I am sure that you will enjoy the evening and you will confer a favor on the membership, if you will favor us with your presence.

Tickets will either be delivered to you before that date or will be at the Hotel for you on Thursday evening.

Very respectfully,
C. C. NESLEN,
President Bonneville Club.

Senator Peters moved that the invitation be accepted with the thanks of the Senate.

Motion carried.

INTRODUCTION OF BILLS.

S. C. R. No. 2, By Mr. Dixon, "A resolution proposing an amendment to Sections 2 and 3, Article XIII of the Constitution of the State of Utah, providing for the classification of property for taxation purposes," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 8, By Mr. Candland, "An act to amend Sections 5867 and 5869, Compiled Laws of Utah, 1917, relating to the assessment of the shares of stock in banking corporations," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 9, By Mr. Candland, "An Act to amend Sections 470, 473 and 474, Compiled Laws of Utah, 1917, relating to chattel mortgages," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 10, By Mr. Candland, "An Act prescribing the duties of the Secretary of State with respect to filing chattel mortgages upon livestock and motor vehicles," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 11, By Mr. Candland, "An Act authoriz-

ing the forwarding of negotiable paper for collection directly to the payor," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 12, By Mr. Candland, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 13, By Mr. Lewis, "An Act amending Chapter 39, Laws of Utah, 1923, requiring distributors of, and dealers in, motor vehicle fuels to obtain a license therefor, and levying a tax of two and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on State road bonds and to the State highway maintenance fund; defining terms and prescribing penalties," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 14, By Mr. Lewis, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law, prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new Section to be known as Section 3988x," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 15, By Mr. Lewis, "An Act to amend Section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf," was read the first time and referred to the Committee on Revision and Printing.

On motion of Senator Winder, the Senate adjourned to January 15, at 2 p. m.

FOURTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Jan. 15, 1925.

The Senate met at 2 p. m., President Irvine in the chair.

Roll call. All Senators present.

Prayer by the Chaplain.

The Journal of the Third Day was read, corrected and approved.

COMMUNICATIONS FROM THE HOUSE.

THE HOUSE OF REPRESENTATIVES,
State Capitol,

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

This is to inform your Honorable Body, that the Governor has this day approved and filed with the office of the Secretary of State. H. B. No. 1, by Mr. Sharp, entitled "An Act appropriating $40,000 or so much thereof as may be necessary to defray the regular and contingent expenses of the Sixteenth Session of the Legislature of the State of Utah."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 1, by Mr. Candland, entitled, "An Act relating to the civil administration of the State govern-

ment; enlarging the powers of the State Board of Examiners, making of that Board a Board of Supplies and Purchase; defining its powers and duties; giving it authority to employ an executive secretary and other necessary employees; making an appropriation for the necessary expenses and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of Chapter 127, Laws of Utah, 1921," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 1 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 2, by Mr. Candland, entitled, "An Act amending Section 2472, Compiled Laws of Utah, 1917, as amended by Chapter 50, Session Laws of Utah, 1921, relating to the State Board of Examiners," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 2 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 3 by Mr. Candland, entitled "An Act amending Section, 3028, Compiled Laws of Utah, 1917, relating to the authority and power of the Commissioner of Immigration, Labor and Statistics," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 3 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 4, by Mr. Candland, entitled, "An Act amending Section 3046, Compiled Laws of Utah, 1917, as amended by Chapter 66, Session Laws of Utah, 1921, relating to the expenses of the Commissioner of Indian War Records," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S .B. No. 4 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 5, by Mr. Candland, entitled, "An Act to amend Section 3677 of the Compiled Laws of Utah, 1917, as amended by Chapter 70 of the 1919 Session Laws, limiting the hours of employment of females in certain classes of employment," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 5 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Jan. 15, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 6, by Mr. Candland, entitled, "An Act amending Sections 2711 and 2712 of the Compiled Laws of Utah, 1917, as amended by Chapter 54, Session Laws of Utah, 1921, relating to State Board of Health," with a slight change assented to by Mr. Candland.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 6 was ordered printed and referred to the Committee on Public Health and Labor.

PRESENTATION OF RESOLUTIONS, MOTIONS AND NOTICES.

Senate Joint Resolution No. 1, By Mr. Lewis, "Resolution providing for the appointment of a Joint Committee of Senate and House, to prepare and submit to the Legislature of the State of Utah, a draft of a Bill or Bills providing for the levy of a special tax for raising funds for public boulevards and parks," was read the first time and referred to the Committee on Revision and Printing.

Senate Joint Resolution No. 2, By Mr. Lewis, "Resolution providing for the appointment of a Joint Committee of Senate and House, to prepare and submit to the Sixteenth Legislature of the State of Utah, a draft of a Bill or Bills providing for a Constitutional Amendment or Amendments providing for joint city and county government in counties of the first and second class," was read the first time and referred to the Committee on Revision and Printing.

INTRODUCTION OF BILLS.

S. B. No. 16, By Mr. Candland, "An Act amending Section 2482, Compiled Laws of Utah, 1917, as amended by Chapter 51, Session Laws, 1921, relating to the duty of the State Auditor regarding claims," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 17, By Mr. Cottrell, "An Act amending Sections 2943, 2944, 2945 and 2954 of the Compiled Laws of Utah, 1917, relating to hotel inspection, fees for inspection, the agency charged with the duty of inspection, inspection certificates, power of inspector and assistants and license to hotel keepers," was read the first time and referred to the Committee on Revision and Printing.

Senator Peters moved that when the Senate adjourn it be to January 16 at 1:30 p. m.

Motion carried.

On motion of Senator Winder the Senate adjourned to January 16 at 1:30 p. m.

FIFTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Jan. 16, 1925.

The Senate met at 1:30 p. m., President Irvine in the Chair.

Roll call. All Senators present except Senator Candland, who was excused.

Prayer by the Chaplain.

The Journal of the Fourth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 7, by Mr. Callister, entitled, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter I, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties and powers of said Board and providing for the appointment of an executive secretary to the Board, and defining his duties and salary and providing for the expenses of the Board and the executive secretary," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 7 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah, 1917, relating to the assessment of the shares of stock in banking corporations," with a slight change assented to by Mr. Candland.

Respectfully
D. H. ROBINSON,
Acting Chairman.

S. B. No. 8 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 9, by Mr. Candland, entitled, "An Act to amend Sections 470, 473 and 474, Compiled Laws of Utah, 1917, relating to chattel mortgages," with a slight change assented to by Mr. Candland.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 9 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 10, by Mr. Candland, entitled, "An Act prescribing the duties of the Secretary of State with respect to filing chattel mortgages upon livestock and motor vehicles," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 10 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 11 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 12, by Mr. Candland, entitled, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 12 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 13, by Mr. Lewis, entitled, "An Act amending Sections 3, 4 and 6 of Chapter 39, Laws of Utah, 1923, requiring distributors of and dealers in, motor vehicle fuels to obtain a license therefor, and levying a tax of two and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on State

road bonds and to the State highway maintenance fund; defining terms and prescribing penalties," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 13 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics, by adding a new Section to be known as Section 3988x," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 14 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 15, by Mr. Lewis, entitled, "An Act to amend Section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 15 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. J. R. No. 1, by Mr. Lewis, entitled, "Resolution providing for the appointment of a joint committee of Senate and House, to prepare and submit to the Legislature of the State of Utah, a draft of a bill or bills providing for the levy of a special tax for raising funds for public boulevards and parks," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. J. R. No. 1 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 16, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. J. R. No. 2, by Mr. Lewis, entitled, "Resolution providing for the appointment of a joint committee of Senate and House, to prepare and submit to the Sixteenth Legislature of the State of Utah, a draft of a bill or bills providing for a constitutional amendment or amendments providing for joint city and county government in counties of the first and second class," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. J. R. No. 2 was ordered printed and referred to the Committee on State and Municipal Affairs.

MISCELLANEOUS BUSINESS.

A communication was presented from the Utah State Farm Bureau, extending an invitation for the Senate to attend the sessions of that body to be held on January 21, 22 and 23, 1925, and especially on the evening of January 23.

On motion of Senator Dixon, the invitation was accepted.

Senator Winder called attention to the fact that a Congressional Resolution proposing an amendment to the Federal Constitution had been forwarded to the Governor of Utah, in June, 1924, with the request that it be submitted to the Legislature at the beginning of this session. As it has not reached the Legislature, Mr. Winder moved that the Secretary be instructed to write to His Excellency, asking as to the status of the matter.

Motion carried.

On motion of Senator Dixon, the Senate adjourned to Jan. 19, at 2 p. m.

EIGHTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 19, 1925.

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

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Fifth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. C. R. No. 2, by Mr. Dixon, entitled, "A Resolution proposing an amendment to Sections 2 and 3, Article XIII. of the Constitution of the State of Utah, providing for the classification of property for taxation purposes," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. C. R. No. 2 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 16, by Mr. Candland, entitled, "An Act amending Section 2482, Compiled Laws of Utah, 1917, as amended by Chapter 51, Session Laws, 1921, relating to the duty of the State Auditor regarding claims," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 16 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 17, by Mr. Cottrell, entitled, "An Act amending Sections 2943, 2944, 2945 and 2954 of the Compiled Laws of Utah, 1917, relating to Hotel Inspection, fees for inspection, the agency charged with the duty of inspection, inspection certificates, power of inspector and assistants and license to hotel keepers," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 17 was ordered printed and referred to the Committee on Public Health and Labor.

INTRODUCTION OF BILLS.

S. B. No. 18, By Mr. Robinson, "An Act relating to the establishment of kindergarten schools when the district board of education is petitioned to establish such schools, and providing for their maintenance," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 19, By Mr. Lewis, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, relating to and prescribing penalties for violations of Title 54, Compiled Laws of Utah, 1917, prohibiting the manufacture and sale of intoxicating liquors, and adding a new section to be known as Section 3345x," was read the first time and referred to the Committee on Revision and Printing.

MISCELLANEOUS BUSINESS.

Senator Callister moved that the Committee on Rules be instructed to bring into the Senate at tomorrow's session an amendment to Rule 75, making the membership of the Committee on Appropriations and Claims nine instead of seven, as now.

Motion carried.

COMMUNICATION FROM THE SECRETARY OF STATE.

Salt Lake City, Utah, Jan. 19, 1925.

Mr. H. L. Cummings,
Secretary of the Senate,
Capitol Building.

Dear Sir:

I am transmitting herewith certified copy of Joint Resolution proposing an amendment to the Constitution of the United States, giving Congress the power to limit, regulate and prohibit the labor of persons under the age of eighteen.

Kindly acknowledge receipt, and oblige

Yours very truly,
H. E. CROCKETT,
Secretary of State.

State of Utah,
Executive Department,
Secretary of State's Office.

I, H. E. CROCKETT, Secretary of State of the State of Utah, do hereby certify that the attached is a full, true and correct copy of a certified copy of "Joint Resolution proposing an amendment to the Constitution of the United States," giving Congress the power to limit, regulate and prohibit the labor of persons under eighteen years of age.

As appears on file in my office.

(SEAL.)

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the great seal of the State of Utah, this 19th day of January, 1925.

H. E. CROCKETT,
Secretary of State.

No. 2707.

UNITED STATES OF AMERICA

(SEAL)

DEPARTMENT OF STATE.

To All to Whom These Presents Shall Come, Greeting:

I certify that the copy hereto attached is a true copy of a Resolution of Congress, entitled "Joint Resolution Proposing an Amendment to the Constitution of the United States," the original of which is on file in this Department.

(SEAL.)

IN TESTIMONY WHEREOF, I, CHARLES E. HUGHES, Secretary of State, have hereunto caused the Seal of the Department of State to be affixed and my name subscribed by the Chief Clerk of the said Department, at the City of Washington, this sixth day of June, 1924.

CHARLES E. HUGHES,
Secretary of State.

By EDWIN C. WILSON,
Acting Chief Clerk.

SIXTY-EIGHTH CONGRESS OF THE UNITED STATES OF AMERICA; AT THE FIRST SESSION,

Begun and held at the City of Washington on Monday, the third day of December, one thousand nine hundred and twenty-three.

JOINT RESOLUTION

Proposing an Amendment to the Constitution of the United States.

Resolved by the Senate and House of Representatives of the United States of America in Congress Assembled (two-thirds of each House concurring therein), that the following article is proposed as an amendment to the Constitution of the United States, which, when ratified by the Legislatures of three-fourths of the several States, shall be valid to all intents and purposes as a part of the Constitution:

"ARTICLE ——.

"Section 1. The Congress shall have power to limit, regulate, and prohibit the labor of persons under eighteen years of age.

"Sec. 2. The power of the several States is unimpaired by this Article except that the operation of State laws shall be suspended to the extent necessary to give effect to legislation enacted by the Congress."

F. H. GILLETT,
Speaker of the House of Representatives.

ALBERT B. CUMMINS,
President Pro Tempore of the Senate.

I certify that this Joint Resolution originated in the House of Representatives.

WM. TYLER PAGE,
Clerk.

The communication was filed and the proposed amendment was referred to the Committee on Public Health and Labor.

A communication was received from the Women's State Legislative Committee of the Republican National Committee, inviting the Senate to attend a meeting this evening and listen to a discussion of the proposed Child Labor amendment.

Communication filed.

A communication from the Ladies' Auxiliary of the Brotherhood of Railway Trainmen, endorsing the proposed Constitutional Amendment, was read.

Communication filed.

On motion of Senator Peters, the Senate adjourned.

NINTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 20, 1925.

The Senate met at 2 p. m., President Irvine in the chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Eighth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 18, by Mr. Robinson, entitled, "An Act relating to the establishment of Kindergarten Schools when the district board of education is petitioned to establish such schools, and providing for their maintenance," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

S. B. No. 18 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 19, by Mr. Lewis, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, relating to and prescribing penalties for the violations of Title 54, Compiled Laws of Utah, 1917, prohibiting the manufacture and sale of intoxicating liquors, and adding a new section to be known as Section 3345x," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 19 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

Your Committee on Public Institutions, to which was referred S. B. No. 15, by Mr. Lewis, entitled, "An Act to amend Section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf," begs leave to report that it has considered the same favorably and recommends that it be passed.

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

S. B. No. 15 was placed on the second reading calendar.

REPORT OF SPECIAL COMMITTEE.

Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

Your Committee on Rules beg leave to submit the fol-

lowing amendment to Rule 75, and recommend that it shall read: 2. Appropriations and Claims, nine members, instead of seven members as now provided.

We also recommend that the secretary, together with the Clerk of the House, shall have printed for the use of the Senate one hundred copies of the Rules, forty of which shall be leather bound, one copy to have the name of each Senator printed thereon, and two hundred copies for use of the House as they may designate.

Respectfully submitted,
W. D. CANDLAND,
Chairman.

On motion of Senator Peters, the report was made a special order for Jan. 21, at 2:15 p. m.

PRESENTATION OF RESOLUTIONS.

S. J. R. No. 3, By Mr. Winder, "Resolution rejecting the proposed Twentieth Amendment to the Constitution of the United States relating to child labor," was read the first time and referred to the Committee on Revision and Printing.

INTRODUCTION OF BILLS.

S. B. No. 20, By Mr. Funk, "An Act prohibiting owners, keepers, managers, licensers and employees of public billiard and pool halls, allowing minors to enter or remain in the same: prohibiting minors from entering or remaining in public billiard halls and pool halls, and providing a penalty for violation of this Act," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 21, By Mr. Callister, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liquors," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 22, By Mr. Callister, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, empowering Boards of Commissioners and City Councils of cities to prohibit the manufacture, sale, use and possession of

intoxicating liquors," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 23, By Mr. Candland, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute irrigation project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 24, By Mr. Jenson, "An Act amending Section 7312, Compiled Laws of Utah, 1917, relating to termination of life estate," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 25, By Mr. Jenson, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 26, By Mr. Jenson, "An Act Amending Section 6867, Compiled Laws of Utah, 1917, relating to Judgment Roll," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 27, By Mr. Westphal, "An Act to regulate the sale of poultry and prohibit the sale thereof under certain conditions," was read the first time and referred to the Committee on Revision and Printing.

S. B. 28, By M. S. Winder, "An Act making an appropriation to pay for diseased animals which have been condemned and slaughtered," was read the first time and referred to the Committee on Revision and Printing.

S. B. 29, By M. S. Winder, "An Act making an appropriation for control and paying indemnities for diseased animals that shall be condemned and slaughtered," was read the first time and referred to the Committee on Revision and Printing.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, Jan. 19, 1925.

Gentlemen:

I am grateful to your honorable body for the information that a copy of the resolution proposing to amend the Constitution of the United States to give Congress the power to limit, regulate and prohibit the labor of persons under eighteen years of age, had been receipted for by Governor Mabey last June. Through inadvertence, it appears, this certified copy of the resolution was not forwarded to the Secretary of State, who is the keeper of the State's official records and communications, and my predecessor apparently overlooked the matter of calling the subject to my attention. The certified copy of the resolution has been located and forwarded to the Secretary of State of Utah for transmission to your honorable body.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM HOUSE.

Salt Lake City, Jan. 19, 1925.

Mr. President:

I am instructed to inform your honorable body that the House has this day passed as amended, H. C. M. No. 1, by Mr. Hunt, "Memorializing the Congress of the United States, Asking favorable action on Senate Joint Resolution 147, and Senate Bill 2424, relating to grazing fees on National Forests," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed. H. C. M. No. 1 was read the first time and referred to Committee on Agriculture.

Salt Lake City, Jan. 19, 1925.

Mr. President:

I am instructed to inform your honorable body that the House has this day passed as amended, H. C. M. No. 2, by Mr. Stark, Favoring Senate Bill No. 2327, An Act to Regulate Commerce," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed. H. C. M. No. 2 was read first time and referred to Committee on Commerce and Industry.

MISCELLANEOUS BUSINESS.

A communication was received from the Utah Taxpayers Association, transmitting resolutions against the proposed Child Labor Amendment.

The communication was filed, and the accompanying resolutions were referred to the Committee on Public Health and Labor.

On motion of Senator Winder the Senate adjourned.

TENTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Jan. 21, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call.. Quorum present.

Prayer by the Chaplain.

The Journal of the Ninth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 20, by Mr. Funk, entitled, "An Act prohibiting owners, keepers, managers, licensers and employees of public billiard and pool halls, allowing minors to enter or remain in the same: Prohibiting minors from entering or remaining in public billiard halls and pool halls, and providing a penalty for violation of this Act," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 20 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 21, by Mr. Callister, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liquors," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 21 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 22, by Mr. Callister, entitled, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, empowering boards of commissioners and city councils

of cities to prohibit the manufacture, sale, use and possession of intoxicating liquor," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 22 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 23, by Mr. Candland, entitled, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute irrigation project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 23 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 24, by Mr. Jenson, entitled, "An Act amending Section 7312, Compiled Laws of Utah, 1917, relating to Termination of Life Estate," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 24 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 25, by Mr. Jenson, entitled, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 25 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 26, by Mr. Jenson, entitled, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to judgment roll," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 26 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 27, by Mr. Westphal, entitled, "An Act to regulate the sale of poultry and prohibit the sale thereof under certain conditions," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 27 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 28, by Mr. Winder, entitled, "An Act making an appropriation to pay for diseased animals which have been condemned and slaughtered," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 28 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 29, by Mr. Winder, entitled, "An Act making an appropriation for control and paying indemnities for diseased animals that shall be condemned and slaughtered," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed. S. B. No. 29 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Banking report back S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed. S. B. No. 8 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Banking report back S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed. S. B. No. 11 was placed on the second reading calendar.

SENATE CHAMBER,

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Your Committee on Banking report back S. B. No. 12, by Mr. Candland, entitled, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed. S. B. No. 12 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

Senate Bill No. 7, by Mr. Callister, entitled, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter I, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109 Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties

and powers of said Board and providing for the appointment of an Executive Secretary to the Board, and defining his duties and salary and providing for the expenses of the Board and the Executive Secretary," is herewith returned with recommendation that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman, Judiciary Committee.

Report filed. S. B. No. 7 was placed on the second reading calendar.

SENATE CHAMBER,
Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

Your Committee on Agriculture report back H. C. M. No. 1, by Mr. Hunt, entitled, "Memorializing the Congress of the United States, asking favorable action on Senate Joint Resolution 147, and Senate Bill 2424, relating to grazing fees on National Forests," and recommends that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed. H. C. M. No. 1 was placed on the second reading calendar.

SPECIAL ORDER.

At 2:15 the special order was announced, the report of the Committee on Rules, proposing an amendment to Rule 75, providing for an increase of the Committee on Appropriations and Claims to nine members. On motion of Senator Funk the report of the committee was adopted and the rule was changed.

Senators McConkie and Finlinson were appointed as the additional members.

INTRODUCTION OF BILLS.

Senate Bill No. 30, by Mr. Jenson, "An Act amend-

ing Section 6549, Compiled Laws of 1917, as amended by Chapter 143, Laws of Utah for 1921, relating to service of Summons by publication," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 31, by Mr. Jenson, "An Act amending Chapter 33 of Title 120, Compiled Laws of Utah, 1917, relating to trial under code of Criminal Procedure by adding thereto a new section to be known as Section 9875x," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 32, by Mr. Peters, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws of Utah, 1919, relating to the granting by the Public Utilities Commission of certificates of public convenience and necessity to public utilities, and providing the procedure therefor, and for the exercise of rights thereunder, and for restrictions of non-operating utilities, and requiring the consent of local authorities to the use of public highways and streets by public utilities," was read the first time and referred to the Committee on Revision and Printing.

COMMUNICATIONS FROM THE HOUSE.

THE HOUSE OF REPRESENTATIVES,
State Capitol,

Salt Lake City, Utah. Jan. 20, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed H. C. M. No. 3, by Mr. Sharp "memorializing Congress to repeal that part of the law relating to the election of President and Vice President of the United States which provides for the attendance in Washington of and payment to a Messenger to the Electoral College," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed. H. C. M. No. 3 was read the first time and referred to Committee on State and Municipal Affairs.

THE HOUSE OF REPRESENTATIVES,
State Capitol,
Salt Lake City, Utah, Jan. 21, 1925.

Mr. President:

This is to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 3, by Mr. Petty, "An Act amending Section 783, Chapter 24, Compiled Laws, 1917, relating to incorporations of towns," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed. H. B. No. 3 was read the first time and referred to Committee on State and Municipal Affairs.

THE HOUSE OF REPRESENTATIVES,
State Capitol,
Salt Lake City, Utah, Jan. 20, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. C. M. No. 4, by Mr. Whittaker, "Memorializing Congress to make an appropriation for the investigation of Utah's potash deposits and experimentation on producing from them high grade potassium salts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed. H. C. M. No. 4 was read the first time and referred to Committee on Agriculture.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 15 was placed on Second Reading.

S. B. No. 15 was read the second time and placed on the third reading calendar by the following vote: Ayes, 18. Absent and not voting, 2. Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, Winder.

MISCELLANEOUS BUSINESS.

Senator Warnick moved that the printing of 300 copies of the Journal be authorized instead of 250 as heretofore.

Motion carried.

A communication was received from the State Historical Society inviting the Senate to attend a meeting on the evening of Jan. 24.

Communication filed.

On motion of Senator Westphal, the Senate adjourned.

ELEVENTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Jan. 22, 1925.

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

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Tenth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 22, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 31, by Mr. Jenson, entitled, "An Act amending Chapter 33 of Title 120, Compiled Laws of Utah, 1917, relating to trial under code of Criminal Procedure by adding thereto a new section to be known as Section 8975x," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 31 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 22, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 32, by Mr. Peters, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1919, relating to the granting by the Public Utilities Commission of certificates of public convenience and necessity to public utilities, and providing the procedure therefor, and for the exercise of rights thereunder, and for restrictions on non-operating utilities, and requiring the consent of local authorities to the use of public highways and streets by public utilities," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 32 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Jan. 22, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 30, by Mr. Jenson, entitled, "An Act amending Section 6549, Compiled Laws for 1917, as amended by Chapter 143, Laws of Utah for 1921, relat-

ing to service of Summons by publication," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

S. B. No. 30 was ordered printed and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

Senate Bill No. 33, by Mr. Jenson, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new section to be known as Section 5357x," was read the first time and referred to the Committee on Revision and Printing.

COMMUNICATIONS FROM THE HOUSE.

THE HOUSE OF REPRESENTATIVES,
State Capitol,

Salt Lake City, Utah, Jan. 22, 1925.

Mr. President:

This is to inform your Honorable Body that the House has this day passed H. C. M. No. 6, by Mr. Whittaker, "Memorializing Congress to pass the Pittman Bill relating to the purchase of 14,437,000 ounces of American produced silver at $1.00 per ounce," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 6 was read first time and referred to Committee on Commerce and Industry.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 15 was read the third time and placed on its final passage, and passed by the following vote: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 15 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 7 was read the second time.

S. B. No. 7 was placed on the third reading calendar by the following vote: Ayes, 18; nays, 2; absent, none.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, McConkie.

S. B. No. 11 was read the second time. On motion of Senator O'Donnell the bill was amended as follows: On line 5, after the word "in," insert the words "the same or in".

S. B. No. 11 was placed on the third reading calendar by the following vote: Ayes, 19; nays, 1; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Cottrell.

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

On motion of Senator Dixon, S. B. No. 8 was made a special order for Tuesday, January 27, at 2:15 p. m.

On motion of Senator Candland, S. B. No. 12 was made a special order for January 27, following consideration of S. B. No. 8.

On motion of Senator Cottrell, further action on H. C. M. No. 1 was deferred until the Senators are supplied with copies.

On motion of Senator Finlinson, the Senate adjourned.

TWELFTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 23, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Eleventh Day was read, corrected and approved.

PRESENTATION OF PETITIONS AND CLAIMS.

Salt Lake City, Utah, Jan. 23, 1925.

Hon. A. B. Irvine,
President of the Senate.

Hon. Wm. E. McKell,
Speaker of the House.
Sixteenth Session of the Legislature.

Gentlemen:

We are transmitting to you herewith claim of the County Commissioners of Box Elder County in amount of $14,645.62, and claim of the County Commissioners of Davis County in the sum of $10,359.20, representing expenditures made by these counties and certified to by the respective county auditors, in clearing and putting in proper shape the State Highway at Willard, Box Elder County, and Farmington, Davis County, which was damaged by floods on the 13th day of August, 1923.

All papers in support of these claims are submitted herewith to your Honorable Body with recommenda-

tions of the State Board of Examiners that appropriations be made to cover same.

Yours very truly,
H. E. CROCKETT,
Secretary State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 23, 1925.

Hon. A. B. Irvine,
President of the Senate.

Hon. Wm. E. McKell,
Speaker of the House.
Sixteenth Session of the Legislature.

Gentlemen:

I have been directed by the State Board of Examiners to transmit to your Honorable Body, claim of W. R. Hammond, proprietor of the Inter-Mountain Trading Stamp Company in amount of $3,927.55, and claim of Sperry & Hutchinson Company, a corporation, in the amount of $26,932.00, for refund of above amounts which were paid into the Secretary of State from 1915 to 1921 in conformity with the law known as a Tax on Trading Stamps, being Chapter 117, Session Laws of Utah, 1915, which act was declared unconstitutional in September, 1921, by the Supreme Court.

These claims were duly filed with the State Board of Examiners and acted upon as provided in Section 2476 of the Compiled Laws of Utah, 1917, and rejected. Claimants have appealed from the decision of this Board to your Honorable Body, under the provisions of Section 2481, Compiled Laws of Utah, 1917, and all papers in said claims together with claimants' notice of appeal are transmitted herewith for your consideration.

Yours very truly,
H. E. CROCKETT,
Secretary State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 23, 1925.

Hon. A. B. Irvine,
President of the Senate.

Hon. Wm. E. McKell,
Speaker of the House.
Sixteenth Session of the Legislature.

Gentlemen:

I am directed by the State Board of Examiners to transmit to your Honorable Body, all papers in claim of Mr. Charles J. Bengtzen, for extra time alleged to have been put in by him when employed by the State Prison as a guard in state convict camp in Grand County during 1918.

This claim was given the consideration of this Board at its meeting held November 27th, 1922, prior to the Fifteenth Session of the Legislature, under the provisions of Section 2476, Compiled Laws of Utah, 1917, and rejected.

The claim was again filed with the Board and considered at its meeting held November 28th, 1924, and upon the unanimous vote of the Board the Secretary was directed to submit same to your Honorable Body for consideration without the approval of the State Board of Examiners.

Yours very truly,
(Signed) H. E. CROCKETT,
Secretary State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 23, 1925.

Hon. A. B. Irvine,
President of the Senate.

Hon. Wm. E. McKell,
Speaker of the House.
Sixteenth Session of the Legislature.

Gentlemen:

I am directed by the State Board of Examiners to

transmit to your Honorable Body, claim of Mr. William J. Murphy in the amount of $1,000.00, account injury to his nine year old son, William Francis Murphy, who was run over by a State Road Commission truck on September 28th, 1920, at Thistle, Utah.

Mr. Murphy filed a claim in amount of $466.12 prior to the Fifteenth Session of the Legislature, which was considered by this Board at its meeting held under date of November 27th, 1922, and approved for $500.00 which covered the actual hospital and doctor bills, and an appropriation covering that amount was made by the Fifteenth Legislature.

The claim which is being transmitted to you herewith was filed under the provisions of Section 2475, Compiled Laws of Utah, 1917, and acted upon by this Board as provided by Section 2476. Upon unanimous vote of the Board the Secretary was directed to refer the claim to your Honorable Body with a statement of facts.

Yours very truly,

(Signed) H. E. CROCKETT,
Secretary State Board of Examiners.

Communication filed.

Referred to the Committee on Appropriations and Claims.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 33, by Mr. Jenson, entitled, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new Section to be known as Section 5357x", without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 33 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. C. M. No. 3, by Mr. Sharp, entitled, "Memoralizing Congress to repeal that part of the law relating to the election of President and Vice President of the United States, which provides for the attendance in Washington of and payment to a messenger to the Electoral College," and recommends that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

H. C. M. No. 3 was placed on the second reading calendar.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Your Committee on State and Municipal Affairs reports back H. B. No. 3, by Mr. Petty, entitled, "An Act amending Section 783, Chapter 24, Compiled Laws, 1917, relating to incorporation of towns," and recommends that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 3 was placed on the second reading calendar.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Your Committee on Commerce and Industry, to whom was referred H. C. M. No. 2, by Mr. Stark, entitled, "Memorializing the Congress of the United States, favoring Senate Bill No. 2327, an Act regulating Commerce," beg leave to report that they have considered

same and recommend that the same be passed as amended by the House.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

H. C. M. No. 2 was placed on the second reading calendar.

Senator Cottrell moved that the rules be suspended and H. C. M. No. 2 be read the second and third times and placed on its final passage.

Motion carried.

H. C. M. No. 2 was read the second and third times and placed on its final passage and passed by the following vote:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

H. C. M. No. 2 was transmitted to the House.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Senate Bill No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new section to be known as Section 3988X," is herewith returned with ecommendation that it be passed with following amendments:

1. Strike out "felony" in line one, page two, and insert in lieu thereof "misdemeanor."

2. Strike out "less" in line two, on page two, and insert in lieu thereof "more."

3. Strike out "and" in line two, page two, and insert in lieu thereof "or."

4. Strike out "State Prison" in line three, page two, and insert in lieu thereof "County Jail."

5. Strike out "less" in line three on page two, and insert in lieu thereof "more."

6. Strike out "nor more than five years" in line four, page two, and in lieu thereof insert, "or both such fine and imprisonment."

7. Strike out all of line five, page two, after word "shall"; all of lines six, seven and eight, and insert in lieu thereof "in the discretion of the Judge of the District Court forfeit for a period of one year after such conviction the right to drive or operate any motor vehicle upon any street or public highway in the State of Utah."

Very respectfully submitted,

DAVID JENSON,
Chairman, Judiciary Committee.

Report filed.

S. B. No. 14 was placed on the second reading calendar.

INTRODUCTION OF BILLS.

Senate Bill No. 34, by Mr. Jenson, "An Act amending Chapter 3, Title 118, Compiled Laws of Utah, 1917, relating to Release of Mortgage and Liens by Foreign Executors and Administrators by adding new Section to be known as Section 7588x", was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 35, by Mr. Auerbach, "An Act officially recognizing Memorial Park as a place dedicated to the memory of Utah men whose lives were lost during the

World War; making an appropriation for beautifying and improving said park; and otherwise furthering the purposes thereof; and providing for the expenditure of said money," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 7 was read the third time.

On motion of Senator Lewis, S. B. No. 7 was made a special order for Jan. 28, at 2:30 p. m.

S. B. No. 11 was read the third time.

S. B. No. 11 then passed on the following roll call: Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

S. B. No. 11 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

H. C. M. No. 1 was read the second time.

H. C. M. No. 1 was then ordered read the third time on the following roll call: Ayes, 18, nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister and Winder.

Salt Lake City, Utah, January 23, 1925.

Mr. President:

Your Committee on Revision and Printing report

back S. B. No. 34, by Mr. Jenson, entitled, "An Act amending Chapter 3, Title 118, Compiled Laws of Utah, 1917, relating to Release of Mortgages and Liens by Foreign Executors and Administrators by adding new Section to be known as "Section 7588X,'' without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 34 was referred to the Committee on Judiciary.

Senator Peters moved that when the Senate adjourn it be to Monday, Jan. 26, at 2 p. m.

Motion carried.

On motion of Senator Peters the Senate adjourned.

FIFTEENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 26, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Twelfth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 26, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 35, by Mr. Auerbach, entitled, "An Act

officially recognizing Memorial Park as a place dedicated to the memory of Utah men whose lives were lost during the world war; making an appropriation for beautifying and improving said park; and otherwise furthering the purposes thereof; and providing for the expenditure of said money," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 35 was ordered printed and referred to the Committee on Appropriations and Claims.

INTRODUCTION OF BILLS.

Senate Bill No. 36, by Mr. Lewis, "An Act to amend Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1923, relating to Motor Vehicles, and Licenses and Fees therefor," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 37, by Mr. Peters, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992 Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

COMMUNICATIONS FROM THE HOUSE.

THE HOUSE OF REPRESENTATIVES,
State Capitol,
Salt Lake City, Utah, Jan. 26, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. C. M. No. 2, by Mr. Stark, entitled, "Memorializing the Congress of the United States, favoring Senate Bill No. 2327, an act to regulate commerce," and

same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

H. C. M. No. 2 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

CONSIDERATION OF BILLS ON THIRD READING.

H. C. M. No. 1 was read the third time and placed on its final passage.

H .C. M. No. 1 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

H. C. M. No. 1 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 14 was read the second time.

The committee report on the bill was adopted.

On motion of Senator McConkie the bill was amended as follows: The words "at hard labor" were stricken out in line 3, page 2.

On motion of Senator Hirschi the bill was amended as follows: The word "by" was inserted after "or" in line 4, page 2.

S. B. No. 14 was then ordered read the third time on the following roll call:

Ayes, 19; nays, 1; absent, none.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Candland.

H. C. M. No. 3 was read the second time.

The Senate rejected H. C. M. No. 3 by the following vote:

Ayes, 9; nays, 11; absent, none.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, Peters, Stahle.

Those voting in the negative were: Senators Candland, Funk, Hirschi, McConkie, O'Donnell, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

H. C. M. No. 3 was transmitted to the House.

H. B. No. 3 was read the second time.

H. B. No. 3 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

MISCELLANEOUS BUSINESS.

A communication was received from Alma Eldredge, transmitting a claim for $113.12, alleged to be due for jury service in 1880.

Referred to the Committee on Appropriations and Claims.

A communication was received from the Salt Lake Branch of the Alliance of Unitarian and other Liberal Christian Women, endorsing the proposed Child Labor Amendment.

Communication filed.

On motion of Senator Warnick, the Senate adjourned.

SIXTEENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 27, 1925.

President Irvine called the Senate to order at 2 p. m.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Fifteenth Day was read, corrected and approved.

REPORT OF STANDING COMMITTEE.

Salt Lake City, Utah, Jan. 27, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. J. R. No. 3, by Mr. Winder, entitled, "Resolution rejecting the proposed Twentieth Amendment to the Constitution of the United States relating to Child Labor," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. J. R. No. 3 was ordered printed and referred to the Committee on Public Health and Labor.

INTRODUCTION OF BILLS.

S. B. No. 38, by Mr. Dixon, "An Act amending Sections 5383, 5384, 5406, 5409, 5413 and 5415, Compiled Laws of Utah, 1917, changing the name of the State Mental Hospital, located at Provo City, in the County of Utah, to the Utah State Hospital," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 39, by Mr. Hirschi, "An Act to appropriate the sum of $5,000 as and for the partial relief to Washington County because of the extra heavy expense incurred by said county in the prosecution of criminals," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 40, by Mr. Callister, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of police departments in cities of the first and second class," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 14 was read the third time.

On motion of Senator Candland the bill was amended as follows: Section 2 was stricken out.

S. B. No. 14 then passed on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 14 was transmitted to the House.

SPECIAL ORDER.

At 2:15 p. m., S. B. No. 8 was taken up on special order.

S. B. No. 8 was then ordered read the third time on

the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 12 was read the second time.

S. B. No. 12 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 3 was read the third time.

H. B. No. 3 then passed on the following roll call:

Ayes, 20; Nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

H. B. No. 3 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, January 27th, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Governor has this day approved H. C. M. No. 2, by Mr. Stark, entitled, "Memorializing the Congress of the

United States, favoring Senate Bill No. 2327, An Act to Regulate Commerce," and the same has been filed in the office of the Secretary of State.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, January 27th, 1925.
Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. C. M. No. 1, by Mr. Hunt, entitled, "Memorializing the Congress of the United States, asking favorable action on Senate Joint Resolution 147, and Senate Bill 2424, relating to Grazing Fees on National Forests," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. M. No. 1 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

MISCELLANEOUS BUSINESS.

An invitation was received from the President of the Agricultural College for the Senate to visit that institution. Senator Funk moved that the invitation be accepted, and the President appoint a committee of three to confer with a like committee from the House as to details. Motion carried.

Senators Funk, Hirschi and Warnick were appointed.

A communication was received from the State Legislative Boards of the Transportation Brotherhoods, endorsing the proposed Child Labor Amendment.

Referred to Committee on Public Health and Labor.

A communication was received from the National Organization of the Service Star Legion, endorsing the proposed Child Labor Amendment.

Referred to the Committee on Public Health and Labor.

A communication was received from Mr. I. C. Thoresen, offering suggestions as to taxation of property.

Referred to the Committee on Revenue and Taxation.

A request for an increased appropriation was presented by the Children's Aid Society of Ogden.

Referred to the Committee on Appropriations and Claims.

On motion of Senator Winder, the Senate adjourned.

SEVENTEENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 28, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Sixteenth Day was read, corrected and approved.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

Your Committee on Commerce and Industry, to whom was referred H. C. M. No. 6, by Mr. Whittaker, en-

titled, "Memorializing Congress to pass the Pittman Bill relating to the purchase of 14,437,000 ounces of American produced silver at $1.00 per ounce," beg leave to report that they have considered the same and recommend that the same be passed, with the following amendment: "that a copy of this memorial be sent to each individual member of the Utah Congressional Delegation."

Respectfully,
C. COTTRELL,
Chairman.

Report filed.

H. C. M. No. 6 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

S. B. No. 21, by Mr. Callister, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liquors," is returned herewith with the recommendation that it be passed.

Very respectfully submitted,

DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

S. B. No. 21 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

S. B. No. 22, by Mr. Callister, entitled, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, empowering Boards of Commissioners and City Councils of Cities to prohibit the manufacture, sale, use and pos-

session of intoxicating liquor," is returned herewith with the recommendation that it be passed.

Very respectfully submitted,

DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

S. B. No. 22 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 18, by Mr. Robinson, entitled, "An Act relating to the establishment of kindergarten schools when the District Board of Education is petitioned to establish such schools, and providing for their maintenance," with the following amendments:

Adding to the title the following: "and repealing Sections 4544 and 4545, Compiled Laws of Utah, 1917."

In line 1, change the word "shall" to "may".

In line 4, change the word "eight" to "six".

In line 14, strike the words following the period, and strike all of lines 15 and 16.

In line 17, after "4545',' insert the following: "Compiled Laws of Utah, 1917".

Strike out line 19.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 18 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

Your Committee on Education report back S. B. No.

33, by Mr. Jenson, entitled, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new Section to be known as Section 5357x," and recommend that it be passed without change.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 33 was placed on the second reading calendar.

Salt Lake City, Utah, Jan. 28, 1925.

Mr. President:

Senate Bill No. 2, by Mr. Candland, relating to State Board of Examiners, is herewith returned with the recommendation that it be referred to the Committee on State and Municipal Affairs. Said bill is a companion to Senate Bill No. 1, by Mr. Candland, and the passage thereof will be dependent upon the action taken with respect to Senate Bill No. 1.

Very respectfully submitted,
DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

S. B. No. 2 was referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, January 27, 1925.

Mr. President:

Senate Bill No. 16, by Mr. Candland, relating to duty of Auditor as to claims, is herewith returned with the recommendation that it be referred to the Committee on State and Municipal Affairs. Said bill is a companion to Senate Bill No. 1, by Mr. Candland, and the passage

thereof will be dependent upon the action taken with respect to Senate Bill No. 1.

Very respectfully submitted,
DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

S. B. No. 16 was referred to the Committee on State and Municipal Affairs.

Permission was given to Committee on Public Institutions, to visit the State Mental Hospital at Provo on Saturday of this week.

VISIT TO THE AGRICULTURAL COLLEGE.

Senator Funk reported that the joint committee appointed to arrange for visiting the Agricultural College had decided on Monday, February 2, as the day for the visit, and suggested that the entire membership of the Senate and the House accept the invitation.

On motion of Senator Winder, the suggestion was adopted.

On motion of Senator Hirschi the invitation was construed to include the employees of the Senate.

The committee was instructed to inform those extending the invitation, of the Senate's acceptance.

SPECIAL ORDER.

At 2:30 p. m., S. B. No. 7 was taken up on special order.

S. B. No. 7 was read the third time.

On motion of Senator Peters the bill was amended as follows:

On page 21, line 22, after the word "Utah," insert "Provided, that no loan shall be made upon farm lands in excess of $10,000." In the same line after "provided," insert the word "further".

S. B. No. 7 then passed on the following roll call: Ayes, 18; nays, 1; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator O'Donnell.

Absent and not voting: Senator McConkie.

S. B. No. 7 was then transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Jan. 27, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended, H. B. No. 31, by Mr. Hansen, entitled, "An Act amending Section 3255 and Section 3258, Title 52, Chapter 1, Compiled Laws of Utah, 1917, relating to county insurance companies," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 31 was read first time and referred to Committee on Commerce and Industries.

Salt Lake City, Utah, Janaury 28th, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 3, by Mr. Petty, entitled, "An Act amending Section 783, Chapter 24, Compiled Laws, 1917, relating to incorporation of towns," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 3 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Janaury 28th, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended H. B. No. 5, by Mr. McCullough, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws of Utah, 1919, relating to railroad corporations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 5 was read first time and referred to Committee on Commerce and Industries.

Salt Lake City, Utah, Janaury 28th, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended H. B. No. 23, by Mr. Hickman, entitled, "An Act amending Section 4509, Compiled Laws of Utah, 1917, as amended by Chapter 84, Laws of Utah, 1919, pertaining to the certification of public school teachers," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 23 was read first time and referred to Committee on Education.

INTRODUCTION OF BILLS.

S. B. No. 41, by Mr. Jenson, "An Act to amend Sec-

tion 1560, of the Compiled Laws of Utah, 1917, providing for the apportionment of the cost of assessing and collecting taxes," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 42, by Mr. Jenson, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 43, by Mr. Hirschi, "A Bill for an Act to amend Section 2553 of the Compiled Laws of Utah, 1917, relating to jury trials in civil cases," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 44, by Mr. Dixon, "An Act to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the insurance department," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 45, by Mr. Peters, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 46, by Mr. Lewis, "An Act providing that the revenue received from the investment of the sinking Fund on Bond issues for State Roads be credited to the State Road Fund," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 47, by Mr. O'Donnell, "An Act to amend Sections 11 and 15 of Chapter 68, Laws of Utah, 1919, as amended by Chapter 73, Laws of Utah, 1921; Sections 16, 17, 18 and 19 of Chapter 68, Laws of Utah, 1919; and

Section 21, Chapter 68, Laws of Utah, 1919, as amended by Chapter 9, Laws of Utah, 1923, relating to organization of, and powers and duties of boards of directors of water conservation districts, sale of bonds, assessments upon real property for payment of bonds, determination of amounts of money required for current year and certification to commissioners, duty of county assessors, basis of valuation and apportionment in case of contract with United States, fixing of tax levy by county commissioners, and making state revenue laws applicable except as modified," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 8 was read the third time and placed on its final passage.

On motion of Senator Ryan the bill was amended as follows:

On line 21, page 1, after the word "bank" insert the words "in the State of Utah."

S. B. No. 8 then passed on the following roll call:

Ayes, 18; nays, 1; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Westphal.

Absent and not voting: Senator McConkie.

S. B. No. 8 was transmitted to the House.

S. B. No. 12 was read the third time and placed on its final passage.

S. B. No. 12 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator McConkie.

S. B. No. 12 was transmitted to the House.

MISCELLANEOUS BUSINESS.

An invitation was received from the President of the University of Utah for the Senate to visit that institution.

Senator Callister moved that the invitation be accepted and a committee of three be appointed to arrange details in such way as not to interfere with Senate sessions.

Motion carried.

The President appointed Senators Callister, Peters and Lewis.

On motion of Senator Ryan, the Senate adjourned.

EIGHTEENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 29, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Seventeenth Day was read, corrected and approved.

Senator Peters moved that hereafter a committee of two Senators be appointed each week, to co-operate with the Secretary and the Minute Clerk in correcting the Journal.

Motion carried.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Governor has approved and filed in the office of the Secretary of State, H. C. M. No. 1, by Mr. Hunt, entitled, "Memorializing the Congress of the United States asking favorable action on Senate Joint Resolution 147 and Senate Bill 2424, relating to grazing fees on National Forests."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, House Bill No. 12, by Mr. Hansen, entitled, "An Act granting power to the Legislative Body of cities and towns to regulate and restrict the height, number of stories, and size of buildings and other structures, percentage of lot that may be occupied, size of yard and open spaces, the location and use of buildings and structures and land for trade industries, residences, and other purposes; to provide for a zoning commission; and to provide for the zoning of cities and towns by the creation of appropriate districts therein," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 12 was read first time and referred to Committee on State and Municipal Affairs.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 36, by Mr. Lewis, entitled, "An Act to amend Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1923, relating to motor vehicles, and licenses and fees therefor," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 36 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 37, by Mr. Peters, entitled, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992, Compiled Laws of Utah, 1917," with a few changes assented to by Mr. Peters.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 37 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 38, by Mr. Dixon, entitled, "An Act amending Sections 5383, 5384, 5406, 5409, 5413 and 5415, Com-

piled Laws of Utah, 1917, changing the name of the State Mental Hospital, located at Provo City, in the County of Utah, to the Utah State Hospital," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 38 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 39, by Mr. Hirschi, entitled, "An Act to appropriate the sum of $5,000.00 as and for the partial relief to Washington County because of the extra heavy expense incurred by said county in the prosecution of criminals," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 39 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 40, by Mr. Callister, entitled, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of Police Departments in cities of the first and second class," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 40 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 41, by Mr. Jenson, entitled, "An Act to amend Section 1560, of the Compiled Laws of Utah, 1917, providing for the apportionment of the cost of assessing and collecting taxes," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 41 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 42, by Mr. Jenson, entitled, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 42 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 29, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 23, by Mr. Candland, entitled, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute Irrigation Project, the sale of state land adjacent thereto and the sale and assignment of state certificates of sale covering lands upon which water from

the said project has been used, is now used or may be used," with the following amendments:

On page 2, line 1, the numerals "1925" be changed to "1921".

On page 2, line 3, the numerals "1925" be changed to "1921".

On page 2, line 4, before the word "installments" insert the words "twenty annual".

On page 2, line 5, after the word "sale", insert "the first installment to be payable May 1, 1925".

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 23 was placed on the second reading calendar.

INTRODUCTION OF BILLS.

S. B. No. 48, by Mr. Lewis, "An Act empowering cities to establish and improve parks and playgrounds and assess private property to pay therefor," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 49, by Mr. Peters, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motorcycles," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 50, by Mr. Winder, "An Act to regulate the sale, offering, or exposing for sale of agricultural seeds within the State of Utah, and to repeal Chapter 38, Laws of Utah, 1919," was read the first time and referred to the Committee on Revision and Printing.

Permission was granted to Senator Lewis to withdraw S. J. R. No. 1.

CONSIDERATION OF BILLS ON SECOND READING.

H. C. M. No. 6 was read the second time.

On motion of Senator Cottrell the report of the Committee on the bill was adopted.

On motion of Senator Candland H. C. M. No. 6 was passed until tomorrow.

S. B. No. 21 was read the second time.

On motion of Senator Callister, S. B. No. 21 was passed for the present.

S. B. No. 22 was read the second time.

S. B. No. 22 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 18 was read the second time.

On motion of Senator Robinson the committee report on the bill was adopted.

On motion of Senator McConkie, S. B. No. 18 was made a special order for Jan. 30, at 2:15 p. m.

S. B. No. 33 was read the second time.

On motion of Senator Westphal, the bill was amended as follows: In line 7, after the word "members," insert "who shall serve without pay."

S. B. No. 33 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

On motion of Senator Winder, the Senate adjourned.

NINETEENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Jan. 30, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Journal of the Eighteenth Day was read and approved.

President Irvine appointed Senators Auerbach and Callister to assist in the revision of the Journal next week and stated that the Senators would be called to this duty in alphabetical order.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 43, by Mr. Hirschi, entitled "A bill for an Act to amend Section 2553, of the Compiled Laws of Utah, 1917, relating to jury trials in civil cases," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 43 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 44, by Mr. Dixon, entitled, "An Act to

amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 44 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the practice of Optometry; defining the practice of Optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 45 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 46, by Mr. Lewis, entitled, "An Act providing that the revenue received from the investment of

the sinking fund of bond issues for State Roads shall be credited to the State Road Fund," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 46 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 47, by Mr. O'Donnell, entitled, "An Act to amend Sections 11 and 15 of Chapter 68, Laws of Utah, 1919, as amended by Chapter 73, Laws of Utah, 1921; Sections 16, 17, 18 and 19, of Chapter 68, Laws of Utah, 1919, and Section 21, Chapter 68, Laws of Utah, 1919, as amended by Chapter 9, Laws of Utah, 1923, relating to organization of, and powers and duties of Boards of Directors of Water Conservation Districts, sale of bonds, assessments upon real property for payment of bonds, determination of amounts of money required for current year and certification to Commissioners, duty of County Assessors, basis of valuation and apportionment in case of contract with United States, fixing of tax levy by County Commissioners, and making state revenue laws applicable except as modified," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 47 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 48, by Mr. Lewis, entitled, "An Act em-

powering cities to establish and improve parks and playgrounds and assess private property to pay therefor," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 48 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 49, by Mr. Peters, entitled, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor cycles," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 49 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 50, by Mr. Winder, entitled, "An Act to regulate the sale, offering, or exposing for sale of agricultural seeds within the State of Utah, and to repeal Chapter 38, Laws of Utah, 1919," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 50 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

The majority of your Committee on Public Health and Labor report back herewith S. J. R. No. 3, by Mr. Winder, entitled, "Resolution rejecting the proposed Twentieth Amendment to the Constitution of the United States, relating to Child Labor," and recommend that it be passed.

We are also returning herewith the original Certificate of a "Joint Resolution, proposing an amendment to the Constitution of the United States," giving Congress the power to limit, regulate, and prohibit the labor of persons under 18 years of age.

Respectfully submitted,
JOS. T. FINLINSON,
Chairman.

C. COTTRELL, JR.
LE ROY DIXON.
DAVID HIRSCHI.

Report filed.

S. J. R. No. 3 was placed on the second reading calendar.

Salt Lake City, January 29, 1925.

Mr. President:

I beg leave to submit a minority report of the Committee on Public Health and Labor relative to S. J. R. No. 3, by Mr. Winder, and I recommend the following amendment to said S. J. R. No. 3, and that it be not adopted wtihout said amendment:

AMENDMENT.

That the said S. J. R. No. 3, be amended by adding Section 3, as follows:

Section 3. The people of the State of Utah ought to have an opportunity to express themselves upon this important question.

NOW, THEREFORE, the said proposed amendment is hereby referred to the people of the State of Utah to be voted upon at the next general election.

C. F. WESTPHAL.

Report filed.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 1, by Mr. Candland, entitled, "An Act Relating to the Civil Administration of the State Government; Enlarging the Powers of the State Board of Examiners, making that Board a Board of Supplies and Purchase: Defining its Powers and Duties: Giving it Authority to Employ an Executive Secretary and other necessary Employees: Making an Appropriation for the Necessary Expenses and Repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11 of Chapter 127, Laws of Utah, 1921," and recommends that it be passed with the following amendments:

On line 4 of Title, strike the words "a Board" and "supplies" and substitute in lieu thereof the words "the Department" and "Finance."

On line 1, strike out the article "a" at the end of the line and substitute in lieu thereof the words "the department."

On line 2, strike out the words "Board" and "Supplies," and substitute in lieu thereof the word "Finance."

On line 10, strike out the words "a Board" and substitute in lieu thereof the words "the Department."

On line 11, strike out the word "Supplies" and substituting in lieu thereof the word "Finance."

Page 2, line 3, strike out all of the matter after the word "to" and also the first word on line 4, and substitute in lieu theerof "keep such summary and controlling accounts as may be."

Line 7, after the word "obligations," change the period to a semicolon.

On line 16, strike out the words "board of examiners," and substitute in lieu thereof "department of Finance and Purchase."

On lines 17 and 18, strike out the words "board of examiners," and substitute in lieu thereof "department of finance and purchase."

On lines 20 and 21, strike out the words "board of examiners," and substitute in lieu thereof "department of finance and purchase," and change the period at end of line 21 to semicolon.

On line 28, change period following word "excess" to semicolon.

On line 29, change the letter "k" to "j."

On line 32, change the letter "l" to "k."

Page 3, line 2, change the letter "m" to "l."

Line 7, change the letter "n" to "m."

Line 21, change the letter "o" to "n."

Lines 22, 23, and 24, strike out beginning after word "purposes" remainder of line, and all of line 23, and first word in line 24.

Line 28, after word "taken" change the period to semicolon.

Line 29, change the letter "p" to "o."

Line 33, following word "purchased" change the period to semicolon.

Page 4, line 1, change the letter "q" to "p".

Line 3, strike the words "board of examiners" and substitute in lieu thereof "department of finance and purchase."

Line 4, correct the spelling of the word "determine," adding the letter "e."

Line 7, strike the word "board" and substitute in lieu "department of finance and purchase."

Line 9, strike the word "board" and substitute in lieu the word "department."

Line 12, strike the word "board" and substitute in lieu the word "department."

Line 13, strike the word "board" and substitute in lieu thereof the word "department," placing the period after the word "board," and striking the remainder of the sentence.

Line 15, strike the word "board" and substitute in lieu thereof the word "department."

Line 17, strike the word "board" and substitute in lieu thereof the word "department."

Line 20, strike out the word "Fifteen" and the figure "$15,000," and substitute in lieu thereof "thirty" and "$30,000," respectively.

Line 22, strike out the word "board of examiners" and substitute in lieu thereof "department of finance and purchase."

Line 28, strike out the word "board" and substitute in lieu thereof "department of finance and purchase."

Line 29, strike out the word "board" and substitute in lieu thereof "department of finance and purchase."

Line 32, strike out the word "board" and substitute in lieu thereof "department of finance and purchase."

Page 5, line 3, strike out the subhead "Departments to Report."

Line 5, strike out the words "board of examiners," and substitute in lieu thereof "department of finance and purchase."

Line 10, strike out the words "board of examiners,' and substitute in lieu thereof "department of finance and purchase."

Line 16, strike out the subhead.

Line 22, strike out the words "upon approval," and substitute in lieu thereof "April 1, 1925."

Respectfully,
J. W. PETERS,
Chairman.

On motion of Senator Peters the reading of the amendments was postponed until they can be printed and placed in the Senators' files.

S. B. No. 1 was placed on the second reading calendar.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 2, by Mr. Candland, entitled, "An Act amending Section 2472, Compiled Laws of Utah, 1917, as amended by Chapter 50, Session Laws of Utah, 1921, relating to the State Board of Examiners," and recommend that it be not passed, as the ends sought under the terms of the bill are taken care of in S. B. No. 1.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 2 was placed on the second reading calendar, together with the adverse report.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 16, by Mr. Candland, entitled, "An Act amending Section 2482, Compiled Laws of Utah, 1917, as amended by Chapter 51, Session Laws 1921, relating to the duty of the State Auditor regarding claims," and recommend that it be not passed, as

the ends sought under the terms of the bill are taken care of in S. B. No. 1.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 16 was placed on the second reading calendar, together wtih the adverse report.

Senator Funk reported that on account of the death of the father of Representative Wood, the House had expressed the desire to postpone the visit to the Agricultural College.

On motion of Senator Dixon, the Senate decided on Monday, February 9, as the day for the visit. The present committee was instructed to arrange details in connection with the House committee.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended by the Senate, S. B. No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics, by adding a new section to be known as Section 3988X," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

I am requested by the House to request the return of Senate Bill No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or nacotics by adding a new section to be known as Section 3988X," for the further consideration of the same by the House.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 14 was ordered returned to the House.

Salt Lake City, Utah, January 29, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed H. B. No. 43, by Mr. Hamilton Gardner, entitled "An Act to amend Section 1275, Compiled Laws of Utah, 1917, as amended by Chapter 32, of the Laws of Utah, 1921, relating to the reinstatement of corporations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 43 was read first time and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, January 29, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended H. B.

No. 20, by Mr. Tangren, entitled, "An Act amending Section 1559, Chapter 9, Compiled Laws of Utah, 1917, relating to salaries of county assessors, their deputies and assistants ,and the salaries of county treasurers, their deputies and assistants," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 20 was read first time and referred to Committee on State and Municipal Affairs.

INTRODUCTION OF BILLS.

S. B. No. 51, by Mr. Ryan, "An Act amending Section 1655, Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 52, by Mr. Warnick, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 53, by Mr. C. Cottrell, Jr., "An Act to amend Sections 1952 and 1953 of Title 24, Compiled Laws of Utah, 1917, relating to vinegar standard and adding a new section to be known as Section 1953x providing for a licensed rectifier," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 22 was read the third time and placed on its final passage.

S. B. No. 22 then passed on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Ryan, Westphal.

S. B. No. 22 was transmitted to the House.

S. B. No. 33 was read the third time and placed on its final passage.

S. B. No. 33 then passed on the following roll call: Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, Ryan, Westphal.

S. B. No. 33 was transmitted to the House.

On motion of Senator Cottrell, H. C. M. No. 6 was placed on the second reading calendar for tomorrow.

SPECIAL ORDER.

S. B. No. 18 was taken up on special order and read the second time.

On motion of Senator Robinson the bill was amended as follows:

On line 11, after the word "shall," strike out the remainder of that line and the first three words of line 12, and insert in lieu thereof, "be under the control of the local board of education".

S. B. No. 18 was then ordered read the third time on the following roll call: Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Hirschi, Jenson, McConkie, O'Donnell, Robinson, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Cottrell, Funk, Lewis, Peters.

Absent and not voting: Senators Ryan, Westphal.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 23 was read the second time.

On motion of Senator Candland, the Committee Report on the bill was amended as follows:

On line 3, page 2 of the bill, after the numerals, "1921", insert "together with such sums as have since been expended by the State".

On line 5, page 2 of the bill, after the word "sale", insert "as hereby modified".

The committee report was adopted as amended.

S. B. No. 23 was then ordered read the third time on the following roll call: Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Cottrell, Ryan, Westphal.

INTRODUCTION OF BILLS.

S. B. No. 54, by Mr. Callister, "An Act to amend Sections 317 and 320 of Title 7, Compiled Laws of Utah, 1917, in relation to attorneys and counselors, and providing qualifications for admission to practice," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 55, by Mr. Dixon, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department, and adding two additional Sections to be known as Sections 14a and 14b," was read the first time and referred to the Committee on Revision and Printing.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Jan. 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled Laws of Utah, 1917," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 51 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, January 30, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 52 by Mr. Warnick, entitled, "An Act relating to the pwores of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 52 was ordered printed and referred to the Committee on Agriculture.

S. B. No. 21 was further continued on motion of Senator Callister to retain its place on the second reading calendar.

Senator Dixon moved that when the Senate adjourn it be to Monday at 2 p. m.

Motion carried.

On motion of Senator Winder, the Senate adjourned.

TWENTY-SECOND DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 2, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, February 2, 1925.

Mr. President:

Your Committee appointed to revise the Journal of the Nineteenth Day, beg to report that we have read the Journal and find it correct.

Very Respectfully,
HERBERT S. AUERBACH,
E. R. CALLISTER.

PRESENTATION OF PETITIONS AND CLAIMS.

A petition was presented from John G. M. Barnes and sixty other taxpayers asking for protection against fake building and loan associations. The petition was referred to the Committee on Commerce and Industries.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 2, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 23, by Mr. Hickman, entitled, "An Act amending Section 4509, Compiled Laws of Utah, 1917, as amended by Chapter 84, Laws of Utah, 1919, pertaining to the certification of Public School Teachers," and recommend that the bill be passed as amended by the House.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 23 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 2, 1925.

Mr. President:

Senate Bill No. 34, by Mr. Jenson, entitled, "An Act amending Chapter 3, Title 118, Compiled Laws of Utah, 1917, relating to release of mortgages and liens by foreign executors and administrators by adding new Section to be known as Section 7588x," is returned herewith with the recommendation that it be passed.

Respectfully,
DAVID JENSON,
Chairman, Judiciary Committee.

Report filed.

S. B. No. 34 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 2, 1925.

Mr. President:

Senate Bill No. 20, by Mr. Funk, entitled, "An Act prohibiting owners, keepers, managers, licensers and employees of public billiard and pool halls, allowing minors to enter or remain in the same; prohibiting minors from entering or remaining in public billiard halls and pool halls, and providing a penalty for violation of this Act," is returned herewith with the recommendation that it be passed.

Respectfully,
DAVID JENSON,
Chairman, Judiciary Committee.

Report filed.

S. B. No. 20 was placed on the second reading calendar.

Senator Candland moved that one hundred extra copies of S. B. No. 47 be ordered printed.

Motion carried.

INTRODUCTION OF BILLS.

S. B. No. 56, by Mr. Westphal (by request), "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating to the State Prison," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 57, by Mr. O'Donnell, "An Act to establish an Agricultural and Experimental Station in the Uintah Basin under the supervision of the trustees of the Agricultural College, and making an appropriation therefor," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 18 was read the third time and placed on its final passage.

On motion of Senator Hirschi the enacting clause of S. B. No. 18 was stricken out.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, Feb. 2, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, H. B. No. 3, by Mr. Petty, entitled, "An Act amending Section 783, Chapter 24, Compiled Laws, 1917, relating to incorporation of towns."

Respectfully
GEO. H. DERN,
Governor.

Communication filed.

To the Legislature:

Pursuant to law I am submitting herewith for your consideration the executive budget, containing a complete plan of proposed State General Fund expenditures and estimated revenues for the ensuing biennium. The budget for the operations of the state government and institutions is for the period beginning April 1, 1925,

and ending March 31, 1927, whilst the budget for state educational institutions is for the period beginning July 1, 1925, and ending June 30, 1927.

Accompanying the budget are the several statements required by law, and also a bill for all the proposed appropriations, to be introduced in each house of the legislature.

The most liberal estimates within the bounds of reason afford $4,278,802.47 General Fund revenue available for appropriation for the biennium from April 1, 1925, to March 31, 1927, after paying off the existing deficit. The State Auditor in his report estimated that there would be only $3,758,802.47, but his calculation is obviously erroneous, because he included the revenues for only twenty-one months, from April 1, 1925, to December 31, 1926. When we add one-fourth of the estimated revenues for 1927, the amount is increased by $520,000.00. Since the budget covers the first quarter of 1927, one-fourth of the revenues for 1927 should be allocated to this biennium.

The appropriations requested by the various state departments and institutions for the ensuing biennium aggregated more than $6,000,000. To make the executive budget come within the estimated revenue it has been necessary to reduce the aggregate by practically one-third. Some items are fixed by statute and are therefore not subject to revision. Other than these, there is scarcely a request that has not been ruthlessly reduced, some almost to the point where it seems that the efficiency of the department or institution will be impaired. By the most careful pruning possible in the limited time available for study and investigation, the budget now calls for expenditures totalling $4,278,463.05. I should feel much better satisfied with the state's prospective financial condition at the end of the biennium if the authorized expenditures could be reduced another quarter of a million dollars, but perhaps we shall have to consider it a sufficient achievement if the long standing deficit is wiped out.

It hardly seems possible to make any large additional reduction in expenditures without discontinuing some governmental activities which are already established.

Even without further reductions it will be necessary —and that policy must be followed to the utmost—to organize state departments and institutions with a view solely to effciency, that is, maximum service for each dollar expended. If there should be any diverting by the legislature of moneys now accruing to the general fund it will be necessary to reduce the esimates of departments and institutions to meet the changed situation.

Some of the institutions have been planning programs of building and extension, but the situation has made it practically imperative that we ignore any such requests which would come out of the general fund.

In allocating state funds to the various institutions care must be taken not to glorify any particular institution, but only to spend the money in such a way as best to meet the needs of the state and to render the greatest service. Different minds will have different ideas as to which activity is the most valuable, and we are all prone to magnify the importance of the work in which, for one reason or another, we may be specially interested. It takes a high standard of disinterestedness to make a fair and just evaluation of the relative merits of the work of the several institutions which the state has from time to time set up.

You will observe that as the budget now stands there has been omitted one department which heretofore has been supported, in part at least, from the general fund—the State Road Commission. This department has submitted requests totalling about $120,000, and if it is to receive support from the general fund it will be necessary to reduce further the estimates for the other departments and institutions. I can offer no suggestion that will be helpful to you unless you see fit to provide support for the State Road Commission out of road funds, such as the Motor Vehicle Registration fund.

The total of the appropriations proposed in the bill submitted herewith is $140,000 less than the total of the budget, because there are standing appropriations of

that amount. You have already appropriated $40,000 for the expenses of your current legislative session, and the Twelfth Legislature appropriated $100,000 for the Mormon Battalion Monument which stands as a charge against the general fund, subject to call during the ensuing biennium. These amounts do not need to be reappropriated, but they must be included in the budget of expenditures.

Although the estimated revenue is about $184,000 greater than that of two years ago, yet there is less money available for the support of the departments and institutions now than there was then. This is chiefly due to two items. One is the Mormon Battalion Monument appropriation of $100,000 already mentioned, and the other is an increase of $239,500 in sinking fund requirements. It is mandatory to set aside sinking funds for six more bond issues than two years ago, four starting in 1924 and two in 1925. Deficits allowed are also $45,000 more than they were two years ago. These three items therefore constitute $384,500 of increased fixed expenditures, which must first come out of the estimated revenues, leaving a net balance for all other purposes of about $4,078,000. Two years ago the estimated revenue, all available for appropriation, was $4,094,000.

This condition has made it necessary to hold most departments and institutions to what was appropriated to them by the Fifteenth Legislature. Some of them have been accorded a little less in the budget, and a few have been given a little more. Those whose appropriations have been advanced generally are the ones compelled to care for public charges, such as the Industrial School and the Mental Hospital. At the latter there is a condition of overcrowding that insistently demands relief. The increase for the National Guard is due to a new fixed charge of $20,000 per biennium for interest and principal payments on an armory purchased in Salt Lake City. For all other purposes the Guard's budget has been reduced.

In the face of a constantly growing enrollment at our two institutions of high education, it seems neces-

sary to reduce appropriations for special maintenance, and to eliminate all items pertaining to new buildings, no matter how urgent the need may be. As between these two, the larger reduction has been made in special maintenanec for the Agricultural College, which, according to available information, has about the same floor space as the University of Utah, with less than 40 per cent of the enrollment. An examination of the accounts of fees collected indicates that the Agricultural College, during the past biennium, has exacted an average of about thirteen dollars less per capita in entrance fees than has the University of Utah. If these feees are advanced in keeping with those at the University it should afford additional revenue to the College of some $20,000 to $25,000 for the biennium. Furthermore, I am not satisfied that the College is making collections as it should from non-resident students. It costs the State of Utah $299 per capita annually to educate a student at the Agricultural College. If we only collect $25 from a non-resident student the state loses $274 per year. Our law contemplates that non-resident students shall pay a somewhat higher fee than resident students. When the general fund revenue is so limited it would seem proper that our state institutions make every legitimate effort to help conditions by collecting fees rightly belonging to them. It has come to a point where they must pursue that policy, or else discontinue some lines of effort.

In this connection, I understand that the fees for medical students at the University of Utah are lower than in almost any other medical school in the country. I suggest that the University be authorized to increase them. Furthermore, I question the wisdom of permitting either the University or the College to do graduate work, which is expensive and non-essential. Possibly the College might properly be permitted to give graduate work in agriculture and home economics, but it should be limited to those subjects. We cannot be too ambitious on our scanty funds.

There has not been included in the budget any estimate of expenditures from special funds. I am still

of the opinion that it would be only good business practice to provide for the budgeting of such expenditures. Among those to which I would respectfully invite your attention are the fish and game; motor vehicle registration; gasoline tax; cigarette tax; securities commission; state insurance fund and State Board of Education expenditures from the state district school fund.

I am informed that a bill has already been introduced providing that the state's fiscal year shall end on June 30 instead of on November 30. If this is done, it would be appropriate to include another quarter's revenue in the estimated general fund revenue available for appropriation, and likewise to augment the appropriations for state departments and institutions by one-eighth, except those of an educational character, which already end their fiscal year on June 30.

We are between two millstones—the overwhelming demand of taxpayers for tax reduction, and the insistent urge of organized groups for additional expenditures which surely must increase taxation or reduce efficiency in fundamental arms of government. Every citizen is opposed to tax increase: we are here to carry out the wishes of all the people, and therefore must look askance upon any attempt to increase the tax burden.

Basing estimates upon the maximum levy permitted for general state purposes, the anticipated revenue for the ensuing biennium is scarcely 70 per cent of the aggregate demanded in the original estimates of institutions and departments supported by the general fund. We have lowered the estimates as fairly and intelligently as limited time will permit. It is possible that further study by your committees may indicate where additional adjustments may be made—where some items may be raised and others lowered: but, without an increase in revenue, the aggregate of the appropriations cannot go much beyond the total we have reached and remain within constitutional limitations.

We are facing a perplexing situation. Our insti-

tutions and departments, almost without exception, must spend less money than they have requested. If the statutory and constitutional duties of these offices and institutions require the expenditure of the amounts requested, there seems but one thing to do—repeal some of the statutes which impose on offices and institutions such functions as may not be fundamental to government.

We must view this situation candidly and without bias; we must act without fear or favor. We shall be derelict in our duty if we are influenced to act with favor upon the wishes of organized groups contrary to the wishes of the whole people. We must act for the benefit of the state as a whole and not in the interests of communities when our acts involve expenditure of state moneys. We must live within our means.

My intimate study of the items included in the budget has been even more limited than yours will be. However, if my investigations will be of any aid to you in the solution of this most perplexing problem I shall be very glad to place at your disposal such information as I have assembled.

Very respectfully,
GEORGE H. DERN,
Governor.

ESTIMATED FINANCIAL CONDITION OF THE STATE'S GENERAL FUND AS OF APRIL 1, 1925.

ASSETS.

Balance General Fund Nov. 1, 1924		$ 309,973.76
Amount Due General Fund from 1924 Taxes—		
Valuation of $665,495,424.00.		
5 per cent loss in collection	$1,092,394.00	
Less amount paid	251,576.00	840,818.00
One-fourth of 1925 Gen. Fund taxes		278,000.00
Amt. to be received from Tax Sale Exemptions		18,000.00

Fees from State officers	250,000.00
Inheritance taxes	135,000.00
Interest on State funds	20,000.00
Fines and forfeitures	2,800.00
Interest redemption fund investment	24,000.00
Cigarette stamp sales	32,000.00
Miscellaneous receipts	3,200.00
Due from U. S. account revolving fund for survey public lands	100,000.00
Due from State Engineer's Rev. Fund Account adjudication water right	47,130.18
Estimate net deficit	122,797.53
Total	$2,183,719.47

LIABILITIES.

Bal. General Fund Appropriations running to March 31, 1925	$1,050,569.82	
Less estimated amt. to lapse	50,000.00	1,000,569.82
Balance in State Road account due counties		293,463.53
Temporary loan bal. November 1, 1924		730,000.00
Deficits allowed by Board of Examiners		119,686.12
Estimated amount to be appropriated for 1925 Legislature		40,000.00
Total		$2,183,719.47

ESTIMATE OF THE GENERAL FUND REVENUES TO BE RECEIVED FOR THE PERIOD BEGINING APRIL 1, 1925, AND ENDING MARCH 31, 1927.

ASSESSED VALUATION OF PROPERTY ESTIMATED.

1925	$ 675,000,000.00
1926	680,000,000.00
Total	$1,355,000,000.00

Assessed valuation for said years at a levy of 2.4 mills for State General fund		$3,252,000.00
Less amt. to be allowed at final settlement		152,000.00
		$3,100,000.00
Estimated receipts from tax sale redemptions and personal property taxes reported uncollectible		80,000.00
		$3,180,000.00
Less 28 per cent to be apportioned to U. of U. and A. C. U.	$890,400.00	
Less one-fourth of General Fund taxes for the year 1925 allotted to budget biennium from April 1, 1923, to March 31, 1925	278,000.00	1,168,400.00
Total taxes to be received for credit General Fund for years 1925-1926		$2,011,600.00
From fees State officers	800,000.00	
From inheritance taxes	600,000.00	
From interest Redemption Fund investments	120,000.00	
From interest State funds	80,000.00	
From Court Reporters' fees	25,000.00	
From cigarette taxes	200,000.00	
From fines and forfeitures	15,000.00	
From miscellaneous sources	30,000.00	1,870,000.00
Total estimated General Fund revenue for years 1925-1926		$3,881,600.00
One-fourth estimated General Fund Revenue allotted to Budget Biennium		520,000.00
Total revenue allotted to Budget Biennium		$4,401,600.00
Less amount to be deducted to pay deficit in		

General Fund for Budget Biennium to March 31, 1925	122,797.53
Balance General Fund revenue for years 1925-1926 available for appropriation	$4,278,802.47
Expenditures 1925-1926 recommended in budget	4,278,463.05
Surplus estimated at close of Biennium	$ 339.42

BONDED DEBT OF STATE OF UTAH.

Bond Issue	Maturity	Amount	Fund Chgd.
Road	7-1-1931	260,000.00	General
U. of U.	7-1-1931	300,000.00	General
Capitol Bldg.	1-1-1934	200,000.00	General
Capitol Bldg.	1-1-1934	250,000.00	General
Capitol Bldg.	1-1-1934	250,000.00	General
Capitol Bldg.	1-1-1934	250,000.00	General
Capitol Bldg.	4-1-1935	650,000.00	General
Road, 1917	7-1-1937	2,000,000.00	Motor V.
Road, 1919	7-1-1939	4,000,000.00	Motor V.
Road, 1921	4-1-1941	1,000,000.00	Motor V.
Deficit, 1921	4-1-1941	500,000.00	General
Total		$9,660,000.00	

CASH AND SECURITIES IN REDEMPTION FUNDS.

Fund	Cash	Securities	Total
1934 Cap. Bldg.	50,000.00	45,000.00	95,000.00
1917 Road Bond	100,021.00	699,979.00	800,000.00
1911 Road Fund	13,000.00	65,000.00	78,000.00
1919 Road Fund		500,000.00	500,000.00
U. of U. Bldg	32,000.00	58,000.00	90,000.00
Total	195,021.00	1,367,979.00	1,563,000.00

Communication filed.

On motion of Senator Finlinson, the communication was ordered printed in the Journal.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 23 was read the third time and placed on its final passage.

S. B. No. 23 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator O'Donnell.

S. B. No. 23 was transmitted to the House:

INTRODUCTION OF BILLS.

S. B. No. 58, by Committee on Appropriations and Claims, "An Act making appropriations for the support of the state government for the period beginning April 1, 1925, and ending March 31, 1927," was read first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON SECOND READING.

H. C. M. No. 6 was considered pursuant to previous postponement.

On motion of Senator Cottrell the resolution was amended as follows:

On line 3, after the word "purchase," add the words "what is reported to be approximately."

H. C. M. No. 6 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick Westphal, Winder, Mr. President.

S. J. R. No. 3 was read the second time.

On motion of Senator Jenson the bill was amended as follows:

Strike out the word "rejecting" in the title and insert in lieu thereof, "ratifying".

Strike out the word "rejected" at the end of line 12, and insert in lieu thereof, "ratified".

S. J. R. No. 3 was rejected on the following roll call:

Ayes, none; nays ,19; absent, none; excused, 1.

Those voting in the negative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Senator Westphal was excused from voting.

S. B. No. 1 was read the second time.

Amendments to the bill were offered, but pending action upon them, Senator Candland moved that the Senate adjourn. The motion carried.

TWENTY-THIRD DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 3, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

Your Committee appointed to revise the Journal have read the Journal for the Twenty-second Day and approve it with minor corrections.

Very Respectfully,
HERBERT S. AUERBACH.
E. R. CALLISTER.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 53, by Mr. Cottrell, entitled, "An Act to amend Sections 1952 and 1953 of Title 24, Compiled Laws of Utah, 1917, relating to vinegar standard and adding a new Section to be known as Section 1953x providing for a licensed rectifier," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 53 was ordered printed and referred to the Committee on Commerce and Industry.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 54, by Mr. Callister, entitled, "An Act to amend Sections 317 and 320, of Title 7, Compiled Laws of Utah, 1917, in relation to attorneys and counselors, and providing qualifications for admission to practice," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 54 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 57, by Mr. O'Donnell, entitled, "An Act to establish an Agricultural and Experimental Station in the Uintah Basin under the supervision of the Trustees of the Agricultural College, and making an appropriation therefor," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 57 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 58, by Committee on Appropriations and Claims, entitled, "An Act making appropriations for the support of the State Government for the period beginning April 1, 1925, and ending March 31, 1927," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 58 was ordered printed and referred to the Committee on Appropriations and Claims.

On motion of Senator Funk a hundred additional copies of S. B. No. 58 were ordered printed.

COMMUNICATION FROM THE SECRETARY OF STATE.

Salt Lake City, Utah, Feb. 2, 1925.

Mr. H. L. Cummings,
Secretary of the Senate,
Building.
Dear Sir:

I am enclosing herewith, certified copy of a report and recommendations of the Utah State Memorial Commission.

Kindly acknowledge receipt of same, and oblige,

Yours very truly,
H. E. CROCKETT,
Secretary of State.

Communication filed.

SECRETARY OF STATE'S OFFICE.

I, H. E. Crockett, Secretary of State of the State of Utah, do hereby certify that the attached is a full, true and correct copy of a report and recommendations of the Utah State Memorial Commission, as appears on file in my office.

In witness whereof, I have hereunto set my hand and affixed the great Seal of the State of Utah this 2nd day of February, 1925.

(Seal.) H. E. CROCKETT,
Secretary of State.

STATE MEMORIAL TO UTAH SOLDIERS.

Salt Lake City, Utah, January 21, 1925.

To the Sixteenth Legislature of the State of Utah:

Pursuant to the law enacted by the Fourteenth Legislature of the Sate of Utah, creating a commission to investigate and report upon and secure by option, donation or otherwise, a suitable place for a memorial to Utah soldiers, I am submitting herewith on behalf of the commission its report for the years 1923-24.

The following are the members of the Utah State Memorial Commission:

Mrs. W. Mont Ferry, Salt Lake City.

Mrs. Margaret M. Fisher, Salt Lake City.

Mrs. Richard W. Young, Salt Lake City.

Mr. James J. Burke, Salt Lake City.

Mr. J. B. Tucker, Provo, Utah.

Mr. H. E. Crockett, Salt Lake City, Secretary of State.

Mr. George H. Dern, Governor of Utah, Salt Lake City.

Mr. Harvey H. Cluff, Attorney General, Salt Lake City.

Mr. E. Leroy Bourne, Salt Lake City.

The legislative enactment under which this commission was created reads as follows:

Chapter 152, *Laws* 1921.

Senate Bill No. 17.

Compiled Laws, 1917, p. 1748; Laws, 1919, p. 355.

(Passed March 9, 1921. Approved March 10, 1921; in effect March 10, 1921.)

STATE MEMORIAL TO UTAH SOLDIERS.

An Act providing for the appointment of a commission consisting of the State Board of Examiners and five resident citizens of the State of Utah to investigate and report upon and secure by option, donation or otherwise, a suitable place for a memorial to Utah soldiers, sailors and marines in the World War, Indian War, Civil War, Spanish-American War, and others who have borne arms in defense of the common welfare of the nation, and repealing Chapter 133, Laws of Utah, 1919.

Be it Enacted by the Legislature of the State of Utah:

SECTION 1. Soldiers memorial commission. The governor is hereby authorized and directed to appoint a commission consisting of the State Board of Examiners and five resident citizens of the State of Utah, who will serve without pay, and whose duties shall be to consider and recommend the form or design for a suitable memorial to commemorate the Utah soldiers, sailors and marines of the World War, Indian War, Civil War, Spanish-American War, and all others who have borne arms in defense of the common welfare of our nation and state; and to consider, negotiate for and recommend a suitable site for the location of such memorial.

SECTION 2. Expense of Memorial-location-site-report. Said commission is authorized to consult and advise with the representatives of Salt Lake City and Salt Lake County, or other cities or counties of the state, concerning the said Salt Lake City and Salt Lake County or other cities or counties of the state sharing a proportion of the expense of such memorial; and also consult with the representatives of such cities and counties or such other persons, firms, associations or corporations concerning the location of such memorial; and to negotiate for and secure by option, donation, deed, or otherwise, a suitable site for said memorial and report to the fifteenth session of the legislature of the State of Utah.

SECTION 3. Appropriation. There is hereby appropriated the unexpended fund now in the hands of the State of Utah memorial committee amounting to the sum of $1,980.35, to be used and expended, or as much thereof as may be necessary, under the direction of said commission for the purposes of carrying out the provisions of this act.

SECTION 4. May make loan. The commission is further authorized, if necessary, to negotiate for a loan of not to exceed the sum of $10,000 to carry out the provisions of this act.

SECTION 5. Chapter repealed. Chapter 133, Laws of Utah, 1919, is hereby repealed.

SECTION 6. This act shall take effect upon approval.

Approved March 10, 1921.

This committee has held many meetings and considered numerous sites for this memorial since its report to the Fifteenth Legislature of the State of Utah. It was not, however, until January 15, 1925, upon which date a formal called meeting of the commission was held, that definite conclusions were reached by the commission to be reported to the Sixteenth Legislature of the State of Utah.

Your commission, therefore, begs leave to report and recommend:

1. That the memorial herein referred to shall consist of a structure that shall embody a memorial proper to the soldiers, sailors and marines participating in the conflicts enumerated by the legislative enactment hereinbefore referred to, together with public auditoriums, rooms or quarters for the housing of veterans' organizations and patriotic societies and suitable housing and accommodations for a state arsenal and armory for organizations of the national guard and its administrative officers stationed at Salt Lake City.

2. That the most suitable site or location for such memorial building is the 20 rods by 20 rods parcel of ground now occupied by the Utah National Guard Armory at the southwest corner of Second South street and Fourth East street, Salt Lake City, Utah, with title in the State Armory Board.

3. That the Sixteenth Legislature of the State of Utah by appropriate legislation create a commission empowered to acquire this site from the State Armory Board for the purpose of constructing thereon a memorial of the character herein designated; to employ the services of competent artists, sculptors, architects, engineers or others to design a suitable and appropriate memorial building and armory and arsenal to be erected upon this site; to bargain and contract for the erection of such structure.

4. That the Sixteenth Legislature of the State of Utah designate by law the classes of veterans to whose honor and memory this memorial shall be erected and the conditions under which other memorial statues, tablets or other forms of memorials may thereafter be placed therein.

5. That the Sixteenth Legislature of the State of Utah designate by law the specific veteran organizations or societies and the patriotic organizations and societies and the auxiliaries of each which shall be tendered permanent quarters in the said structure; that it shall also provide for the housing therein the Utah National Guard organizations and the administrative officers thereof and the federal and state property pertaining thereto.

6. That the Sixteenth Legislature of the State of Utah provide by law the conditions under which donations, subscriptions or other forms of financial aid may be given, to aid in the construction of this structure, by cities, counties, persons, firms, corporations, associations or others.

7. That the Sixteenth Legislature of the State of Utah appropriate such sums of money as may be required to carry these recommendations into effect, or provide for the funding of this enterprise by bond issue or otherwise.

Respectfully yours,
By JAMES J. BURKE,
Chairman State Memorial Commission.

By E. LEROY BOURNE,
Secretary, State Memorial Commission.

On motion of Senator Lewis the report of the Utah State Memorial Commission was ordered printed in the Journal, and referred to the Committee on Public Institutions.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. J. R. No. 2, by Mr. Hamilton Gardner, entitled, "A resolution rejecting the proposed twentieth amendment to the Constitution of the United States relating to Child Labor," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Winder moved that the rules be suspended and H. J. R. No. 2 be considered read the first, second and third times and placed on its final passage.

Motion carried unanimously.

H. J. R. No. 2 then passed on the following roll call: Ayes, 18; nays, 2; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators McConkie, Westphal.

H. J. R. No. 2 was transmitted to the House.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 38, by Mr. Petty, entitled, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, relating to the powers of city council in prohibiting the manufacture and

sale of intoxicating liquors," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 38 was read first time and referred to Committee on Judiciary.

On the request of Senator Peters, H. B. No. 43 was referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

S. B. No. 59, by Mr. Dixon (by request), "An Act relating to plans and specifications for school buildings and repealing Chapter 94, Laws of Utah, 1924," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 60, by Mr. Stahle, "An Act amending Section 21, Chapter 9, Laws of Utah, 1923, relating to the levying and collection of taxes of irrigation and water conservation districts," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 61, by Mr. McConkie, "An Act to amend Section 1954 of Chapter 2, Title 24, Compiled Laws of Utah, 1917, relating to insanitary conditions in hotels, restaurants, etc.," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 62, by Mr. McConkie, "An Act to amend Section 786x6 of Chapter 24, Title 16, Compiled Laws of Utah, 1917, relating to powers of town trustees," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 63, by Mr. Winder, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919, as amended by Chapter 7, Session Laws 1921, and Sections 3, 4, 5 and 6, Chapter 124, Session Laws 1919, and adding Section 9 to said Chapter relating to noxious weeds," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

H. C. M. No. 6 was read the third time and placed on its final passage.

H. C. M. No. 6 then passed on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

H. C. M. No. 6 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 1 was taken up, persuant to continuance from yesterday.

The report of the Committee on the bill was adopted.

On motion of Senator Candland the bill was amended as follows:

On page 4, line 17, beginning with the word "for", strike out the remainder of the paragraph.

On motion of Senator Finlinson the bill was amended as follows:

On page 3, strike out lines 8, 9 and to "equipment" on line 10, and insert in lieu thereof, "except in cases of emergency".

On motion of Senator Warnick the bill was amended as follows:

On page 3 strike out all of line 30 following the word "or" and the first three words on line 31, and insert in lieu thereof, "except in cases of emergency".

S. B. No. 3 was then ordered read the third time on the following roll call: Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk,

Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

S. B. No. 2 was placed on second reading.

The committee report on the bill was read.

Senator Peters moved that the report be adopted, rejecting the bill.

Motion carried.

S. B. No. 16 was taken up on second reading.

Senator Candland moved that the committee report be adopted, rejecting the bill.

Motion carried.

H. B. No. 23 was read the second time.

On motion of Senator Candland, H. B. No. 23 was made a special order for Friday, February 6, at 2:30 p. m., the committee amendments to be furnished the Senators in the meantime.

S. B. No. 34 was read the second time.

S. B. No. 34 was then ordered read the third time on the following roll call: Ayes, 18; nays, 1; absent, 1.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Auerbach.

Absent and not voting: Senator Callister.

S. B. No. 20 was read the second time.

On motion of Senator McConkie the bill was amended as follows:

On line 2, strike out the word "hall" after the word "billiard".

S. B. No. 20 was then ordered read the third time on the following roll call: Ayes, 17; nays, 2; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Those voting in the negative were: Senators Candland, Mr. President.

Absent and not voting: Senator Callister.

S. B. No. 21 was taken up for consideration pursuant to postponement.

On motion of Senator Jenson, action on S. B. No. 21 was postponed until Thursday, February 5, retaining its place on the second reading calendar.

On the request of Senator Peters, S. B. No. 40 was referred to the Committee on Judiciary.

On motion of Senator Winder, the Senate adjourned.

TWENTY-FOURTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 4, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal for the Twenty-third Day and approved it with minor corrections.

Very respectfully,
HERBERT S. AUERBACH.
E. R. CALLISTER.

PRESENTATION OF PETITIONS.

A communication was read from Fred R. Hicken and other residents of Wasatch County, protesting against any increase by the present legislature, in taxes on live stock and particularly the propesd increased levy on cattle and horses for bounty purposes.

The petition was referred to the Committee on Revenue and Taxation.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 55, by Mr. Dixon, entitled, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department, and adding two additional sections to be known as Sections 14a and 14b," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 55 was referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 56, by Mr. Westphal, (by request) entitled "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating to the State Prison," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 56 was referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 59, by Mr. Dixon, entitled, "An Act relating to plans and specifications for school buildings and repealing Chapter 94, Laws of Utah, 1921," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 59 was referred to the Committee on Education.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 60, by Mr. Stahle, entitled, "An Act amending Section 21, Chapter 9, Laws of Utah, 1923, relating to the levying and collection of taxes of irrigation and water conservation districts," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 60 was referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 61, by Mr. McConkie, entitled, "An Act to amend Section 1954, of Chapter 2, Title 24, Compiled Laws of Utah, 1917, relating to insanitary conditions in hotels, restaurants, etc.," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 61 was referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 62, by Mr. McConkie, entitled, "An Act to amend Section 786x6 of Chapter 24, Title 16, Compiled Laws of Utah, 1917, relating to powers of town trustees," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 62 was referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 63, by Mr. Winder, entitled, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919 ,as amended by Chapter 7, Session Laws 1921, and Sections 3, 4, 5 and 6, Chapter 124, Session Laws 1919, and adding Section 9 to said Chapter relating to noxious weeds," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 63 was referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Public Institutions report back S. B. No. 38, by Mr. Dixon, entitled, "An Act amending Sections 5383, 5384, 5406, 5409, 5413, and 5415, Compiled Laws of Utah, 1917, changing the name of the State Mental Hospital, located at Provo City, in the County of

Utah, to the "Utah State Hospital," and recommend that it be passed with the following amendment:

After the word "Hospital" in the title add the words "and sanitorium".

Respectfully,
CLARENCE L. FUNK,
Chairman.

Report filed.

S. B. No. 38 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 41, by Mr. Jenson, entitled, "An Act to amend Section 1560, of the Compiled Laws of Utah, 1917, providing for the apportionment of the cost of assessing and collecting taxes," and recommends that it be not passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 41 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 49, by Mr. Peters, entitled, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor cycles," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 49 was placed on the second reading calendar.

Salt Lake City, Utah, February 4, 1925.

Mr. President:

Senate Bill No. 19, by Mr. Lewis, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, relating to and prescribing penalties for violations of Title 54, Compiled Laws of Utah, 1917, prohibiting the manufacture and sale of intoxicating liquors, and adding a new section to be known as Section 3345x," is returned herewith with the recommendation that it be passed with the following amendments:

Strike out $2,500.00 in line 19, page 2, and insert in lieu thereof, "$500.00."

Strike out "and" in line 20, page 2, and insert in lieu thereof, "or."

Strike out "one year" in line 21, page 2, and insert in lieu thereof, "six months."

Insert after the word "years" on line 2,, page two, "or both such fine and imprisonment."

Strike out all the remainder of Section.

Respectfully,
DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

S. B. No. 19 was placed on the second reading calendar.

Salt Lake City, Utah, February 4, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 52, by Mr. Warnick, entitled, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates

to be prima facie evidence of the facts contained therein," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 52 was placed on the second reading calendar.

Salt Lake City, Utah, February 4, 1925.

Mr. President:

Your Committee on Agriculture report back H. C. M. No. 4, by Mr. Whittaker, entitled, "Memorializing Congress to make an appropriation for the investigation of Utah's potash deposits and experimentation on producing from them high grade potassium salts," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. C. M. No. 4 was placed on the second reading calendar.

Salt Lake City, Utah, February 4, 1925.

Mr. President:

Senate Bill No. 9, by Mr. Candland, entitled, "An Act to amend Sections 470, 473, and 474, Compiled Laws of Utah, 1917, relating to chattel mortgages," is herewith returned for the reason that the author thereof has requested permission to withdraw the same.

Respectfully,
DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

By request of Senator Candland, S. B. No. 9 was withdrawn.

Salt Lake City, Utah, February 4, 1925.

Mr. President:

Senate Bill No. 10, by Mr. Candland, entitled, "An Act prescribing the duties of the Secretary of State with respect to filing chattel mortgages upon live stock and motor vehicles," is herewith returned for the reason that the author thereof has requested permission to withdraw the same.

Respectfully,
DAVID JENSON,
Chairman Judiciary Committee.

Report filed.

By request of Senator Candland, S. B. No. 10 was withdrawn.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed H. J. R. No. 3, by Mr. Hunt, entitled, "Memorializing Congress to take favorable action on Senate Bill No. 4060 and H. R. No. 11555, which provides for suitable recognition for the services of Lieutenant Maughan," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. J. R. No. 3 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House concurs in the Senate amendments to H. C. M. No. 6, by Mr. Whittaker, entitled, "Memorializing Congress to pass the Pittman Bill relating to the pur-

chase of 14,437,000 ounces of American produced silver at $1.00 per ounce."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

VISIT TO AGRICULTURAL COLLEGE.

Salt Lake City, Utah, Feb. 4, 1925.

President A. B. Irvine,
State Senate,
Capitol Building.
Dear Sir:

Will you please have the members of the Senate notified as follows:

The special train carrying members of the Legislature on their visit to the Utah Agricultural College will leave the Interurban Depot at 7 a. m. Monday, February 9th. It might be well to have some one appointed to serve with a similar person from the House to be present at the depot sufficiently early to help railroad officials check as members and their guests board the train.

It will require about three hours and fifteen minutes to make the trip. Logan citizens will have cars available to take our guests from the Logan Depot to the College.

Details of the inspection of the College will be announced on the train.

Cordially yours,
ELMER G. PETERSON,
President.

Can leave Logan on return trip, at the pleasure of members, at 5 p. m., or earlier or later.

Communication filed.

Senator Funk was instructed to cooperate wtih the

College authorities and the railroad, in making final arrangements.

INTRODUCTION OF BILLS.

S. B. No. 64, by Mr. Hirschi, "An Act amending Sections three and four of Chapter 21, Laws of Utah, 1923, relating to State Depository Board," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 65, by Mr. Dixon, "An Act to provide for the admission to the treatment building of the Utah State Mental Hospital and Sanitarium of suitable persons making voluntary application for treatment, amending Sections 1 and 3, Chapter 20, Session Laws, 1923," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 66, by Mr. Jenson, "An Act to amend Sections 2186, 2191, 2192 and 2193, Compiled Laws of Utah, 1917, relating to nominations of candidates for election," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 67, by Mr. Jenson, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of children," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 68, by Mr. Jenson, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding new section to be known as Sction 6756," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 69, by Mr. Jenson, "An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and pro-

viding method of such drawing," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 70, by Mr. Jenson, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as alternate juror, by adding new section to be known as Section 3595X," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 71, by Mr. Jenson, "An Act amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 72, by Mr. Jenson, "An Act amending Chapter 53, Title 117, Compiled Laws of Utah, 1917, providing for admission of evidence by adding new section to be known as Section 7152," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 73, by Mr. Jenson, "An Act amending subdivision 3 of Section 6408, Compiled Laws of Utah, 1917, relating to succession of surviving husband or wife where there is no issue," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 74, by Mr. Lewis, "An Act to amend Section 2852, Compiled Laws of Utah, 1917, as amended by Chapter 61, Laws of Utah, 1921, as amended by Chapter 65, Laws of Utah, 1923, by adding a new section to be known as Section 2852X," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 75, by Mr. Warnick, "An Act to amend Section 1, Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 1 was read the third time and placed on its final passage.

On motion of Senator Peters, S. B. No. 1 was made a special order for Tuesday, February 10, at 2:30 p. m.

S. B. No. 34 was read the third time and placed on its final passage.

S. B. No. 34 then passed on the following roll call:

Ayes, 18; nays, two; absent, none.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Westphal.

S. B. No. 34 was transmitted to the House.

S. B. No. 20 was read the third time and placed on its final passage.

S. B. No. 20 then passed on the following roll call:

Ayes, 11; nays, 9; absent none.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Robinson, Ryan, Stahle, Warnick.

Those voting in the negative were: Senators Auerbach, Candland, Callister, Hirschi, O'Donnell, Peters, Westphal, Winder, Mr. President.

S. B. No. 20 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in

open session H. J. R. No. 2, by Mr. Hamilton Gardner, entitled, "A Resolution rejecting the Twentieth Amendment to the Constitution of the United States relating to child labor," and same is herewith transmitted to your Honorable Body for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. J. R. No. 2 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. C. M. No. 6, by Mr. Whittaker, entitled, "Memorializing Congress to pass the Pittman Bill relating to the purchase of 14,437,000 ounces of American produced silver at $1.00 per ounce," and same is herewith transmitted to your Honorable Body for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. M. No. 6 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 48, by Mr. Lewis, entitled, "An Act empowering cities to establish and improve parks

and playgrounds and assess private property to pay therefor," and recommend that it be not passed. Senator Lewis does not concur in this report.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 48 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. J. R. No. 2, by Mr. Lewis, entitled, "Resolution providing for the appointment of a joint committee of Senate and House, to prepare and submit to the Sixteenth Legislature of the State of Utah, a draft of a Bill or Bills providing for a Constitutional Amendment or Amendments providing for Joint City and County Government in Counties of the first and second class," and recommend that it be not passed. Senator Lewis does not concur in this report.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. J. R. No. 2 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 37, by Mr. Peters, entitled, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section

5992, Compiled Laws of Utah, 1917," and recommend that it be passed.

Respectfully
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 37 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 21 was read the second time.

S. B. No. 21, was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

On motion of Senator Winder, the Senate adjourned.

TWENTY-FIFTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 5, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision report that we have

read the Journal for the Twenty-fourth day and find it correct.

Very respectfully,
HERBERT S. AUERBACH.
E. R. CALLISTER.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 64, by Mr. Hirschi, entitled, "An Act amending Sections Three and Four of Chapter 21, Laws of Utah 1923, relating to State Depository Board," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 64 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 65, by Mr. Dixon, entitled, "An Act to provide for the admission to the treatment building of the Utah State Hospital and Sanitorium of suitable persons making voluntary application for treatment, amending Sections 1 and 3, Chapter 20, Session Laws, 1923," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 65 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 66, by Mr. Jenson, entitled, "An Act to amend Sections 2186, 2191, 2192, and 2193, Compiled Laws of Utah, 1917, relating to nominations of candidates for election," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 66 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 67, by Mr. Jenson, entitled, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of children," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 67 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 68, by Mr. Jenson, entitled, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding new section to be known as Section 6756," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 68 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 69, by Mr. Jenson, entitled, "An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 69 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 70, by Mr. Jenson, entitled, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as alternate juror, by adding new section to be known as Section 3595x," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 70 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 71, by Mr. Jenson, entitled, "An Act

amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 71 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 72, by Mr. Jenson, entitled, "An Act amending Chapter 53, Title 117, Compiled Laws of Utah, 1917, providing for admission of evidence by adding new Section to be known as Section 7152," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 72 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 73, by Mr. Jenson, entitled, "An Act amending sub-division 3 of Section 6408, Compiled Laws of Utah, 1917, relating to succession of surviving husband or wife where there is no issue," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 73 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 74, by Mr. Lewis, entitled, "An Act to amend Section 2852, Compiled Laws of Utah, 1917, as amended by Chapter 61, Laws of Utah, 1921, as amended by Chapter 65, Laws of Utah, 1923, by adding a new Section to be known as Section 2852x," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 74 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 75, by Mr. Warnick, entitled, "An Act to amend Section 1 Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 75 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 46, by Mr. Lewis, entitled, "An Act providing that the revenue received from the investment of the Sinking

Fund of Bond Issues for State Roads shall be credited to the State Road Fund," and recommend that it be passed.

Respectfully,
THOS. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 46 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties," and recommend that it be passed with the following amendments:

Adding to the title the following: "and repealing Sections 4315, 4316, 4319, 4321, 4326, and 4327, Compiled Laws of Utah, 1917, as amended by Chapter 86, Laws of Utah, 1921."

On line 12, page 1, correct the spelling of the word "ocular" by striking the letter "c".

On line 17, page 1, correct the spelling of the word "ocular" by striking the letter "c".

On line 13, page 2, correct the spelling of the word "ocular", by striking the letter "c".

On line 14, page 2, following the word "examination", insert the following: "and a duplicate record of examination delivered to patient at the time of examination."

On line 23, page 2, strike the words following the letters "tacles", and strike the word "business" on line 24.

On line 28, page 2, strike the numeral and words following the word "provided", and strike all of line 29, and the word "business" on line 30. Strike the numeral "(2)" on line 30 and insert in lieu thereof the numeral "(1)". On line 31, strike the numeral "(3)" and insert in lieu thereof the numeral "(2)".

On line 1, page 3, strike the numeral "(4)" and insert in lieu thereof the numeral "(3)". On line 2, page 3, strike the numeral "(5)", and insert in lieu thereof the numeral "(4)".

On line 15, page 3, strike the word "one", and insert in lieu thereof the word "two".

On line 4, page 4, correct the spelling of the word "ocular", by striking the letter "c".

On line 20, page 4, strike the words "file for".

Strike all of line 22, page 4, and all of line 23, to and including the period.

On line 18, page 5, strike the prefix "mis", changing the word "misrepresentation" to "representation".

On line 29, page 5, correct the spelling of the word "drunkenness" by changing the letter "d" to the letter "n".

On line 22, page 6, change the word 'revelant" to the word "relevant".

Strike all of lines 28 and 29, page 6.

Strike all of lines 23, 24, 25, 26 and 27, page 7.

On line 2, page 8, strike the letter "a" and insert in lieu thereof the word "such".

On line 8, page 8, strike the prefix "mis", changing the word "misrepresentation", to "representation".

Strike all of lines 19, 20, 21, 22, and 23, page 8.

On line 28, page 8, correct the spelling of the word "shall" by adding an additional "l" thereto.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 45 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 5th, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 5, by Mr. Candland, entitled, "An Act to amend Section 3677 of the Compiled Laws of Utah, 1917, as amended by Chapter 70 of the 1919 Session Laws limiting the hours of employment of females in certain classes of employment," without recommendation.

Respectfully,
JOSEPH T. FINLINSON,
Chairman.

Report filed.

S. B. No. 5 was placed on the second reading calendar.

Salt Lake City, Feb. 5, 1925

Mr. President:

Your Committee on Commerce and Industries report back H. B. No. 5, by Mr. McCullough, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws of Utah, 1919, relating to railroad corporations," and recommend that it be passed.

C. COTTRELL, JR.
Chairman.

Report filed.

H. B. No. 5 was then placed on the second reading calendar.

Salt Lake City, February 5, 1925

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 62, by Mr. McConkie, entitled, "An Act to amend Section 786X6 of Chapter 24, Title 16, Compiled Laws of Utah, 1917, relating to powers of town trustees," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 62 was placed on the second reading calendar.

Salt Lake City, Feb. 5, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 12, by Mr. Hansen, N. J., entitled, "An Act granting power to the Legislative Body of cities and towns to regulate and restrict the height, number of stories, and size of buildings and other structures, percentage of lot that may be occupied, size of yards and open spaces, the location and use of buildings and structures and land for trade industries, residences, and other purposes; to provide for a zoning commission; and to provide for the zoning of cities and towns by the creation of appropriate districts therein," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 12 was placed on the second reading calendar.

Salt Lake City, February 5, 1925

Mr. President:

Your Committee on State and Municipal Affairs report back H. J. R. No. 3, by Mr. Hunt, entiled, "Memor-

ializing Congress to take favorable action on Senate Bill No. 4060, and H. R. No. 11555, which provides for suitable recognition for the services of Lieutenant Maughan," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. J. R. No. 3 was placed on the second reading calendar.

Salt Lake City, February 5, 1925

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 20, by Mr. Tangren, entitled, "An Act amending Section 1559, Chapter 9, Compiled Laws of Utah, 1917, relating to salaries of County Assessors, their Deputies and Assistants, and to salaries of County Treasurers, their Deputies and Assistants," and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 20 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor," and the same is herewith transmitted for your further action .

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 11 was referred to Committee on Enrolling and Engrossing.

Salt Lake City, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in Banking Corporations," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 8 was referred to Committee on Enrolling and Engrossing.

Salt Lake City, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed S. B. No. 12, by Mr. Candland, entitled, "An act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 12 was referred to Committee on Enrolling and Engrossing.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 24, by Mr. Welsh, entitled, "An Act providing for County budgets, the preparation thereof; the estimating of revenues and the apportioning of same. The method of handling deficits and unexpended balances; and the holding of expenditures within said budget; and providing for exceptions," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 24 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 4, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 29, by Mr. Welsh, entitled, "An Act providing that city commissioners of cities of the first and second class file with city auditor an estimate of revenues and expenditures; auditor to prepare tentative budget and statement of financial condition of city, which shall be available for public inspection; requiring the board of city commissioners to adopt a budget and pass appropriations ordinance for each year; making appropriations in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reductions or increase in appropriations; requiring city auditor to furnish monthly reports which shall be available for public inspection," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 29 was read first time and referred to Committee on Revenue and Taxation.

President Irvine announced an invitation from the President of the University for the Senators to attend a concert to be given by the Northwestern University Glee Club this evening.

INTRODUCTION OF BILLS.

S. B. No. 76, by Mr. Ryan, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436X, and all acts or parts of acts in conflict herewith," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 77, by Mr. Warnick, "An Act to amend Sections 3 and 6, Session Laws, 1923, relating to motor vehicle fuels," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 78, by Mr. Peters, "An Act amending Section 5236, Compiled Laws of Utah, 1917, relating to the powers of the board of trustees of the Agricultural College, and Section 5528, Compiled Laws of Utah, 1917, as amended by Chapter 50, Laws of Utah, 1923, relating to the powers of the board of regents of the University of Utah," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 79, by Mr. Jenson, "An Act amending Chapter 17, of the Special Session Laws of Utah, 1919, as amended by Chapter 121, Session Laws of Utah, 1921. Amending Sections 1, 2, 3, 4 5, 6, 7, 8, 9, 14, 20 and 20X, and adding Sections 7X, 11X, 16X, 17X, and 19X, relating to the prevention of fraud in the sale of securities," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 80, by Mr. Lewis, "An Act amending Section 3978, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and as further amended

by Chapter 47, Laws of Utah, 1923, relating to traffic regulations on State Highways," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 81, by Mr. Lewis, "An Act amending Sections 3976 and 3985, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to regulation of motor vehicles," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 82, by Mr. Lewis, "An Act to amend Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 46 of the Laws of Utah, 1923, by adding to said Section an additional sub-division numbered 3, providing for the taxing of automobile corporations using the public streets and highways of the state," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 83, by Mr. Finlinson, "An Act providing for the inspection by the State Board of Health of water sources and systems and sewage disposal systems and for their general oversight and care in the interests of public health and providing certain penalties for the violation of said act and repealing all acts or parts of acts in conflict therewith," was read the first time and referred to the Committee on Revision and Printing.

On motion of Senator Ryan, fifty additional copies of S. B. No. 76 were ordered printed.

REPORTS OF STANDING COMMITTEES

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling, to which was referred S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations," begs leave to report that it has had said bill carefully engrossed and

enrolled and returns it herewith for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 8 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling, to which was referred S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor," begs leave to report that it has had said bill carefully engrossed and enrolled and returns it herewith for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 11 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling, to which was referred S. B. No. 12, by Mr. Candland, enttiled, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," begs leave to report that it has had said bill carefully engrossed and

enrolled and returns it herewith for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 12 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 21 was read the third time and placed on its final passage.

S. B. No. 21 then passed on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 21 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 38 was read the second time.

The committee report on the bill was adopted, after being amended by adding the words "and Sanatorium" after the word "hospital" in the following places: lines 6 and 7, on page 1; lines 18 and 30 on page 2; line 11, on page 4; lines 6, 10, 26, and 28, on page 5.

S. B. No. 38 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 49 was read the second time.

On motion of Senator Callister the bill was amended as follows:

Strike out the comma after the word "taxation" on line 14, and insert "which said certificate shall issue without cost to the owner, and".

S B. No. 49 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 4; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Peters, Ryan, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Hirschi, Lewis, Robinson, Westphal.

Absent and not voting: Senator Stahle.

S .B. No. 41 was read the second time.

On motion of Senator Jenson, S. B. No. 41 was made a special order for Wednesday, February 11, at 2:30 p. m.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, Feb. 5, 1925.

To the House of Representatives:

I have this day signed and delivered to the Secretary of State H. C. M. No. 6, by Mr. Whittaker, entitled, "Memorializing Congress to pass the Pittman Bill relating to the purcahse of 14,437,000 ounces of American produced silver at $1.00 per ounce."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Salt Lake City, Utah, Feb. 5, 1925.

To the Legislature:

The Board of Pardons will meet in special session at the State Prison at ten o'clock tomorrow—Friday morning—to hear the appeal of Henry Hett for clemency. It has occurred to me that one or more of your committees interested in prison affairs or in the operation of the Board of Pardons might care to avail themselves of the opportunity to learn of the functions of the Board. On behalf of the Board of Pardons, I respectfully request that you convey an invitation to the members of such committees to meet with us tomorrow.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed .

CONSIDERATION OF BILLS ON SECOND READING.

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

The Committee report on the bill was adopted, with the addition of "by" between "or" and "both" on line 21, page 2; also on line 28, after the word "years" the remainder of the section be retained; and after the word "not", on line 19, the words "less than $500.00 nor" be stricken out; and after the word "not" on line 20, the words "less than six months nor" be stricken out.

S. B. No. 19 was then ordered read the third time on the following roll call: Ayes, 18; nays, 1, absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative, Senator Lewis.

Absent and not voting, Senator Peters.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendent prepare and file with the Board of Education a tentative budget each and every year together with a statement of financial condition of the district; requiring the Board of Education to adopt a budget and make appropriations for next fiscal year; making appropriations by Board of Education in excess of estimated revenue illegal: providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports," and the same is hereby transmitted for your action.

Respectfully
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 28 was read the first time and referred to the Committee on Education.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 52 was read the second time.

Senator Candland was called to the Chair.

S. B. No. 52 was then ordered read the third time on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Winder, Mr. President.

On motion of Senator Callister, leave was granted for the Committee on Appropriations and Claims to visit the State Industrial School on Saturday, Feb. 7.

Senator Callister, previously appointed to make arrangements for visiting the University of Utah, reported that President Thomas suggested that the visit be made while classes are in session. On motion of Senator Callister, the time for the visit was set for Friday, February 13, at 9 a. m.

President Irvine resumed the Chair.

CONSIDERATION OF BILLS ON SECOND READING.

H. C. M. No. 4 was read the second time.

On motion of Senator Callister the bill was amended as follows:

Strike out "they" and insert "it"; strike out "their" and insert "its".

H. C. M. No. 4 was then ordered read the third time on the following roll call: Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Funk, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Candland, Dixon, Peters, Westphal.

S. B. No. 48 was read the second time.

On motion of Senator Cottrell the Committee report was adopted, killing the bill.

S. J. R. No. 2 was read the second time. On motion of Senator Peters, the report of the Committee was adopted, killing the bill.

S. B. No. 37 was read the second time.

S. B. No. 37 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in the presence of the House S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations," and the same is herewith returned to the Senate for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 8 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in the presence of the House S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor ,and the same is herewith returned to the Senate for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 11 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in the presence of the House S. B. No. 12, by Mr. Candland, entitled, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same," and the same is herewith returned to the Senate for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 12 was transmitted to the Governor.

On motion of Senator Callister the Senate adjourned.

TWENTY-SIXTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 6, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision report that we have

read the Journal for the Twenty-fifth Day and find it correct with slight changes.

Very respectfully,
E. R. CALLISTER,
H. S. AUERBACH.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all Acts or parts of Acts in conflict herewith," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 76 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 77, by Mr. Warnick, entitled, "An Act to amend Sections 3 and 6, Chapter 39, Session Laws, 1923, relating to motor vehicle fuels," without change.

Respectfully
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 77 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 78, by Mr. Peters, entitled, "An Act amending Section 5236, Compiled Laws of Utah, 1917, relating to the powers of the Board of Trustees of the Agricultural College and Section 5528, Compiled Laws of Utah, 1917, as amended by Chapter 50, Laws of Utah, 1923, relating to the powers of the Board of Regents of the University of Utah," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 78 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 80, by Mr. Lewis, entitled, "An Act amending Section 3978, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and as further amended by Chapter 47, Laws of Utah, 1923, relating to traffic regulations on state highways," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 80 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 81, by Mr. Lewis, entitled, "An Act amending Sections 3976 and 3985, Compiled Laws of

Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to regulation of motor vehicles," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 81 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 82, by Mr. Lewis, entitled, "An Act to amend Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 46, of the Laws of Utah, 1923, by adding to said Section an additional subdivision numbered 3, providing for the taxing of automobile corporations using the public streets and highways of the State," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 82 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 83, by Mr. Finlinson, entitled, "An Act providing for the inspection by the State Board of Health of water sources and systems and sewage disposal systems and for their general oversight and care in the interests of public health and providing certain penalties for the violation of said Act and repealing all Acts or parts of Acts in conflict therewith," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 83 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 26, by Mr. Jenson, entitled, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to Judgment Roll," and recommend that it be passed with the following amendments:

Strike out "6867" in Title and insert in lieu thereof, "6992."

Strike out the words "Judgment Roll" in line two of Title and insert in lieu thereof, "Record on Appeal."

Strike out "6867" in line one and insert in lieu thereof "6992."

Strike out the words "Judgment Roll" in line two and insert in lieu thereof, "Record on Appeal."

Strike out all the remainder of bill after the word "follows" on line 2, and insert in lieu thereof the following:

"6992. The judgment roll ,( ) bill of exceptions, if there be one, and all orders extending the time for the preparation, service and settlement of bills of exceptions shall constitute the record on appeal to the Supreme Court."

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 26 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

Your Judiciary committee returns herewith Senate Bill No. 43, by Mr. Hirschi, entitled, "A Bill for an Act to amend Section 2553 of the Compiled Laws of Utah,

1917, relating to jury trials in civil cases," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 43 was placed on the second reading calendar.

Salt Lake City, Utah, February 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled Laws of Utah, 1917," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 51 was placed on the second reading calendar.

Salt Lake City, Utah, February 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 68, by Mr. Jenson, entitled, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding new Section to be known as Section 6756," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 68 was placed on the second reading calendar.

Salt Lake City, Utah, February 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 69, by Mr. Jenson, entitled, "An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 69 was placed on the second reading calendar.

Salt Lake City, Utah, February 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 70, by Mr. Jenson, entitled, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as Alternate Juror, by adding new Section to be known as Section 3595X," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 70 was placed on the second reading calendar.

Salt Lake City, Utah, February 6, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 73, by Mr. Jenson, entitled, "An Act amending Sub-division 3 of Section 6408, Compiled Laws of

Utah, 1917, relating to succession of surviving husband or wife where there is no issue," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 73 was placed on the second reading calendar.

By request of Senator Ryan S. B. No. 76 was referred to the Committee on Agriculture.

Mrs. R. E. Bristol of Ogden, President of the Martha Society, extended an invitation to the members of the Senate and House to visit the home at their convenience.

On motion of Senator Jenson, the invitation was accepted.

Salt Lake City, Utah, February 5, 1925.

Mr. A. B. Irvine, President Senate,
Senate Chamber.

Dear Sir:

You and the members of the Senate are cordially invited to attend the dancing party given by the House of Representatives Friday evening, February 6th, at eight o'clock p. m., at the Butter Crust Hall, 724 East Fourth South.

Yours truly,
CHAS. B. PETTY,
Chairman.

Communication filed.

Senator Winder moved that the invitation be accepted and as many attend as possible. Motion carried.

Senator Funk moved that a committee of three be appointed to go to Logan to visit the Agricultural Col-

lege on Sunday, to secure preliminary information preparatory to the visit of the body on Monday.

The motion carried, and Senators McConkie, Auerbach and Winder were appoitned.

INTRODUCTION OF BILLS.

S. B. No. 84, by Mr. Finlinson, "An Act providing for the refunding and sale of drainage district bonds," was read the first time and referred to the Committee on Revision and Printing."

S. B. No. 85, by Mr. Funk, "An Act to repeal Chapter 127, Laws of Utah, 1921, as amended by Chapter 85, Laws of Utah, 1923, relating to the Department of Finance and Purchase," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 38 was read the third time and placed on its final passage.

S. B. No. 38 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Finlinson.

S. B. No. 38 was transmitted to the House.

S. B. No. 49 was read the third time and placed on its final passage.

S. B. No. 49 then passed on the following roll call:

Ayes, 16; nays, 3; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk,

Jenson, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Hirschi, Lewis, Robinson.

Absent and not voting: Senator Finlinson.

S. B. No. 49 was transmitted to the House.

SPECIAL ORDER.

H. B. No. 23 was taken up on special order.

H. B. No. 23 was then ordered read the third time on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Winder.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 19 was read the third time and placed on its final passage.

On motion of Senator Callister, S. B. No. 19 was made special order for Feb. 11, at 2:30.

S. B. No. 52 was read the third time and placed on its final passage.

S. B. No. 52 then passed on the following roll call: Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Peters, Winder.

S. B. No. 52 was transmitted to the House.

H. C. M. No. 4 was read the third time and placed on its final passage.

H. C. M. No. 4 then passed on the following roll call: Ayes, 18; nays, none, absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Winder.

H. C. M. No. 4 was transmitted to the House.

S. B. No. 37 was read the third time and placed on its final passage.

S. B. No. 37 then passed on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Winder.

S. B. No. 37 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 46 was read the second time.

On motion of Senator Lewis, S. B. No. 46 was made special order for Feb. 10, at 3 p. m.

S. B. No. 45 was read the second time.

On motion of Senator Hirschi, S. B. No. 45 was made special order for Feb. 10, at 3.

S. B. No. 5 was read the second time.

S. B. No. 5 was then ordered read the third time on the following roll call:

Ayes, 11; nays, 8; absent, 1.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Funk, Lewis, McConkie, Robinson, Ryan, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Callister, Hirschi, Jenson, O'Donnell, Peters. Stahle, Westphal.

Absent and not voting: Senator Finlinson.

Senator Hirschi was called to the chair.

H. B. No. 5 was read the second time.

President Irvine resumed the chair.

On motion of Senator Funk, H. B. No. 5 was made special order for February 12, at 2:30.

Senator Peters moved that when the Senate adjourn it be to Tuesday, Feb. 10, at 2 p. m. Motion carried.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 62 was read the second time.

S. B. No. 62 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal,, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson.

H. B. No. 12 was read the second time.

On motion of Senator O'Donnell the bill was amended as follows:

On line 2 of the title, strike out the words "and towns."

On motion of Senator Callister, H. B. No. 12 was made special order for Friday, Feb. 13, at 2:30 p. m.

H. J. R. No. 3 was read the second time.

On motion of Senator Callister the bill was amended as follows:

On line 17, "memorialize" changed to "memorializes."

H. J. R. No. 3 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Dixon, Finlinson, Stahle.

H. B. No. 20 was read the second time.

On motion of Senator Funk, the report of the committee was adopted, killing the bill.

MISCELLANEOUS BUSINESS.

Salt Lake City, Utah, Feb. 6, 1925.

Hon. A. B. Irvine,
President of the Senate, and
Honorable Members.

Gentlemen:

The State Organization of County Clerks, County Auditors and County Treasurers in conference assembled in Salt Lake City, Utah, February 6, 1925, in the interest of economy and efficiency in County Government, unani-

mously endorsed House Bill No. 24, by Mr. Welsh, relating to County Budgets.

We earnestly urge the passage of this measure.

Respectfully submitted,

JAS. H. SULLIVAN,
Auditor, Salt Lake County.

CLIFFORD L. WRIGHT,
Auditor, Utah County.

GEO. T. JUDD,
Deputy Treasurer, Salt Lake County.
Legislative Committee of State Association of County Clerks, Auditors and Treasurers.

Communication filed.

On motion of Senator Westphal, the Senate adjourned.

THIRTIETH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 10, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the 26th day and find it correct with a few minor amendments.

Very respectfully,
W. D. CANDLAND,
C. COTTRELL, JR.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 85, by Mr. Funk, entitled, "An Act to repeal Chapter 127, Laws of Utah, 1921, as amended by Chapter 85, Laws of Utah, 1923, relating to the Department of Finance and Purchase," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. S. No. 85 was ordered printed and referred to the Committee on State and Municipal Affairs.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House S. B. No. 23, by Mr. Candland, entitled, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute Irrigation Project, the sale of state lands adjacent thereto and the sale and assignment of state certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Candland the Senate concurred in the House amendments.

S. B. No. 23 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, February 7, 1925.

Mr. President:

This is to inform your Honorable Body that the House has this day concurred in the Senate Amendments to H. C. M. No. 4, by Mr. Whittaker, entitled, "Memorializing Congress to make an appropriation for the investigation of Utah's potash deposit and experimentation on producing from them high grade potassium salts."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 6, 1925.

Mr. President:

I am directed to inform your Honorable body that the House has this day passed, as amended, H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating to fish and game," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 54 was read the first time and referred to the Committee on Fish and Game.

Salt Lake City, Utah, February 7, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the House has this day passed as amended H. B. No. 53, by the Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies, and repealing Title 19, Chap-

ter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended ,and 1100x ,added by Session Laws, 1923," and the same is herewith transmitted to your Honorable Body for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 53 was read the first time and referred to the Committee on Banking.

INTRODUCTION OF BILLS.

S. B. No. 86, by Mr. Lewis, "An Act authorizing the State Armory Board to borrow money for the purpose of building an armory at Ogden," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 87, by Mr. Henry W. Stahle, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, by adding thereto an additional subdivision, Numbered 4, requiring automobile corporations to furnish bonds," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 88, by Mr. Westphal, "An Act amending Section 2023, Compiled Laws of Utah, 1917, and Sections 2032 and 2034, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1921, and repealing Section 2026, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1921, relating to the practice of dentistry," was read the first time and referred to the Committee on Revision and Printing.

A communication was received from President Thomas of the University of Utah, requesting that the visit of the Legislature be set for Wednesday, February 18, at 9 a. m., instead of the date originally made.

On motion of Senator Callister, the suggested date for the visit was decided upon and the House was apprised of the action.

Senator Ryan moved that the Senate meet in regular session on Thursday, February 12, Lincoln's birthday.

Motion carried.

SPECIAL ORDER.

S. B. No. 1 was taken up on special order.

Senator Candland moved that further consideration of S. B. No. 1 be postponed until Friday afternoon at 2:15.

Motion carried.

S. B. No. 46 was taken up on special order.

On motion of Senator Finlinson, S. B. No. 46 was made a special order for Friday, February 13, following the two special orders for that day.

S. B. No. 45 was taken up on special order.

On motion of Senator Peters, S. B. No. 45 was recommitted to the Committee on Education.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 23 was read the third time and placed on its final passage.

H. B. No. 23 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

H. B. No. 23 was transmitted to the House.

S. B. No. 5 was read the third time and placed on its final passage.

On motion of Senator McConkie the enacting clause of S. B. No. 5 was stricken out.

S. B. No. 62 was read the third time and placed on its final passage.

S. B. No. 62 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, Peters.

S. B. No. 62 was transmitted to the House.

H. J. R. No. 3 was read the third time and placed on its final passage.

On motion of Senator Cottrel the bill was amended as follows:

Inserting the numerals "4060" after "No." in the title.

H .J. R. No. 3 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Absent and not voting: Senators Peters, Warnick.

H. J. R. No. 3 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 9, 1925.

Mr. President:

I am directed to request the return of S. B. No. 23, by Mr. Candland, entitled, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as

amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute Irrigation Project, the sale of State Lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," for the further consideration of the House.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Candland, S. B. No. 23 was returned to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 26 was read the second time.

On motion of Senator Jenson, the committee report on the bill was adopted.

S. B. No. 26 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Stahle.

S. B. No. 43 was read the second time.

S. B. No. 43 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 5; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Finlinson, Hirschi, Jenson, Lewis,

McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Those voting in the negative were: Senators Callister, Cottrell, Dixon, Funk, Mr. President.

S. B. No. 51 was read the second time.

S. B. No. 51 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. C. M. No. 4, by Mr. Whittaker, entitled, "Memorializing Congress to make an appropriation for the investigation of Utah's potash deposits and experimentation on producing from them high grade potassium salts," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

H. C. M. No. 4 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 44, by Mrs. Dunyon, entitled, "An Act relating to registra-

tion and tuition fees of the University of Utah, the Agricultural College of Utah, and of the Branch Agricultural College of Cedar City, and of other fees collected at these institutions, and the payment into the Treasury of all moneys received; and repealing Section 5539, Compiled Laws of Utah, 1917 as amended by Chapter 98, Session Laws 1919, and as further amended by Chapter 117, Session Laws, 1921," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 44 was read first time and referred to Committee on Education.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 68 was read the second time.

S. B. No. 68 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 69 was read the second time.

S. B. No. 69 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 70 was read the second time.

On motion of Senator Jenson the bill was amended as follows:

On line 14 the spelling of "peremptory" was corrected.

On line 19 the word "are" was changed to "is."

S. B. No. 70 was then ordered read the third time on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Hirschi, Ryan.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 15, by Mr. Lewis, entitled, "An Act to amend Section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Lewis, the House amendments to S. B. No. 15 were concurred in.

S. B. No. 15, as amended, was passed by the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson,

Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Hirschi.

S. B. No. 15 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 22, by Mr. J. H. Gardner, entitled, "An Act repealing an act creating the position of State Bacteriologist and Pathologist," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 22 was read the first time and referred to the Committee on State and Municipal Affairs.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 73 was read the second time.

On motion of Senator Candland the bill was amended as follows:

On lines 6 and 7, change $20,000 to $25,000.

S. B. No. 73 was then ordered read the third time on the following roll call: Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

On motion of Senator McConkie the Senate adjourned.

THIRTY-FIRST DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, February 11, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the 30th day and find it correct with a few minor amendments.

Very respectfully,
W. D. CANDLAND.
C. COTTRELL, JR.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 84, by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," with a slight change assented to by Mr. Finlinson.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 84 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 86, by Mr. Lewis, entitled, "An Act authorizing the State Armory Board to borrow money for the purpose of building an armory at Ogden," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 86 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 87, by Mr. Henry W. Stahle, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, by adding thereto an additional subdivision, numbered 4, requiring automobile corporations to furnish bonds," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 87 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 88, by Mr. Westphal, entitled, "An Act amending Section 2023, Compiled Laws of Utah, 1917, and Sections 2032 and 2034, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1921, and repealing Section 2026, Compiled Laws of Utah, 1917, as amend-

ed by Chapter 46, Laws of Utah, 1921, relating to the practice of dentistry," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 88 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 65, by Mr. Dixon, entitled, "An Act to provide for the admission to the Treatment Building of the Utah State Hospital and Sanitorium of suitable persons making voluntary application for treatment, amending Sections 1 and 3, Chapter 20, Session Laws, 1923," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

S. B. No. 65 was placed on the second reading calendar.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Judiciary Committee report back S. B. No. 30, by Mr. Jenson, entitled, "An Act amending Section 6549, Compiled Laws of 1917, as amended by Chapter 143, Laws of Utah for 1921, relating to service of summons by publication," and recommends that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 30 was placed on the second reading calendar.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Judiciary Committee report back S. B. No. 71, by Mr. Jenson, entitled, "An Act amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," and recommends that it be passed with the following amendments:

Line 6, strike the word "either."

Line 7, change the comma to a period following the first word "clerk," and strike out the balance of the line.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 71 was placed on the second reading calendar.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Judiciary Committee report herewith S. B. No. 31, by Mr. Jenson, entitled, "An Act amending Chapter 33 of Title 120, Compiled Laws of Utah, 1917, relating to trial under code of Criminal Procedure by adding thereto a new Section to be known as Section 8975x," and recommends that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 31 was placed on the second reading calendar.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 15, by Mr. Lewis, "An Act to amend Section 5327, Compiled Laws of Utah, 1917, re-

lating to the Board of Trustees of the Utah School for the Deaf," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 15 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE OFFICE,
Salt Lake City, Utah, Feb. 10, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State S. B. No. 11, by Mr. Candland, entitled, "An Act authorizing the forwarding of negotiable paper for collection directly to the payor."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
Salt Lake City, Utah, Feb. 10, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State S. B. No. 12, by Mr. Candland, entitled, "An Act providing that the negotiability of promissory notes shall not be impaired by reason of any statement therein as to security or because of any security held or because of any conditions contained in the mortgage or deed of trust securing same."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day reconsidered and passed S. B. No. 23, by Mr. Candland, entitled, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute Irrigation Project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," and the same is herewith returned to you for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 23 then passed on the following roll call: Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Cottrell.

S. B. No. 23 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation

of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new section to be known as Section 3988X," and the same is herewith returned for your further action.

Respectfully,
E .L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Lewis, the House amendments were concurred in.

S. B. No. 14 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Cottrell.

S. B. No. 14 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 57, by Mrs. Paxman, entitled, "An Act regulating the location of barber shops catering to women and children," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 57 was read first time and referred to Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 39, by Mr. Sharp, entitled, "An Act amending Section 2213, Chapter 6, Title 27, Compiled Laws of Utah, 1917, and adding Sections 2213X, 2213X1, 2213X2, 2213X3, 2213X4, relating to the appointment of judges of election," and the same is herewith transmitted to you for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 39 was read first time and referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

S. B. No. 89, By Mr. Warnick, "An Act granting power to commissioners and city councils to license, tax and regulate social clubs, recreational associations, athletic associations, and kindred associations to be known as Section 570x88, Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

S. B. No 90, By Mr. Warnick, "An Act relating to the incorporation of societies and associations not for pecuniary profit under Sections 890, 891, 892, 892X, 893, 894, 895, 896, 897, 898, Compiled Laws of Utah, 1917, and adding thereto Sections 898X, 898X1 and 898X2, relating to social clubs, recreational associations, athletic associations, and kindred associations, whose object is not for pecuniary profit, incorporating thereunder," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 91, By Mr. Cottrell, "An Act amending Sections 3070, 3100, 3113, 3114, 3124, 3136, 3147, 3152,

3156 and 3156X, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, by Chapter 67, Laws of Utah, 1921, and by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance Fund, and Workmen's Compensation," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 92, By Mr. Callister, "An Act providing for the election in 1928 of district and supreme court judges on a separate and independent judicial ticket without emblem or distinguishing mark, with the names of candidates arranged alphabetically, judges of district courts elected in 1928 to hold office for a term of six years and judges of district courts to be elected in 1934 and every eight years thereafter to hold office for a term of eight years, increasing salaries of supreme court and district court judges in 1929 and in 1933, forbidding judicial candidates from contributing financially to any political campaign and providing a penalty for violation thereof," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 93, By Mr. Callister, "An Act amending Section 8368, Sub-section 2, Compiled Laws of Utah, 1917, relating to directors of stock companies," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 94, By Mr. O'Donnell, "An Act providing that automobile corporations shall not operate other than upon the route provided for in the certificate of convenience and necessity granted them by the Public Utilities Commission, and providing penalties for violation of this act," was read the first time and referred to the Committee on Revision and Printing.

REPORTS OF STANDING COMMITTES.

Salt Lake City, Utah, February 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling reports back herewith Senate Bill No. 23, by Mr. Cand-

land, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute irrigation project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from the said project has been used, is now used or may be used," properly engrossed and enrolled for the signature of the President.

G. F. RYAN,
Chairman.

Report filed.

S. B. No. 23 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Senaor Dixon was called to the chair.

SPECIAL ORDER.

S. B. No. 19 was taken up on special order.

S. B. No. 19 was read the third time and placed on its final passage.

On motion of Senator Lewis, S. B. No. 19 was recommitted to the Committee on Judiciary.

S. B. No. 41 was taken up on special order.

On motion of Senator Jenson, S. B. No. 41 was made a special order for February 17, at 2:30 p. m.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 26 was read the third time and placed on its final passage.

S. B. No. 26 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk,

Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Cottrell, Mr. President.

S. B. No. 26 was transmitted to the House.

S. B. No. 43 was read the third time and placed on its final passage.

S. B. No. 43 then passed on the following roll call:

Ayes, 16; nays, 2; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Those vting in the negative were: Senators Callister, Funk.

Absent and not voting: Senators Cottrell, Mr. President.

S. B. No. 43 was transmitted to the House.

S. B. No. 51 was read the third time and placed on its final passage.

S. B. No. 51 then passed on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Cottrell, Mr. President.

S. B. No. 51 was transmitted to the House.

S. B. No. 68 was read the third time and placed on its final passage.

S. B. No. 68 then passed on the following roll call: Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators

Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Callister, Cottrell, Mr. President.

S. B. No. 68 was transmitted to the House.

S. B. No. 69 was read the third time and placed on its final passage.

S. B. No. 69 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Cottrell, Mr. President.

S. B. No. 69 was transmitted to the House.

S. B. No. 70 was read the third time and placed on its final passage.

S. B. No. 70 then passed on the following roll call: Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Cottrell, O'Donnell, Mr. President.

S. B. No. 70 was transmitted to the House.

S. B. No. 73 was read the third time and placed on its final passage.

S. B. No. 73 then passed on the following roll call: Ayes, 17; nays, none; absent 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk,

Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Cottrell, O'Donnell, Mr. President.

S. B. No. 73 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 15, by Mr. Lewis, entitled "An Act to amend section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf", and the same is herewith returned to you for transmission to the Govenor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 15 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 23, by Mr. Candland, entitled "An Act to amend section 1, chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute Irrigation Project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands upon which water from said praoject has been used, is now used or

may be used", and the same is herewith returned to you for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 23 was transmitted to the Governor.

MISCELLANEOUS BUSINESS.

Senator Hirschi moved that a committee of three be appointed to confer with a like committee from the House to make arrangements for a visit of appropriate committees of the Legislature to the Branch Agricultural College, at Cedar City.

The motion carried, and Senators Hirschi, Robinson and Callister were appointed.

On motion of Senator Ryan, the Senate adjourned.

THIRTY-SECOND DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 12, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the 31st day and find it correct with a few slight changes.

Very Respectfully,
C. COTTRELL, JR.
W. D. CANDLAND.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing beg leave to report back S. B. No. 97, by Committee on Revision and Printing, entitled, "An Act amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 14, and 20, Chapter 17, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah, 1921, and Section 20x, Chapter 131, Laws of Utah, 1921, relating to the prevention of fraud in sale of security and adding new Sections to be known as Sections 7x, 11x, 16x, 17x, and 19x," as a substitute for Senate Bill No. 79, by Mr. Jenson, with the consent of Mr. Jenson.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 97 was ordered printed and referred to the Committee on Banking.

On motion of Senator Jenson, 100 additional copies of S. B. No. 97 were ordered printed.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 89 by Mr. Warnick, entitled, "An Act granting power to Commissioners and City Councils to license, tax and regulate Social Clubs, Recreational Associations, Athletic Associations, and kindred Associations, to be known as Section 570x88, Compiled Laws of Utah, 1917," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 89 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 90, by Mr. Warnick, entitled, "An Act relating to the incorporation of societies and associations not for pecuniary profit under Sections 890, 891, 892, 892x, 893, 894, 895, 896, 897, 898, Compiled Laws of Utah, 1817, and adding thereto Sections 898X, 898X1 and 898X2 relating to Social Clubs, Recreational Associations, Athletic Associations, and kindred Associations, whose object is not for pecuniary profit, incorporating thereunder," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 90 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 91, by Mr. Cottrell, Jr., entitled, "An Act amending Sections 3070, 3100, 3113, 3114, 3124, 3126, 3147, 3152, 3156 and 3156x, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, by Chapter 67, Laws of Utah, 1921, and by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance Fund, and Workmen's Compensation," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 91 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 92, by Mr. Callister, entitled, "An Act providing for the election in 1928 of District and Supreme Court Judges on a separate and independent judicial ticket without emblem or distinguishing mark, with the names of candidates arranged alphabetically, Judges of District Courts elected in 1928 to hold office for a term of six years and Judges of District Courts to be elected in 1934 and every eight years thereafter to hold office for a term of eight years, increasing salaries of Supreme Court and District Court Judges in 1929 and in 1933, forbidding Judicial candidates from contributing financially to any political campaign and providing a penalty for violation thereof," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 92 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 93, by Mr. Callister, entitled, "An Act amending Section 8368, Sub-Section 2, Compiled Laws of Utah, 1917, relating to Directors of Stock Companies," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 93 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 94, by Mr. O'Donnell, entitled, "An Act providing that automobile corporations shall not operate other than upon the route provided for in the Certificate of Convenience and Necessity granted them by the Public Utilities Commission, and providing penalties for violation of this Act," without change.

Respectfully,
D. H. ROBINSON,
Acting Chairman.

Report filed.

S. B. No. 94 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the Practice of Optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties," and recommend that it be passed with the following amendments:

Adding to the title the following: "and repealing Sections 4315, 4316, 4319, 4321, 4326, and 4327, Compiled Laws of Utah, 1917, as amended by Chapter 86, Laws of Utah, 1921."

On line 12, page 1, correct the spelling of the word "ocular" by striking out the letter "c".

On line 17, page 1, correct the spelling of the word "ocular" by striking the letter "c".

On line 13, page 2, correct the spelling of the word "ocular" by striking the letter "c".

On line 28, page 2, strike the numeral and words following the word "provided", and strike all the line 29. and the word "business" on line 30. Strike the numeral "(2)" on line 30 and insert in lieu thereof the numeral "(1)". On line 31 strike the numeral "(3)" and insert in lieu thereof the numeral "(2)".

On line 1, page 3, strike the numeral "(4)" and insert in lieu thereof the numeral "(3)". On line 2, page 3, strike the numeral "(5)" and insert in lieu thereof the numeral "(4)".

On line 15, page 3, strike the word "one", and insert in lieu thereof the word "two".

On line 4, page 4, correct the spelling of the word "ocular" by striking the letter "c".

On line 20, page 4, strike the words "file for".

Strike all of line 22, page 4, and all of line 23, to and including the period.

On line 18, page 5, strike the prefix "mis", changing the word "misrepresentation" to "representation."

On line 29, page 5, correct the spelling of the word 'drunkenness" by changing the letter "d" to the letter "n".

On line 22, page 6, change the word "revelant" to the word "relevant".

Strike all of lines 28 and 29, page 6.

On line 26, page 7, strike the words following the word "certificate", and strike all of line 27.

On line 2, page 8, strike the letter "a" and insert in lieu thereof the word "such".

On line 8, page 8, strike the prefix "mis", changing the word "misrepresentation" to "representation".

Strike all of lines 19, 20, 21, 22, and 23, page 8.

On line 28, page 8, correct the spelling of the word "shall" by adding an additional "l" thereto.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 45 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Fish and Game report back H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating to Fish and Game," and recommend that it be passed with the following amendments:

On page 2, line 20, strike "sixteen" and insert in lieu thereof "fourteen".

On page 6, line 31, strike "fifteen" and insert in lieu thereof "twenty".

On page 7, line 29, strike "fifty" and insert in lieu thereof "two hundred".

On page 7, line 30, strike "one" and insert in lieu thereof "two".

On page 9, line 28, strike "April" and insert in lieu thereof "May".

On page 12, line 11, after the second word, insert "farm crops."

On page 12, line 12, after "owners" insert "tenant or tenants."

On page 12, line 12, after "trap" insert "or destroy."

On page 12, line 12, after "thereon" strike out "a sufficient" and insert in lieu thereof "any or all".

Respectfully,
C. F. WESTPHAL,
Chairman.

Report filed.

H. B. No. 54 was placed on the second reading calendar.

Salt Lake City, Utah, February 12, 1925.

Mr. President:

Your Committee on Public Health and Labor, to which was referred S. B. No. 27, by Mr. Westphal, entitled, "An Act to regulate the sale of poultry and prohibit the sale thereof under certain conditions," beg leave to report same unfavorably. Senator Westphal does not concur in this report.

Respectfully,
JOSEPH T. FINLINSON,
Chairman.

Report filed.

S. B. No. 27 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 14, by Mr. Lewis, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles, and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new section to be known as Section 3988X," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 14 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. J. R. No. 3, by Mr. Hunt, entitled, "Memorializing Congress to take favorable action on Senate Bill No. 4060, and H. R. No. 11555, which provides for suitable recognition for the services of Lieutenant Maughan," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. J. R. No. 3 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 36 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 37, by Mr.

McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 37 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day stricken the Enacting Clause of S. B. No. 34, by Mr. Jenson, entitled, "An Act amending Chapter 3, Title 118, Compiled Laws of Utah, 1917, relating to release of mortgages and liens by foreign executors and administrators by adding new sections to be known as Sections 7588X," and the same is herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 23, by Mr. Hickman, entitled, "An Act amending Section 4509, Compiled Laws of Utah, 1917, as amended by Chapter 84, Laws of Utah, 1919, pertaining to the certification of public school teachers," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 23 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

A communication was received from the Women's Democratic club, inviting the Senators to attend a dance at the Newhouse Hotel, Friday evening, February 13.

Senator Winder moved that the Senate extend thanks for the courtesy, and the assurance that as many Senators as possible would attend. Motion carried.

A communication was received from the Women's State Legislative Committee, forwarding resolutions asking that appropriations to the University of Utah and the Utah Agricultural College be made on an equal per capita basis.

A communication of similar tenor was received from the College Club of Salt Lake City.

A communication was received from the Argonne Chapter No. 2, Disabled American Veterans, approving the bill appropriating $10,000 for a Memorial Park.

The three communications were referred to the Committee on Appropriations and Claims.

INTRODUCTION OF BILLS.

S. B. No. 95, by Mr. Peters, "An Act relating to bank deposits of deceased persons," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 96, by Mr. Callister, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the law with reference thereto," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 98, by Mr. O'Donnell, "An Act granting power to towns to borrow money, issue bonds therefor and to refund bonds," was read the first time and referred to the Committee on Revision and Printing.

SPECIAL ORDER.

H. B. No. 5 was taken up on special order.

On motion of Senator Callister, the rules were suspended and H. B. No. 5 was read the second time.

H. B. No. 5 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 5; absent, none.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Mr. President.

Those voting in the negative were: Senators Auerbach, Hirschi, Peters, Westphal, Winder.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 65 was read the second time.

S. B. No. 65 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

S. B. No. 30 was read the second time.

S. B. No. 30 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

S. B. No. 71 was read the second time.

On motion of Senator Jenson, the committee report on the bill was adopted.

S. B. No. 71 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

S. B. No. 31 was taken up.

On motion of Senator Jenson, the reading of the bill was dispensed with and the committee report was read.

On motion of Senator Callister the report of the commitee was adopted, killing the bill.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,

Salt Lake City, Utah, Feb. 11, 1925.

To the Senate:

I am returning herewith without my approval, Senate Bill No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations."

I am influenced to withhold my approval because of the question of constitutionality of that part of the measure which provides that, "The total value of the shares of stock of any such bank or banking association shall be ascertained by adding together its capital, surplus and undivided profits."

I would respectfully refer you to the decision of the Supreme Court of the State of Utah in the case of State vs. Thomas, 16-Utah-86, which offers the following:

"Under Sections 2 and 3, Article 13, Constitution, all taxable property within this state must be assessed and taxed on a valuation fixed at its actual cash value, or as near such value as is reasonably practicable. The test of such value is the cash price for which the property valued would sell in open market."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

On motion of Senator Auerbach, S. B. No. 8 was made a special order for Wednesday, Feb. 18, at 2:30 p. m.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 14, by Mr. Lewis, entitled, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new section to be known as Section 3988x," and the same is herewith returned to you for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 14 was transmitted to the Governor.

On motion of Senator Winder, the Senate adjourned.

THIRTY-THIRD DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 13, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-second day and find it correct with slight amendments.

Very Respectfully,
C. COTTRELL, JR.
W. D. CANDLAND.

A communication was received from the Women's Democratic Club, asking that appropriations to the University and the Agricultural College be made on a per capita basis.

The communication was referred to the Committee on Appropriations and Claims.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 95, by Mr. Peters, entitled, "An Act relating to bank deposits of deceased persons," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 95 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 96, by Mr. Callister, entitled, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the law in reference thereto," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 96 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 98, by Mr. O'Donnell, entitled, "An Act granting power to towns to borrow money, issue bonds therefor and to refund bonds," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 98 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back herewith H. B. No. 24, by Mr. Welsh, "An Act providing for county budgets, the preparation thereof; the estimating of revenues and the apportioning of same; the method of handling deficits and unexpended balances; requiring the passage of budget appropriation

ordinance, and the holding of expenditures within said budget; and providing for exceptions," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 24 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back herewith H. B. No. 29, by Mr. Welsh, "An Act providing that City Commissioners of cities of the first and second class file with City Auditor an estimate of revenues and expenditures; Auditor to prepare tentative budget and statement of financial condition of city, which shall be available for public inspection; requiring the Board of City Commissioners to adopt a budget and pass appropriation ordinance for each year; making appropriation in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reductions or increase in appropriations; requiring City Auditor to furnish monthly reports which shall be available for public inspection," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 29 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 74, by Mr. Lewis, entitled, "An Act to amend Section 2852, Compiled Laws of Utah, 1917, as amended by

Chapter 61, Laws of Utah, 1921, as amended by Chapter 65, Laws of Utah, 1923, by adding a new Section to be known as Section 2852x," and recommend that it be not passed.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 74 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 80, by Mr. Lewis, entitled, "An Act amending Section 3978, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and as further amended by Chapter 47, Laws of Utah, 1923, relating to traffic regulations on State Highways," and recommend that it be not passed.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 80 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 81, by Mr. Lewis, entitled, "An Act amending Sections 3976 and 3985, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to regulation of motor vehicles," with the following amendments:

On page 2, line 31, following the word "plate," strike the remainder of said line and strike lines 32 and 33.

On page 3, strike lines 12, 13 and 14.

On page 3, commencing with line 23, strike all of the remainder of said line on the said page and all of remainder of bill as to be found on page 3 and 4.

Said bill then reported without recommendation.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 81 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 66, by Mr. Jenson, entitled, "An Act to amend Sections 2186, 2191, 2192 and 2193, Compiled Laws of Utah, 1917, relating to nominations of candidates for election," and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 66 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 22, by Mr. J. H. Gardner, entitled, "An Act repealing an act creating the position of State Bacteriologist and Pathologist," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 22 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Public Institutions report back S. B. No. 86, by Mr. Lewis, entitled, "An Act authorizing the State Armory Board to borrow money for the purpose of building an Armory at Ogden," and recommend that it be referred to the Committee on Appropriations and Claims.

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Public Institutions report back S. B. No. 57, by Mr. O'Donnell ,entitled, "An Act to establish an Agricultural and Experimental Station in the Uintah Basin under the supervision of the Trustees of the Agricultural College, and making an appropriation therefor,," and recommend that it be referred to the Committee on Appropriations and Claims.

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

Salt Lake City, Utah, Feb 13, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back "Utah State Memorial," and recommend that it be referred to the Committee on Appropriations and Claims.

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

On motion of Senator Funk, Senate Bills 86 and 57 and Utah State Memorial were referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

Your Committee on Public Health and Labor, to which was referred S. B. No. 61, by Mr. McConkie, entitled, "An Act to amend Section 1954 of Chapter 2, Title 24, Compiled Laws of Utah, 1917, relating to insanitary conditions in hotels, restaurants, etc.," beg leave to report the same favorably with the following amendments, which are agreed to by the author of the bill.

On line 10, strike comma and the word "or" after the word "place," and insert the word "and".

On line 11, strike the words "such employee" and insert "person employed."

Respectfully,
JOSEPH T. FINLINSON,
Chairman.

Report filed.

S. B. No. 61 was placed on the second reading calendar.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, Feb. 13, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 23, by Mr. Candland, "An Act to amend Section 1, Chapter 16, Special Session Laws of Utah, 1919, as amended by Chapter 119, Laws of Utah, 1921, as amended by Chapter 94, Laws of Utah, 1923, relating to the sale of Piute irrigation project, the sale of State lands adjacent thereto and the sale and assignment of State certificates of sale covering lands

upon which water from said project has been used, is now used or may be used."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 35, by Mr. Welsh, entitled "An Act providing that the Mayor of a city of the third class prepare and file with the city council a tentative budget each year, together with a statement of financial condition of the city requiring that said tentative budget be available for public inspection; requiring the city council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful, and requiring a reversion of all unexpended appropriations; providing for reduction and increase in appropriations; city recorders to draw warrants only in compliance with budget; purchases made and indebtedness incurred must have approval of city recorder or some other authorized person; providing monthly reports which shall be available for public inspection," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 35 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary

of State H. C. M. No. 4, by Mr. Whittaker, entitled, "Memorializing Congress to make an appropriation for the investigation of Utah's potash deposits and experimentation on producing from them high grade potassium salts."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

INTRODUCTION OF BILLS.

Senate Bill No. 99, by Mr. Jenson, "An Act amending Chapter 81, Laws of Utah, 1919, relating to registration of pharmacies, drug stores and places where drugs are sold, and adding two new sections to be known as Sections 7 and 8, requiring pharmacies and drug stores at all times to be in charge of registered pharmacists and permitting places of business located more than three miles from a registered pharmacist or drug store to sell certain drugs and poisons in original packages and making it unlawful to sell drugs, medicines or poisons except at places authorized in this act," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 100, by Mr. Jenson, "An Act amending Section 4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 101, By Mr. Jenson, "An Act amending Section 8446, Compiled Laws of Utah, 1917, defining vagrancy and prescribing penalty," was read the first time and referred to the Committee on Revision and Printing.

Senate Bill No. 102, By Mr. Finlinson, "An Act to amend Sections 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in

drainage districts; amending Section 2065, Chapter 48, Laws of Utah, 1923, and Section 2068, Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073X3, 2073X4, 2073X5, 2073X6 2073X7, 2073X8, and 2073X9, to Title 26, Compiled Laws of Utah, 1917, making provision for subjecting state lands to the drainage laws," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 103, By Mr. Peters, "An Act amending Section 794, Compiled Laws of Utah, 1917, as amended by Chapter 19, Session Laws of Utah, 1921, relating to bonds of cities and towns," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 104, By Mr. Dixon, "An Act for the assignment, transfer and conveyance of certain applications to appropriate water made in the name of the State of Utah to the United States of America," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 105, by Mr. Robinson, "An Act appropriating to Piute County $2,500.00, to reimburse the county for expenses incurred and to be incurred in maintaining the priority of tax liens under the laws of Utah," was read the first time and referred to the Committee on Revision and Printing.

SPECIAL ORDER.

S. B. No. 1 was taken up on special order.

On motion of Senator Candland, S. B. No. 1 was recommitted to the Committee on State and Municipal Affairs.

H. B. No. 12 was taken up on special order.

On motion of Senator Lewis, H. B. No. 12 was recommitted to the Committee on State and Municipal Affairs.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, Feb. 13, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 14, by Mr. Lewis, "An Act amending Section 3988, Title 69, Compiled Laws of Utah, 1917, relating to penalties for violation of laws relating to motor vehicles and prescribing a penalty for violation of law prohibiting driving and operating of motor vehicles by persons under the influence of liquor or narcotics by adding a new Section to be known as Section 3988x."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

SPECIAL ORDER.

S. B. No. 46 was taken up on special order.

S. B. No. 46 was then rejected on the following roll call:

Ayes, 3; nays, 16; absent, 1.

Those voting in the affirmative were: Senators Candland, Hirschi, Lewis.

Those voting in the negative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House,

S. B. No. 33, by Mr. Jenson, entitled, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new section to be known as Section 5357x," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson, the House amendments were concurred in.

S. B. No. 33 then passed on the following roll call:

Ayes, 18; nays, none; absent 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Winder.

S. B. No. 33 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 5 was read the third time and placed on final passage.

H. B. No.5 then passed on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator Peters.

Absent and not voting: Senators Ryan, Winder.

H. B. No. 5 was transmitted to the House.

S. B. No. 65 was read the third time and placed on its final passage.

S. B. No. 65 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Winder.

S. B. No. 65 was transmitted to the House.

S. B. No. 30 was read the third time and placed on its final passage.

S. B. No. 30 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Ryan, Winder.

S. B. No. 30 was transmitted to the House.

S. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Jenson S. B. No. 71 retained its place on the third reading calendar for Tuesday, Feb. 17.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 45 was read the second time.
Senator Finlinson was called to the Chair.

On motion of Senator Peters the Committee report on the bill was amended as follows:

Restoring on page 2, line 28, the words proposed

to be stricken from that line, and all of lines 29 and 30; and restoring the numerals following those lines.

On motion of Senator Peters the committee report as amended was adopted.

S. B. No. 45 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal.

Absent and not voting: Senators Stahle, Winder, Mr. President.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 22, by Mr. Callister, entitled, "An Act amending Section 570X41, Compiled Laws of Utah, 1917, empowering Boards of Commissioners and city councils of cities to prohibit the manufacture, sale, use and possession of intoxicating liquor," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 22 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 54 was taken up on second reading.

On motion of Senator Westphal, H. B. No. 54 was recommitted to the Committee on Fish and Game.

S. B. No. 27 was read the second time.

On motion of Senator Westphal, the enacting clause of S. B. No. 27 was stricken out.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 55, by Mr. Beal, entitled, "An Act amending Section 4597, Compiled Laws of Utah, 1917, relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first class into one county school district of the first class," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 55 was read first time and referred to Committee on Education.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 25, by the Live Stock Committee, entitled, "An Act to amend Sections 5896, 5903, 5905, Compiled Laws of Utah, 1917, and Section 5897, Compiled Laws of Utah, 1917, as amended by Chapter 135, Session Laws, 1921, relating to transient live stock," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 25 was read first time and referred to Committee on Agriculture.

MISCELLANEOUS BUSINESS.

A communication was received from the Froebel Club, asking that appropriations for the University and the Agricultural College be made on an equal per capita basis.

Referred to the Committee on Appropriations and Claims.

On motion of Senator Westphal, the Senate adjourned.

THIRTY-FOURTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 14, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-third day and find it correct with slight changes.

Very respectfully,
C. COTTRELL, JR.
W. D. CANDLAND.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,

Salt Lake City, Utah, Feb. 13, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 15, by Mr. Lewis, "An Act to

amend Section 5327, Compiled Laws of Utah, 1917, relating to the Board of Trustees of the Utah School for the Deaf."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 21, by Mr. Callister, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violation of Title 54, prohibiting the manufacture and sale of intoxicating liquors," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 21 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 13, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day decided by unanimous vote to adjourn Sine Die, not later than the close of the Sixtieth Day.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITEES.

Salt Lake City. Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 99, by Mr. Jenson, entitled, "An Act amending Chapter 81, Laws of Utah, 1919, relating to registration of pharmacies, drug stores and places where drugs are sold, and adding two new sections to be known as Sections 7 and 8, requiring pharmacies and drug stores at all times to be in charge of registered pharmacists and permitting places of business located more than three miles from a registered pharmacist or drug store to sell certain drugs and poisons in original packages and making it unlawful to sell drugs, medicines or poisons except at places authorized in this Act," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 99 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 100, by Mr. Jenson, entitled, "An Act amending Section 4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 100 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report

back S. B. No. 101, by Mr. Jenson, Entitled, "An Act amending Section 8446, Compiled Laws of Utah, 1917, defining vagrancy and prescribing penalty," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 101 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 102, by Mr. Finlinson, entitled, "An Act amending Sections 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts; amending Section 2065, Chapter 48, Laws of Utah, 1923, and Section 2068, Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073x3, 2073x4, 2073x5, 2073x6, 2073x7, 2073x8, and 2073x9, to Title 26, Compiled Laws of Utah, 1917, making provision for subjecting State Lands to the Drainage Laws," with a slight change assented to by Mr. Finlinson.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 102 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 103, by Mr. Peters, entitled, "An Act amending Section 794, Compiled Laws of Utah, 1917, as

amended by Chapter 19, Session Laws of Utah, 1921, relating to bonds of cities and towns," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 103 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 104, by Mr. Dixon, entitled, "An Act for the assignment, transfer and conveyance of certain applications to appropriate water made in the name of the State of Utah to the United States of America," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 104 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 105, by Mr. Robinson, entitled, "An Act appropriating to Piute County $2,500.00, to reimburse the county for expenses incurred and to be incurred in maintaining the priority of tax liens under the laws of Utah," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 105 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Feb. 14, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 40, by Mr. Callister, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of police departments in ciites of the first and second class," and recommend that the same be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 40 was placed on the second reading calendar.

Salt Lake City, Feb. 14, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 54, by Mr. Callister, "An Act to amend Sections 317 and 320 of Title 7, Compiled Laws of Utah, 1917, in relation to Attorneys and Counselors, and providing qualifications for admission to practice," and recommend that the same be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 54 was placed on the second reading calendar.

Salt Lake City, Feb. 14, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 22, by Mr. Callister, "An Act amending Section 570X41, Compiled Laws of Utah, 1917, empowering Boards of Commissioners and City Councils of Cities to prohibit the manufacture, sale,

use and possession of intoxicating liquor," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 22 was signed by the President in the presence of the Senate and was transmitted to the House for the Signature of the Speaker.

Salt Lake City, Feb. 14, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 33, by Mr. Jenson, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new section to be known as Section 5357X," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 33 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Feb. 14, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 21, by Mr. Callister, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liq-

uors," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 21 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 68, by Mr. Tangren, entitled, "An Act to amend Section 1710 of the Compiled Laws of Utah, 1917, as amended by Chapter 43 of the Session Laws of Utah, 1921, relating to jurisdiction of city courts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 68 was read the first time and referred to the Committee on Judiciary.

Salt Lake City, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 70, by Mr. McCullough, entitled, "An Act to amend Section 7920, Compiled Laws of Utah, 1917, relating to the definition of accessories," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 70 was read the first time and referred to the Committee on Judiciary.

Salt Lake City, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 5, by Mr. McCullough, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws, 1919, relating to railroad corporations," and the same is herewith transmitted to you for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 5 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

INTRODUCTION OF BILLS.

S. B. No. 106, by Mr. Funk, "An Act declaring it a misdemeanor to permit a hog to be, or run at large in certain places, or to fail, neglect or refuse to keep same penned," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 107, by Mr. Jenson, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to fees of Constables," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 108, by Mr. Jenson, "An Act amending Chapter 33, Title 119, Compiled Laws of Utah, 1917, relating to lotteries, by adding two new Sections to be known as Sections 8160X and 8160X1," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 109, by Mr. Jenson, "An Act amending

Section 8163, Compiled Laws of Utah, 1917, relating to Gaming," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 110, by Mr. Jenson, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to gaming as defined under penal code, by adding a new section to be designated as Section 8167X," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 111, by Mr. Jenson, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to gaming by adding two new sections to be known as Sections 8168 and 8169," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 112, by Mr. Jenson, "An Act amending Section 3133, Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, and Chapter 67, Laws of Utah, 1921, relating to the Industrial Commission, State Insurance Fund and Workmen's Compensation," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 113, by Mr. O'Donnell, "An Act amending Sections 16, 17, 18, and 19, Chapter 68, Session Laws of Utah, 1919, relating to irrigation or water conservation districts and powers and duties of boards of directors thereof, assessments upon real property, payment of bonds, determination of amounts required for current year and certification to commissioners, duty of county assessors, basis of valuation and apportionment in case of contract with United States, and fixing tax levy by county commissioners," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 45 was read the third time and placed on its final passage.

S. B. No. 45 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, Hirschi, Lewis, Westphal, Winder.

S. B. No. 45 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 37, by Mr. Peters, entitled, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992, Compiled Laws of Utah, 1917," and the same is herewith returned to you for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 37 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 24 was read the second time.

On motion of Senator Dixon, the bill was amended as follows:

Insert the amendment after "year" instead of after "ensuing," on page 2.

H. B. No. 24 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, Hirschi, Lewis, Westphal, Winder.

H. B. No. 29 was read the second time.

H. B. No. 29 was then ordered read the third time on the following roll call:

Ayes, 12; nays, none; absent, 8.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Jenson, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Callister, Funk, Hirschi, Lewis, McConkie, Ryan, Westphal, Winder.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 56, by Mr. Hickman, entitled, "An Act creating a State Board of Park Commissioners and prescribing the powers thereof," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 56 was read first time and referred to Committee on State and Municipal Affairs.

CONSIDERATION OF BILLS ON SECOND READING.

On motion of Senator O'Donnell, Senate Bills 74, 80 and 81 retained their places on the second reading calendar for Feb. 17.

S. B. No. 66 was taken up on second reading.

S. B. No. 66 was read the second time.

The committee report on the bill was read.

On motion of Senator Candland, the report of the committee was adopted killing the bill.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 37, by Mr. Peters, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992, Compiled Laws of Utah, 1917," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 37 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Senator Peters moved that when the Senate adjourn it do so to reconvene at 2 p. m. on Feb. 17.

Motion carried.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 22 was read the second time.

H. B. No. 22 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Jenson, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, Hirschi, Lewis, McConkie, Westphal, Winder.

S. B. No. 61 was read the second time.

On motion of Senator Finlinson the report of the Committee was adopted.

S. B. No. 61 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 1; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Voting in the negative: Senator O'Donnell.

Absent and not voting: Senators Funk, Hirschi, Lewis, Westphal, Winder.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 37, by Mr. Peters, entitled, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992, Compiled Laws of Utah, 1917," and the same is herewith returned to you for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 37 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 33, by Mr. Jenson, entitled, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new Section to be known as Section 5357x," and the same is herewith returned to you for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 33 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 22, by Mr. Callister, entitled, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, empowering boards of commissioners and city councils of cities to prohibit the manufacture, sale, use and possession of intoxicating liquor," and the same is herewith returned to you for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 22 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 21, by Mr. Callister, entitled, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as

amended by Chapter 66, Laws of Utah, 1919, prescribing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liquors," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 21 was transmitted to the Governor.

MISCELLANEOUS BUSINESS.

An invitation was received from the Fox Film Corporation for the members and employees of the Senate to witness a preview of the feature picture, "The Iron Horse," in the main corridor of the Capitol at 8 p. m., Tuesday, Feb. 17. The invitation was accepted.

On motion of Senator Ryan the Senate adjourned.

THIRTY-SEVENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 17, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-fourth Day and find it correct with two slight changes.

Very respectfully,
LE ROY DIXON.
JOS. T. FINLINSON.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, Feb. 16, 1925.

To the Senate:

I am transmitting herewith for your consideration and such action as you may deem proper, a copy of a telegram I received this morning from Hon. W. Freeland Kendrick, Mayor of Philadelphia, concerning the proposed Sesqui-Centennial Exhibition, to be held in Philadelphia during the summer of 1926.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

The communication and telegrams were referred to the Committee on Commerce and Industries.

REPORTS OF STANDING COMMITEES.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 106, by Mr. Funk, entitled, "An Act Declaring it a misdemeanor to permit a hog to be, or run at large in certain places, or to fail, neglect or refuse to keep same penned," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 106 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report

back S. B. No. 107, by Mr. Jenson, entitled, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to fees of constables," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 107 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 108, by Mr. Jenson, entitled, "An Act amending Chapter 33, Title 119, Compiled Laws of Utah, 1917, relating to lotteries, by adding two new sections to be known as Sections 8160x and 8160x1," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 108 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 109, by Mr. Jenson, entitled, "An Act amending Section 8163, Compiled Laws of Utah, 1917, relating to gaming," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 109 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 110, by Mr. Jenson, entitled, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to gaming as defined under penal code, by adding a new section to be designated as Section 8167x," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 110 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 111, by Mr. Jenson, entitled, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to gaming by adding two new sections to be known as Sections 8168 and 8169," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 111 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 112, by Mr. Jenson, entitled, "An Act amending Section 3133, Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, and Chapter 67, Laws of Utah, 1921, relating to the In-

dustrial Commission, State Insurance Fund and Workmen's Compensation," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 112 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 113, by Mr. O'Donnell, entitled, "An Act amending Sections 16, 17, 18, and 19, Chapter 68, Session Laws of Utah, 1919, relating to irrigation or water conservation districts and powers and duties of boards of directors thereof, assessments upon real property, payment of bonds, determination of amounts required for current year and certification to Commissioners, duty of County Assessors, basis of valuation and apportionment in case of contract with United States, and fixing tax levy by County Commissioners," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 113 was ordered printed and referred to the Committee on Agriculture.

On motion of Senator Candland one hundred additional copies of S. B. No. 113 were ordered printed.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that School District Superintendents prepare and file with the Board of Education a tentative budget each and every year together with a statement of financial conditions of the District; requiring the Board of Education to adopt a

budget and make appropriations for next fiscal year; making appropriations by Board of Education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warants against such appropriations; providing monthly reports," as recommended by the House with the following amendments:

On page 2, line 3, strike the last word and strike all of lines 4, 5, 6, 7, and first two words and period on line 8, and insert in lieu thereof, "such proposed Budget shall be open for public inspection at least two weeks before its adoption."

On page 2, line 12, between the words "and" and "any" insert 'not less than 10 per cent of". Strike the last word on line 12 and line 13 up to and including the word "years."

Strike House Amendment on line 14, page 2.

On line 19, page 2, change the period to a semi-colon and change the House Amendment by adding after word "or" the words "loss of." Strike the last word of amendment "imminent" and insert in lieu thereof "concerned."

Strike the two last words on line 19, page 2, and all of lines 20, 21, 22, 23, 24, 25, 26, 27, and 28.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 28 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Fish and Game report back H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating to

Fish and Game," and recommend that it be passed with the following amendments:

On page 2, line 20, strike "sixteen" and insert in lieu thereof "fourteen."

On page 6, line 31, strike "fifteen" and insert in lieu thereof "twenty."

On page 7, line 29, strike "fifty" and insert in lieu thereof "two hundred."

On page 7, line 30, strike "one" and insert in lieu thereof "two."

On page 9, line 28, strike "April" and insert in lieu thereof "May."

On page 12, line 11, after the second word, insert "Farm crops."

On page 12, line 12, after "owners" insert "tenant and tenants."

On page 12, line 12, after "trap" insert "or destroy."

On page 12, line 12, after "thereon" strike out "a sufficient" and insert in lieu thereof "any or all."

Respectfully,
C. F. WESTPHAL,
Chairman.

Report filed.

H. B. No. 54 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 85, by Mr. Funk, entitled, "An Act to repeal Chapter 127, Laws of Utah, 1921, as amended by Chapter 85, Laws of Utah, 1923, relating to the De-

partment of Finance and Purchase," and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 85 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on State and Municipal Affairs, to which was recommitted S. B. No. 1, by Mr. Candland, entitled, "An Act relating to the civil administration of the State Government; enlarging the powers of the State Board of Examiners, making that Board the Department of Finance and Purchase; defining its powers and duties; giving it authority to employ an executive secretary and other necessary employees; making an appropriation for the necessary expenses and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11, Chapter 127, Laws of Utah, 1921," report back same and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

On motion of Senator Candland, S. B. No. 1 took its regular place on the third reading calendar for today.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 49, by Mr. McCarty, entitled, "An Act repealing Sections 8123, 8132, 8133, 8134, 8136, 8137, and 8138, Compiled Laws of Utah, 1917, relating to crimes against good mor-

als," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 49 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 14, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 72, by Mr. McCullough, entitled, "An Act to amend Section 8553, Compiled Laws of Utah, 1917, relating to the rights of the defendant," and the same is herewith transmitted to you for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 72 was read first time and referred to Committee on Judiciary.

INTRODUCTION OF BILLS.

S. J. R. No. 4, by Mr. Finlinson, by request, asking Congress to enact such legislation as will make possible a Farmers' Export Corporation, was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 114, by Mr. Lewis, "An Act providing for the adoption of the commission-manager form of Government by cities, providing for the number of and manner of electing board of commissioners under the commission-manager plan, providing the rights, powers, duties and privileges of boards of commissioners under the commission-manager plan," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 115, by Mr. Dixon, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah Lake," was read the first time and referred to the Committee on Revision and Printing.

SPECIAL ORDER.

S. B. No. 41 was taken up on special order.

On motion of Senator Jenson, S. B. No. 41 was made special order for Thursday, Feb. 19, at 2:30.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 1 was placed on its final passage.

On motion of Senator Peters, the enacting clause of S. B. No. 1 was stricken out.

S. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Jenson, S. B. No. 71 retained its place on the third reading calendar for Feb. 19.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 17, 1925.

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. 23, by Mr. Hickman, entitled, "An Act amending Section 4509, Compiled Laws of Utah, 1917, as amended by Chapter 84, Laws of Utah, 1919, pertaining to the certification of public school teachers."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 24 was read the third time and placed on its final passage.

On motion of Senator Hirschi, H. B. No. 24 was made special order for Feb. 20, at 2:30.

H. B. No. 29 was read the third time and placed on its final passage.

On motion of Senator Hirschi, H. B. No. 29 was made special order for Feb. 20, following H. B. No. 24.

H. B. No. 22 was read the third time and placed on its final passage.

H. B. No. 22 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Finlinson, O'Donnell.

H. B. No. 22 was transmitted to the House.

S. B. No. 61 was read the third time and placed on its final passage.

On motion of Senator McConkie the bill was amended as follows:

On line 10, strike the word "each" and insert the word "any."

On line 11, strike the first word "at" and all the rest of the line, including 12, to the word "a" and insert "when demand is made therefor by the State Dairy and Food Commissioner, or by any of his deputies."

On line 13, strike the word "that" and insert the word "whether."

On line 14, strike the word "not."

On line 16, insert the words "fail or" after the word "shall."

On line 16, strike the word "when" and insert the words "within forty-eight hours after."

S. B. No. 61 then passed on the following roll call:

Ayes 13; nays, 6; absent, 1.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Callister, Robinson, Ryan, Stahle.

Absent and not voting: Senator O'Donnell.

Senator Cottrell gave notice that on Feb. 18 he would move a reconsideration of the vote on which S. B. No. 61 was passed.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 74 was read the second time.

On motion of Senator Lewis S. B. No.74 was recommitted to the Committee on Highways.

S. B. No. 80 was read the second time.

On motion of Senator Lewis, the bill was amended as follows:

On page 2, line 15, after the word "highway" insert "as may be designated by the State Road Commission," in lieu of the matter commencing with the word "such" on line 15, to and including the word "highway" on line 16.

On motion of Senator Cottrell the bill was amended as follows:

On line 21, page 2, strike out "come to a full stop,"

and insert "slow down to a speed not exceeding ten miles per hour."

S. B. No. 80 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Funk, Robinson, Ryan, Stahle.

Absent and not voting: Senators Callister, O'Donnell.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 79, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1271, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as amended by Chapter 66, Laws of Utah, 1923, relating to foreign and domestic corporations, and providing license taxes from certain corporations." The same is transmitted herewith for the action of the Senate.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 79 was read first time and referred to Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No.

78, by Mr. Andrus, entitled, "An Act to amend Section 1400x24, Compiled Laws of Utah, 1917, as amended by Chapter 35, Laws of Utah, 1921, authorizing boards of county commissioners to lay out, maintain, control and manage sidewalks." The same is herewith transmitted for the action of the Senate.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 78 was read first time and referred to Committee on Highways.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 41, by Mr. Sharp, entitled, "An Act to amend Section 2852 of the Compiled Laws of Utah, 1917, as amended by Chapter 61, Session Laws, 1921, and Chapter 65, Session Laws of Utah, 1923, relating to state road commission and repealing all acts and parts of acts in conflict herewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 41 was read first time and referred to Committee on Highways.

INTRODUCTION OF BILLS.

S. B. No. 116, by Mr. Winder, "An Act amending Section 2527, of the Compiled Laws of Utah, 1917, relating to fees of Justices of the Peace," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON SECOND READING.

On motion of Senator Lewis, S. B. No. 81 was recommitted to the Committee on Highways.

S. B. No. 40 was read the second time.

S. B. No. 40 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Dixon, O'Donnell.

S. B. No. 54 was read the second time.

On motion of Senator Peters, S. B. No. 54 retained its place at the head of the second reading calendar for Feb. 18.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 64, by Mr. Hamilton Gardner, entitled, "An Act concerning declaratory judgments and decrees and to make uniform the law relating thereto," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 64 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendment to H. B. No. 22, by Mr. J. H. Gardner, entitled "An Act repealing an Act creating the position of State Bacteriologist and Pathologist."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Cottrell, the Senate adjourned.

THIRTY-EIGHTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 18, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-seventh Day and find it correct with a few slight amendments.

Very respectfully,
LE ROY DIXON.
JOS. T. FINLINSON.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 17, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 37, by Mr. Peters, "An Act to amend Sections 5794 and 5796, Compiled Laws of Utah, 1917, fixing the fiscal year of the State of Utah and the time of transmitting reports and repealing Section 5992, Compiled Laws of Utah, 1917."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 17, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 33, by Mr. Jenson, "An Act amending Chapter 8, Title 100, Compiled Laws of Utah, 1917, relating to State Historical Society, by adding new section to be known as Section 5357x."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 17, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 21, by Mr. Callister, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, prescrib-

ing penalties for violations of Title 54, prohibiting the manufacture and sale of intoxicating liquors."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 18, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 22, by Mr. Callister, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, empowering Boards of Commissioners and City Councils of Cities to prohibit the manufacture, sale, use and possession of intoxicating liquor."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back herewith Senate Bill No. 77, by Mr. Warnick, entitled, "An Act to amend Sections 3 and 6, Chapter 39, Session Laws, 1923, relating to motor vehicle fuels," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 77 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 35, by Mr. Welsh, entitled, "An Act providing that the mayor of a city of the third class prepare and file with the city council a tentative budget each year together with a statement of financial condition of the city; requiring that said tentative budget be available for public inspection; requiring the city council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful, and requiring a reversion of all unexpended appropriations; providing for reduction and increase in appropriations; City Recorders to draw warrants only in compliance with budget ordinance; purchases made and indebtedness incurred must have approval of City Recorder or some other authorized person; providing for monthly reports which shall be available for public inspection," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 35 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. C. R. No. 2, by Mr. Dixon, entitled, "A Resolution proposing an amendment to Sections Two and Three, Article XIII, of the Constitution of the State of Utah, providing for the classification of property for taxation purposes," without recommendations.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. C. R. No. 2 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 75, by Mr. Warnick, entitled, "An Act to amend Section 1 Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," with the following committee amendments; and recommend that it be passed.

On page 2, line 27, strike the words "one mill" and insert in lieu thereof the words "two mills."

On page 2, line 29, strike the word "two" and insert the word "four."

On page 2, line 33, strike the hyphen and the word "half."

On page 3, line 1, strike the words "one cent" and insert the words "two cents."

On page 3, line 2, strike the hyphen and the word "half."

On page 3, line 4, strike the words "one cent" and insert "two cents."

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 75 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 17, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 44, by Mrs. Dunyon, entitled, "An Act relating to registration and tuition fees of the University of Utah, the Agricultural College of Utah, and of the Branch Agricultural College of Cedar City, and of other fees collected at these institutions, and the payment into the State Treasury of all moneys received; and repealing

Section 5539, Compiled Laws of Utah, 1917, as amended by Chapter 98, Session Laws, 1919, and as further amended by Chapter 117, Session Laws, 1921," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 44 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 88, by Mr. Westphal, entitled, "An Act amending Section 2023, Compiled Laws of Utah, 1917, and Sections 2023 and 2024, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1921, and repealing Section 2026, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1921, relating to the practice of dentistry," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

S. B. No. 88 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

Your Committee on Public Health and Labor report back H. B. No. 57, by Mrs. Paxman, entitled, "An Act regulating the location of barber shops catering to women and children," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

H. B. No. 57 was placed on the second reading calendar.

INTRODUCTION OF BILLS.

S. B. No. 117, by Mr. Stahle, "An Act amending Sections 2, 3, 4, 5, 11, 13, 14, 18, 22, 31, 48, 49, 57, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, and adding a new section known as Section 18X, relating to the formation and operation of water conservation districts, the duties of state, county and district officers relative to such districts, issuance of bonds, contracts of water conservation districts with the United States, inclusion of corporations, associations or individuals in such districts, construction of works, petition for inclusion of lands and confirmation proceedings relative to such districts," was read the first time and referred to the Committee on Revision and Printing.

On motion of Senator Stahle, 100 extra copies of S. B. No.117 were ordered printed.

S. B. No. 118, by Mr. Westphal, "An Act to amend Section 3355, Compiled Laws of Utah, 1917, relating to intoxicating liquors and the power of officers to make search and seizure, by adding thereto Sections 3354X, 3354X1, 3354X2, and 3354X3," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 119, by Mr. Westphal, "An Act regulating the sale, trade, or exchange of furs, pelts, and skins; providing for tagging and labeling them, and further providing punishment for failure to comply with this act," was read the first time and referred to the Committee on Revision and Printing.

SPECIAL ORDER.

S. B. No. 8 was taken up on special order.

On motion of Senator Candland, consideration of S. B. No. 8 was set for special order at 2:30 tomorrow.

CONSIDERATION OF BILLS ON THIRD READING.

On motion of Senator Jenson, S. B. No. 71 retained its place on the third reading calendar for tomorrow.

S. B. No. 40 was read the third time and placed on its final passage.

S. B. No. 40 then passed on the following roll call: Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators O'Donnell, Stahle.

S. B. No. 40 was transmitted to the House.

S. B. No. 80 was read the third time and placed on its final passage.

On motion of Senator Jenson, the bill was amended as follows:

Strike out the word "as" on line 15, page 2, and insert in lieu thereof the word "which."

On motion of Senator Lewis, S. B. No. 80 was recommitted to the Committee on Highways.

Senator Cottrell moved a reconsideration of the vote by which S. B. No. 61 was passed, February 17.

The motion was lost.

S. B. No. 61 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 54 was taken up, pursuant to continuance.

On motion of Senator Ryan the bill was amended as follows:

On line 10, change the period to a semi-colon and insert the word "or."

On line 11, strike the parenthesis and insert "Be actually enrolled in the department of law of the University of Utah prior to the first day of January, nineteen hundred twenty-five, and who shall have completed the full prescribed law course in and have been graduated from the law department of University of Utah."

S. B. No. 54 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Stahle.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session H. B. No. 2, by Mr. J. H. Gardner, entitled, "An Act repealing an Act creating the position of State Bacteriologist and Pathologist, and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 22 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected S. B. No. 20, by Mr.

Funk, entitled, "An Act prohibiting owners, keepers, managers, licensers and employees of public billiard and pool halls, allowing minors to enter or remain in the same; prohibiting minors from entering or remaining in public billiard halls and pool halls, and providing a penalty for violation of this Act," by striking the enacting clause, and the same is herewith returned to the Senate.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 49, by Mr. Peters, entitled, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motorcycles," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters the House amendments were concurred in.

S. B. No. 49 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Stahle.

S. B. No. 49 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 28 was read the second time.

On motion of Senator Hirschi, the report of the Committee on the bill was adopted, with an amendment offered by Senator Dixon, as follows:

Eliminate first paragraph of the proposed amendments, and also the last paragraph of proposed amendment.

On motion of Senator Warnick, the bill was amended as follows:

Change the word "concerned" to "involved."

H. B. No. 28 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, O'Donnell, Stahle.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 60, by Mr. Pettit, entitled, "An Act to amend Section 3111 of the Compiled Laws of Utah, 1917, as amended by Chapter 63, Session Laws of Utah, 1919, relating to the industrial commission of Utah, the State insurance fund and workmen's compensation,' and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 60 was read first time and referred to Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 69, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 8506 of the Compiled Laws of Utah, 1917, as amended by Chapter 151, Laws of Utah, 1921, relating to the unlawful wearing or use of medals awarded by the United States or State of Utah and the authorized insignia of certain veteran and fraternal organizations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 69 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 18, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 80, by Mr. Tangren, entitled, "An Act to amend Section 4599, Compiled Laws of Utah, 1917, as amended by Chapter 101, Session Laws, 1921, relating to changes in representative precincts in country school districts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 80 was read first time and referred to Committee on Education.

INTRODUCTION OF BILLS.

S. B. No. 120, by Mr. Lewis, "An Act amending Sections four, five and six of Chapter thirty-nine, Laws of Utah, 1923, relating to licensing dealers and distributors of motor vehicle fuels and imposing a tax on the sale or use of motor vehicle fuels," was read the first time and referred to the Committee on Revision and Printing.

On motion of Senator Winder, the Senate adjourned.

THIRTY-NINTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 19, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-eighth Day and find it correct with a few slight changes.

Very respectfully,
LE ROY DIXON.
JOS. T. FINLINSON.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 49, by Mr. Peters, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as

amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor-cycles," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 49 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 114, by Mr. Lewis, entitled, "An Act providing for the adoption of the commission-manager form of government by cities, providing for the number and manner of electing board of commissioners under the commission-manager plan, providing the rights, powers, duties and privileges of boards of commissioners under the commissioner-manager plan, without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. S. No. 114 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 115, by Mr. Dixon, entitled, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah Lake," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 115 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 116, by Mr. Winder, entitled, "An Act amending Section 2527, of the Compiled Laws of Utah, 1917, relating to fees of justices of the peace," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 116 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Education report back herewith House Bill No. 55, by Mr. Beal, "An Act amending Section 4597, Compiled Laws of Utah, 1917, relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first class into one county school district of the first class," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 55 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Commerce and Industries to whom was referred telegram from D. C. Collier, Director General of Sesqui Centennial Exhibition to be held in

Philadelphia, in 1926, beg leave to report that in view of the financial condition of the State at the present time, we feel it would be unwise to make any appropriation at this session of the Legislature, with the view of having Utah take part in said exhibition.

Respectfully,
CHAS. COTTRELL, JR.,
Chairman.

Report filed.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Commerce and Industries to whom was referred Senate Bill No. 44, by Mr. Dixon, entitled, "An Act to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department," beg leave to report that they have considered the same and herewith return the same to the Senate without recommendation. Committee further think the time inopportune to increase salaries.

Respectfully,
CHAS. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 44 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Commerce and Industries report back herewith Senate Bill No. 91, by Mr. Cottrell, Jr., entitled, "An Act amending Sections 3070, 3100, 3113, 3114, 3124, 3136, 3147, 3152, 3156 and 3156x, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, by Chapter 67, Laws of Utah, 1921, and by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance fund, and

Workmen's Compensation," and recommend that it be passed.

Respectfully,
CHAS. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 91 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Commerce and Industries to whom was referred Senate Bill No. 53, by Mr. C. Cottrell, Jr., entitled, "An Act to amend Sections 1952 and 1953 of Title 24, Compiled Laws of Utah, 1917, relating to vinegar standard and adding a new Section to be known as Section 1953x providing for a licensed rectifier," beg leave to report that they have considered the same and recommend that the same be passed with the following amendments:

Page two, line four, after the word "persons" insert ( ) and add the words "known as retailers," and after the word "vinegar" insert ( ) and add the words "by the gallon."

With these amendments we recommend that the bill be passed.

Respectfully,
CHAS. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 53 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Commerce and Industries report back herewith Senate Bill No. 99, by Mr. Jenson, entitled, "An Act amending Chapter 71, Laws of Utah, 1919, relat-

ing to registration of pharmacies, drug stores and places where drugs are sold, and adding two new Sections to be known as Sections 7 and 8, requiring pharmacies and drug stores at all times to be in charge of registered pharmacists and permitting places of business located more than three miles from a registered pharmacist or drug store to sell certain drugs and poisons in original packages and making it unlawful to sell drugs, medicines or poisons except at places authorized in this Act," unfavorably.

Respectfully,
CHAS. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 99 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 98 by Mr. O'Donnell, entitled, "An Act granting power to towns to borrow money, issue bonds therefor and to refund bonds," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 98 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 103, by Mr. Peters, entitled, "An Act amending Section 794, Compiled Laws of Utah, 1917, as amended by Chapter 19, Session Laws of Utah, 1921,

relating to bonds of cities and towns," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 103 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back herewith House Bill No. 56, by Mr. Hickman, entitled, "An Act creating a State Board of Park Commissioners and prescribing the powers thereof," without recommendation.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 56 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 69, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 8506 of the Compiled Laws of Utah, 1917, as amended by Chapter 151, Laws of Utah, 1921, relating to the unlawful wearing or use of medals awarded by the United States or State of Utah and the authorized insignia of certain Veteran and Fraternal organizations," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 69 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 106, by Mr. Funk, entitled, "An Act declaring it a misdemeanor to permit a hog to be, or run at large in certain places, or to fail, neglect or refuse to keep same penned," and recommend that it be passed.

Senator Candland does not concur in this recommendation.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 106 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 345, 436, 437, 348, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all acts or parts of acts in conflict herewith," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 76 was placed on the second reading calendar.

Salt Lake City, Feb. 19, 1925.

Mr. President:

Your Committee on Banking report back herewith Senate Bill No. 95, by Mr. Peters, entitled, "An Act re-

lating to bank deposits of deceased persons," and recommend that it be passed with the following amendment:

On page one, line six, strike out the word "five" and insert in lieu thereof, "three.'

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 95 was placed on the second reading calendar.

COMMUNICATION FROM THE ATTORNEY GENERAL.

Salt Lake City, Utah, Feb. 19, 1925.

To the President and Members of the Utah State Senate.

Gentlemen:

Owing to the numerous charges that are afloat concerning coal conditions in this State, I have deemed it advisable to address this communication to you, accompanied with a Resolution, which it seems to me would be very proper for you to adopt.

I trust that you will receive this in the spirit in which it is offered;—that of a desire for the people of Utah to have a full and complete knowledge of conditions relative to the coal industry, as well as of operations of the State Securities Commission, and I beg of you to give this Resolution your favorable consideration.

Respectfully,
HARVEY H. CLUFF,
Attorney General.

Communication filed.

Senator Warnick moved that the resolution be referred to a committee before being printed.
Motion carried.

Referred to the Committee on Judiciary.

PRESENTATION OF PETITIONS.

Communications were received from the Spirit of Liberty Chapter, and the Alumni Association of the University of Utah, asking that appropriations be made to the University and the Agricultural College on an equal per capita basis.

Referred to the Committee on Appropriations and Claims.

A communication was read from the Utah Department, Disabled American Veterans, asking the Legislature to enact a bill to eliminate certain charges now being made for furnishing certain documents to disabled veterans who are trying to prove their claims for compensation.

Referred to the Committee on State and Municipal Affairs.

A communication with accompanying resolutions was received from the Legislature of Wisconsin, on the subject of the diversion of water from the Great Lakes through the Chicago Drainage canal . The receipt of the communication was acknowledged, and the matter was referred to the Committee on State and Municipal Affairs.

A communication was received from the State of Idaho, transmitting a copy of a resolution passed by the Idaho Legislature, asking for Utah's co-operation in the enforcement of the game laws in counties adjoining or near the southern boundary line of Idaho.

The communication was acknowledged and the resolution was referred to the Committee on Fish and Game.

INTRODUCTION OF BILLS.

S. B. No. 121, by Mr. Stahle, "An Act providing for the Board of County Commissioners to appropriate a proportion of the money raised for road purposes by taxes upon property within the corporate limit of such cities and towns," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 122, by Mr. Robinson, "An Act approving and ratifying the Colorado river compact upon similar action by the six states which have already ratified, and providing for certification of the action of this State to the other states and the United States," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 123, by Mr. Funk, "An Act regulating appointments to office by the Governor of the State of Utah," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 124, by Mr. Ryan (by request), "An Act amending Section 11, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, relating to the duties of the board of directors of water conservation districts, contracts with the United States, and duties and obligations of such districts," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 125, by Mr. Ryan, "An Act amending Section 4, Chapter 86, Laws of Utah, 1917, relating to the appropriation of funds for the use of the State of Utah Mormon Battalion Commission," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 126, by Mr. Warnick, "An Act amending Section 570X17, Compiled Laws of Utah, 1917, as amended by Chapter 12, Laws of Utah, 1919, relating to control of water and water courses," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 127, by Mr. Finlinson, "An Act relating to the ownership and classification of water, the appropriation of underground water, defining rights to water and making provision for the regulation of and prevention of waste from artesian wells," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 128, by Mr. Finlinson, "An Act regulating colonization of land when such land is to be supplied by

underground water and requiring an investigation and report on such supply by the State Engineer," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 129, Substitute for S. B. No. 84, by Mr. Finlinson, "An Act providing for the refunding and sale of drainage district bonds," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 130, by Mr. Westphal, "An Act providing for the appointment of a historian of the State of Utah," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 131, by Banking Committee, "An Act amending Sections 971, 972X1, 973, 973X, 975, 978, 980, 1006, 1017, Compiled Laws of Utah, 1917, as amended by Session Laws, 1919, 1921, 1923, relating to banking corporations and banks," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 132, by Mr. Peters, "An Act amending Section 4431, Compiled Laws of Utah, 1917, relating to the sale of poisons, and repealing Sections 4420, 4422, and 4436, Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

S. B. 133, by Mr. Winder, "An Act requiring cattle brought into the State for dairy or breeding purposes to be kept from other cattle for 90 days, and subjected to the tuberculin tests," was read the first time and referred to the Committee on Revision and Printing.

SPECIAL ORDER.

S. B. No. 41 was taken up on special order.

S. B. No. 41 was rejected on the following roll call:

Ayes, 7; nays, 13; absent, none.

Those voting in the affirmative were: Senators Callister, Funk, Hirschi, Jenson, Lewis, Westphal, Winder.

Those voting in the negative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, McConkie, O' Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 19, 1925.

Mr. President:

I am directed to request the return, for consideration by the House, of Senate Bill No. 49, by Mr. Peters, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor-cycles."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

The President stated that he had instructed the Secretary to inform the House that the request could not be complied with, because the bill was in the House awaiting the signature of the Speaker before the communication was received.

Senator Peters moved that the action of the President be ratified. The motion carried.

Salt Lake City, Utah, Feb. 19, 1925.

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. 5, by Mr. McCullough, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws, 1919, relating to railroad corporations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Lewis, 100 extra copies of S. B. No. 114 were ordered printed.

ACTION ON GOVERNOR'S VETO OF S. B. NO. 8.

S. B. No. 8 was taken up.

The Governor's veto message was read.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, Feb. 19, 1925.

To the Senate:

I am returning herewith without my approval, Senate Bill No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations."

I am influenced to withhold my approval because of the question of constitutionality of that part of the measure which provides that, "The total value of the shares of stock of any such bank or banking association shall be ascertained by adding together its capital, surplus and undivided profits."

I would respectfully refer you to the decision of the Supreme Court of the State of Utah in the case of State vs. Thomas, 16 Utah 86, which offers the following:

"Under Sections 2 and 3, Article 13, Constitution, all taxable property within this state must be assessed and taxed on a valuation fixed at its actual cash value, or as near such value as is reasonably practicable. The test of such value is the cash price for which the property valued would sell in open market."

Respectfully,
GEO. H. DERN,
Governor.

The question was presented, Shall the bill pass notwithstanding the failure of the Governor to approve it?

S. B. No. 8 then passed on the following roll call:

Ayes, 17. nays, 3; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Funk, McConkie, Warnick.

S. B. No. 8 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 19, 1925.

Mr. President:

I am directed by the House to inform your Honorable Body that, before your communication transmitting S. B. No. 49, by Mr. Peters, entitled, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor-cycles" was received by the House for the signature of the Speaker, the House had ordered a re-consideration of the vote by which said bill passed the House and had directed the Chief Clerk to request the return of said S. B. No. 49 for further reconsideration of the House.

I am further directed to request that you recall your communication and the engrossed bill, and return to the House the original S. B. No. 49 for further consideration by the House.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Hirschi, a committee of three, including the President and the author of the measure, was appointed to confer with the officers of the House on S. B. No. 49. Senator Hirschi was made the third member of the committee.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 71 was read the third time and placed on its final passage.

On motion of Senator Jenson the bill was amended as follows:

At the end of line 5 insert the words "except the creation of a lien on real property."

S. B. No. 71 then passed on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Those voting in the negative were: Senators Auerbach, O'Donnell.

Absent and not voting: Senators Cottrell, Westphal, Winder.

S. B. No. 71 was transmitted to the House.

S. B. No. 54 was read the third time and placed on its final passage.

On motion of Senator Callister, S. B. No. 54 was passed to the third reading calendar for tomorrow.

H. B. No. 28 was read the third time and placed on its final passage.

H. B. No. 28 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

Senator Peters gave notice of a motion to reconsider the vote by which H. B. No. 28 was passed.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 54 was read the second time.

Senator McConkie moved that the amendments proposed in the committee report be considered in their order. Motion carried.

On motion of Senator Peters the bill was amended as follows:

Strike out all underscored matter in lines 19 to 23 inclusive, on page 2.

On motion of Senator Westphal, the second paragraph of the committee report was adopted.

On motion of Senator Callister, the word "fifty" was restored instead of "two hundred" in the report of the committee, third paragraph. The paragraph as amended was adopted.

On motion of Senator Ryan paragraph four of the committee report was amended by changing "two" to "one," and the paragraph as amended was adopted.

On motion of Senator Peters, the fifth paragraph of the committee report was adopted.

On motion of Senator Robinson, the sixth paragraph of the committee report was adopted.

On motion of Senator Lewis, the last three paragraphs of the committee report were adopted.

On motion of Senator Ryan, the Senate adjourned.

FORTIETH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 20, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Thirty-ninth Day and find it correct with a few slight changes.

Very respectfully,
LE ROY DIXON.
JOS. T. FINLINSON.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 7, by Mr. Callister, entitled, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Callister moved that the amendments be reduced to writing and placed on the desks of Senators today.

Motion carried.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 117, by Mr. H. W. Stahle, entitled, "An Act amending Sections 2, 3, 4, 5, 11, 13, 14, 18, 22, 31, 48, 49, 57, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, and adding a new Section known as Section 18x, relating to the formation and operation of water conservation districts, the duties of State, County and District officers relative to such Districts, issuance of bonds, contracts or water conservation districts with the United States, inclusion of corporations, associations or individuals in such Districts, construction of works, petition for inclusion of lands and confirmation proceedings relative to such Districts," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 117 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 118, by Mr. Westphal, entitled, "An Act to amend Section 3354, Compiled Laws of Utah, 1917, relating to intoxicating liquors and the power of officers to make search and seizure, by adding thereto Sections 3354x, 3354x1, 3354x2 and 3354x3," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 118 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 119, by Mr. Westphal, entitled, "An Act regulating the sale, trade, or exchange of furs, pelts, and skins; providing for tagging and labeling them, and further providing punishment for failure to comply with this Act," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 119 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back B. No. 120, by Mr. Lewis, entitled, "An Act amending Sections four, five and six of Chapter thirty-nine, Laws of Utah, 1923, relating to licensing dealers and distributors of motor vehicle fuels and imposing a tax on the sale or use of motor vehicle fuels," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

On motion of Senator Lewis, S. B. No. 120 was held over, subject to call.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 121, by Mr. Henry W. Stahle, entitled, "An Act providing for the Board of County Commissioners to appropriate a proportion of the money raised for road

purposes by taxes upon property within the corporate limit of such cities and towns," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 121 was odered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 122, by Mr. Robinson, entitled, "An Act approving and ratifying the Colorado River compact upon similar action by the six states which have already ratified, and providing for certification of the action of this state to the other states and the United States," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 122 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 123, by Mr. Funk, entitled, "An Act regulating appointments to office by the Governor of the State of Utah," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 123 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 59, by Mr. Dixon, entitled, "An Act relating to plans and specifications for school buildings and repealing Chapter 94, Laws of Utah, 1921," and recommend that it be not passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 59 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Fish and Game return herewith House Joint Memorial No. 4, by Mr. Hall, adopted by the Eighteenth Legislature of the State of Idaho and recommend that the invitation extended therein be accepted, and the Committee therein provided for be appointed.

Respectfully,
C. F. WESTPHAL,
Chairman.

Report filed.

Senator Westphal moved that the report be adopted. The motion carried and Senators Westphal and Stahle were appointed the committee.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Judiciary report back S. B. No. 96, by Mr. Callister, entitled, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the Law in reference thereto," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 96 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Judiciary report back S. B. No. 24, by Mr. Jenson, entitled, "An Act amending Section 7321, Compiled Laws of Utah, 1917, relating to Termination of Life Estate," and recommend that it be passed with the following amendments:

Line 5 strike the words, "or other interest."

Line 14 strike out the word, "other".

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 24, was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Judiciary Committee returns herewith Senate Bill No. 19, by Mr. Lewis entitled, "An Act amending section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, relating to prescribing penalties for violations of Title 54, Compiled Laws of Utah, 1917, prohibiting the Manufacture and sale of intoxicating Liquors, and adding a new section to be known as Section 3345-x", and recommend that it not be passed, and further recommend that the bill annexed and submitted herewith be passed as a substitute for Senate Bill No. 19, by Mr. Lewis.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 19 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Judiciary report back S. B. No. 42 by Mr. Jenson, entitled, "An Act concerning fraudulent conveyances and to make uniform the Law relating thereto," and recommend that it be passed

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 42 was placed on the second reading calendar

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committtee on Judiciary report back H. B. No. 64, by Mr. Hamilton Gardner, entitled, "An Act concerning declaratory judgments and decrees and to make uniform the Law relating thereto," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 64 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 19, 1925.

Mr. President:

Your Committee on Judiciary report back S. B. No. 112, by Mr Jenson, entitled, "An Act amending section 3133, Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, and Chapter 67, Laws of Utah, 1921, relating to the industrial Commission, State Insurance fund and Workmen's Compensation," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 112 was placed on the second reading calendar

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 13, by Mr. Lewis, entitled, "An Act amending sections 3, 4, and 6 of Chapter 39, Laws of Utah, 1923, requiring distributors of and dealers in, motor vehicle fuels to obtain a license therefor, and levying a tax of two and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on state road bonds and to the State Highway Maintenance Fund; defining terms and prescribing penalties", and recommend that it be passed with the following amendments:

In line 1 of Title, following the figure "4", insert a comma and the figure "5".

Line one, page one, following the figure "4" place a comma and insert the figure "5".

At the end of Section 4 add the following: "*It is the purpose and intent of this Act to impose and levy said tax upon the sale or use of motor vehicle fuels as defined in this act whether such fuels are used in motor vehicles or for other purposes.*"

Add Section 5, "Section 5, Every distributor and retail dealer as defined in this act in motor vehicle fuel shall render to the Secretary of State of the State of Utah, on or before the fifteenth day of each month, on forms prescribed, prepared and furnished by the Secretary of State, sworn statement of the number of gallons of motor vehicle fuel sold or used by him or them during the preceding calendar month, which statement shall be sworn to by one of the principal officers, in the case of a domestic corporation, or by the resident general agent or attorney in fact, in case of a foreign corporation, by

the managing agent or owner in case of a firm or association, and shall contain an itemized account of the date and quantities of motor vehicle fuel sold *or used*, stating separately the sales made in interstate commerce and those made in broken packages. Bills shall be rendered to all purchasers of motor vehicle fuel by distributors and retail dealers in motor vehicle fuel, as here defined.

From the gross amount of motor vehicle fuels produced and sold and shipped into the State and sold or used there shall be deducted two per cent to allow for evaporation and loss in handling. Producers and refiners shall report the total amount produced or refined and sold in the State from which 2 per cent reduction shall be made and those shipping into the State shall report the total amount received for resale in the State and from this amount there shall be deducted two per cent.

Every agent or employee of a common carrier delivering within this State any motor vehicle fuel, as defined in this Act, that has been shipped from without the State, shall, on or before the 10th day of each month report in writing all such deliveries during the preceding month to the Secretary of State on blank forms furnished by the Secretary of State, giving the date of delivery, to whom the same was consigned and delivered and the quantity as shown by the bill of lading, and such other information as the Secretary of State may require. Any person failing to comply with the provision of this Act shall be guilty of a misdemeanor.

Line 18, page 2, strike the words "promptly turn over" and insert parenthesis followed by the word "pay" following the word "treasurer" insert "at the same time settlements are made for other fees collected."

Line 33, page 2, strike the words "upon approval" and insert in lieu thereof "April 1st, 1925."

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 13 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 63, by Mr. Winder, entitled, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919, as amended by Chapter 7, Session Laws 1921 and Sections 3, 4, 5 and 6, Chapter 124, Session Laws 1919, and adding Section 9 to said Chapter relating to noxious weeds," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 63 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 50, by Mr. Winder, entitled, "An Act to regulate the sale, offering, or exposing for sale of agricultural seeds within the State of Utah, and to repeal Chapter 38, Laws of Utah, 1919," and recommend that it be passed with the following amendment:

On page 5, line 30, between the words "seeds" and "said," insert the following.

Samples should be drawn from the top, center and bottom of each bag, when there are not more than five bags in the lot, and from every fifth bag when there are more than five bags.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 50 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Education report back herewith Senate Bill No. 78, by Mr. Peters, entitled, "An Act amending Section 5236, Compiled Laws of Utah, 1917, relating to the powers of the Board of Trustees of the Agricultural College, and Section 5528, Compiled Laws of Utah, 1917, as amended by Chapter 50, Laws of Utah, 1923, relating to the powers of the board of regents of the University of Utah," and recommend that it be passed with the following amendments:

On line 3 of Title, strike out the comma and insert in lieu thereof a period, and strike out the word "and," together with the remainder of the title.

On page one, line two, strike out all of line.

On page one, line three, strike out all of line up to and including "1923," and strike out the word "are" and insert in lieu thereof the word "is."

On page one, line thirteen, strike out the words "members of."

On page one, line twenty, after the word "College," strike out balance of line.

On page one, line twenty-one, strike out the first eight words of line and after the word "eight" insert the words "or more" and strike out the last two words of line.

On page one, line twenty-two, strike out all of line.

On page two, strike out all of page.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 78 was placed on the second reading calendar.

S. B. NO. 49.

The committee appointed to confer with the officials

of the House regarding the return to the House of S. B. No. 49, reported that the conference had been held, and although the record is clear and the Senate procedure in this case was entirely regular, the request of the House should be complied with and S. B. No. 49 be returned there for further consideration.

On motion of Senator Jenson, the action of the committee was approved.

PRESENTATION OF RESOLUTIONS.

The Authors club presented a communication requesting an equal per capita appropriation for the University and the Agricultural College.

Referred to the Committee on Appropriations and Claims.

A communication was received from the Secretary of the Senate of Texas, transmitting a resolution protesting against Congressional appropriations of a certain character.

Referred to the Committee on State and Municipal Affairs.

A communication was received from Salt Lake Post No. 2, asking that Armistice Day, November 11, be made a legal holiday.

Referred to the Committee on State and Municipal Affairs.

A claim for compensation for overtime, amounting to $2,255.25, was presented by Orson P. Eldredge.

Referred to the Committee on Appropriations and Claims.

A communication was presented from the Commercial club of Alton, Utah, regarding the local highway.

Referred to the Committee on Highways.

INTRODUCTION OF BILLS.

S. B. No. 134, by Mr. Jenson, "An Act to amend Section 4782, Chapter 2, Title 91, Compiled Laws of Utah, 1917, relating to definitions and terms used in connection with the public utilities act," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 135, by Mr. Dixon, "An Act to prevent the procreation of habitual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 136, by Mr. Warnick, "An Act granting power to boards of town trustees to license, tax and regulate social clubs, recreational associations, athletic associations and kindred associations, to be known as Section 786X20, Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 137, by Mr. Warnick, "An Act granting powers to county commissioners to license, tax, and regulate social clubs, recreational associations, athletic associations, and kindred associations, to be known as Section 1400X52, Compiled Laws of Utah, 1917," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 138, by Mr. Stahle, "An Act to appropriate $10,359.20 to Davis County to reimburse the said county for the cost of cleaning the State Highway of materials deposited thereon by flood," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 139, by Mr. Lewis, "An Act amending Section 3979, C. L. Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to traffic regulations and providing for the reporting of accidents," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 140, by Mr. Lewis, "An Act fixing a standard for gasoline and oils used for lubricating internal

combustion engines sold in this State, making provisions for carrying out the provisions of the act and prescribing a penalty for violating its provisions," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 141, by Mr. Finlinson, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of State Roads," was read the first time and referred to the Committee on Revision ond Printing.

S. B. No. 142, by Mr. Jenson, "An Act amending Chapter 68, Session Laws of Utah, 1919, by addition of a new Section thereto numbered 46x, relating to dissolution of water conservation districts by petition to the District Court, and providing the procedure upon such petition," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 143, by Mr. Lewis, "An Act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses, and providing penalties for its violation," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 144, by Mr. O'Donnell, "An Act appropriating to Sperry & Hutchinson Company, $33,663.26 for taxes illegally collected," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 145, by Mr. Finlinson, "An Act creating a State Board of Elk Control and providing for the killing of elk under certain regulations; fixing a fee for the killing of elk; and providing rules and regulations governing the increase of elk on certain Utah forests," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 146, by Mr. Peters, "An Act amending Section 692 of Chapter 14, Title 16, Compiled Laws of Utah, 1917, relating to levy of special taxes by cities," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 147, by Mr. Peters, "An Act to appropriate $14,645.62 to Box Elder County to reimburse the said county for the cost of clearing the State Highway of materials deposited thereon by a flood," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 148, by Mr. Peters, "An Act amending Section 860, Compiled Laws of Utah, 1917, relating to the formation of corporations," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 149, by Mr. Winder, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah , 1917, as amended by Chapter 15, Laws of Utah, 1919, and all other Acts in conflict herewith," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 150, by Mr. Warnick, "An Act appropriating $5,000.00 for the equipping and operating of a State seed laboratory," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 151, by Mr. Callister, "An Act adding a new Section to Chapter 4 of Title 91, Compiled Laws of Utah, 1917, to be known as Section 4819x, prescribing certain powers and duties of the Public Utilities Commission with respect to automobile corporations as the same are defined in Paragraph 13 of Section 4782, Compiled Laws of Utah, 1917, providing for licensing such automobile corporations and imposing a mileage tax on such corporations, and requiring such automobile corporations to give a bond for the faithful compliance with the rules and regulations of the Commission and the payment of such tax as well as of any judgment recovered against them for loss or damage resulting from the operations of such automobile corporations, and fixing penalties for a violation of this Act," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 152, by Mr. Callister, "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of

Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 153, by Mr. Callister, "An Act making it unlawful to sell or have possession of Marihuana and providing for the dispensation of the same," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 154, by Mr. Jenson, "An Act providing for retiring of employees of State or State institutions who have attained age of sixty years and who have been continuously in service of the State or a State institution continuously for twenty-five years, and the payment of pensions to such persons," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 155, by Mr. Hirschi, by request, "An Act to amend Section 2, Chapter 17, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah, 1921, relating to prevention of fraud in the sale of securities," was read the first time and referred to the Committee on Revision and Printing.

S. B. No. 156, by Mr. Finlinson, "An Act to amend Sections 2054, 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of Boards of Supervisors for including and excluding lands from drainage districts, and including lands within organized drainage districts where they are benefited by the drainage system already constructed and providing a method for the inclusion of the same and assessing, equalizing and finally determining the benefits received by such lands from the drainage system; relating also to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts; amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of Boards of Supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923, and Section 2068 Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073x3,

2073x4, 2073x5, 2073x6, 2073x7, 2073x8, 2073x9 making provision for subjecting State lands to the drainage laws and adding Section 2073x10 Title 26, Compiled Laws of Utah, 1917, providing for the reapportionment of assessed benefits in drainage districts, and ratifying and confirming proceedings in previous assessments of benefits and taxes under the drainage laws," was read the first time and referred to the Committee on Revision and Printing.

Senate Joint Memorial No. 1, by Mr. Dixon, "To the Honorable Senators and Representatives from Utah: Washington, D. C., pertaining to titles of school lands," was read the first time and referred to the Committee on Revision and Printing.

S. J. M. No. 2, by Mr. Finlinson, by request, "Urging the passage of a bill relating to the organization of a Farmer's Export Corporation, to segregate and dispose of surplusage of farm products in such way as to make possible the application of the protective tariff principle, to that portion of all such products as is required for domestic needs," was read the first time and referred to the Committee on Revision and Printing.

S. C. R. No. 3, by Mr. Lewis, "A Resolution proposing an amendment to Section 7, Article 13, of the Constitution of the State of Utah, relating to tax rates for State purposes," was read the first time and referred to the Committee on Revision and Printing.

On request of Senator Finlinson, S. B. No. 102 and S. J. R. No. 4 were withdrawn. Senator Dixon's request for withdrawal of S. B. No. 120 was granted.

H. B. NO. 28 RECONSIDERED.

Senator Peters moved a reconsideration of the vote by which H. B. No. 28 was passed, Feb. 19.

Motion carried.

On motion of Senator Peters the bill was amended as follows:

On page 2, line 4, after "meeting" insert "of the Board."

After the word "provided" strike "the provisions of."

After the word "where" strike "great," and after "or" on the same line, insert "great loss of."

H. B. No. 28 then passed on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, ODonnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

H. B. No. 28 was transmitted to the House.

UNFINISHED BUSINESS.

H. B. No. 54 was taken up pursuant to continuance.

On motion of Senator O'Donnell the bill was amended as follows:

On page 1, line 24, strike the words "civet cat and skunk;" at end of line 27, page 2, strike "skunk;" on line 28, page 2, strike "civet cat;" on page 3, line 5, strike "civet cat and skunk." On page 11, line 23, and on page 12, line 6, strike the word "fox."

On motion of Senator Ryan, the bill was amended as follows:

On page 8, line 11, after "bait," insert "or have in possession."

On motion of Senator Peters, the bill was amended as follows:

On page 10, line 23, strike out all the underscored matter to line 29, inclusive.

Strike the period at the end of line 30 and substitute a semi-colon and insert thereafter "also".

On motion of Senator Westphal the bill was amended as follows:

(1) The following described area to be known as the

Crescent Canyon Game Preserve; all of Sections 3, 4, 5, 6, 7, 8, 9, 10, 18, 17, 16, 15, 19, 20, 21, and 25, in Township 28 South, Range 4 East, Salt Lake Meridian.

(2) The following described area to be known as the pleasant Creek Game Preserve: All of Sections 1, 2, 3, 4, 9, 10, 11, 12, 16, 14, 13, 21, 22, 23, 24, 25, 26, 27, and 28, in Township 31 South, Range 6 East, Salt Lake Meridian; also Sections 5, 6, 7, 8, 17, 18, 19, 20, 29, and 30, in Township 31 South, Range 7 East, Salt Lake Meridian.

H. B. No. 54 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator McConkie.

SPECIAL ORDER.

H. B. No. 24 was taken up on special order.

On motion of Senator Robinson the bill was amended as follows:

On line 2, page 3, after "allowed" insert "provided this Act shall not apply to an emergency where loss of life or great loss of property is involved."

On motion of Senator Peters, H. B. No. 24 was made special order for tomorrow at 2:30.

H. B. No. 29 was taken up on special order.

H. B. No. 29 was read the third time and placed on its final passage.

H. B. No. 29 then passed on the following roll call:

Ayes, 15; nays, 1; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Dixon, Finlinson, Funk, Jenson,

Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative, Senator Hirschi.

Absent and not voting: Senators Candland, Cottrell, McConkie, O'Donnell.

H. B. No. 29 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 54 was read the third time and placed on its final passage.

S. B. No. 54 then passed on the following roll call:

Ayes, 16; nays, 3; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Those voting in the negative were: Senators Dixon, Hirschi, Winder.

Absent and not voting: Senator McConkie.

S. B. No. 54 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 85 was read the second time.

On motion of Senator Funk, S. B. No. 85 was made special order for Wednesday, Feb. 25, at 2:30 p. m.

S. B. No. 77 was read the second time.

S. B. No. 77 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators McConkie, O'Donnell, Stahle.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 67, by Mr. McCullough, entitled, "An Act providing for the examinations, by the adverse party, of a party to the records of any civil action or proceeding, or person for whose immediate benefit such action or proceeding is prosecuted or defended, or the directors, officers, superintendent or managing agents of any corporation which is a party to such record, and regulating the manner thereof," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 67 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 61, by Mr. Fowles, entitled, "An Act to amend Section 2896, Compiled Laws of Utah, 1917, as amended by Chapter 60 of the Session Laws of Utah, 1919, being an act providing for legal holidays," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 61 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 62, by Mr. Fowles, entitled, "An Act relating to the teacher's certificates and diplomas, requiring teachers to be citizens of the United States, or to have declared their intention of becoming such, requiring an oath of allegiance for teachers and prohibiting disloyalty on the part of teachers," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H.B. No. 62 was read first time and referred to Committee on Education.

REPORT OF STANDING COMMITTEES.

Salt Lake City, Feb. 25, 1925.

Mr. President:

Your Committee on Commerce and Industry report back H. B. No. 31, by Mr. A. W. Hansen, entitled, "An Act amending Section 3255 and Section 3258, Title 52, Chapter 1, Compiled Laws of Utah, 1917, relating to County Insurance Companies," and recommend that it be passed.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

H. B. No. 31 was placed on the second reading calendar.

On motion of Senator Winder, H. B. No. 31 was made a special order for the first legislative day next week.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Commerce and Industries, to whom was referred S. B. No. 55, by Mr. Dixon, entitled, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department, and adding two additional sections to be known as Sections 14A and 14B," beg leave to report that they have considered the same and recommend that it be passed with the following amendments:

On line 1, page 2, after word "Act," change comma to period and strike out remainder of section.

On page 3, line 20, after word "Act," strike out all remainder of this line and all of line 21.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 55 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on Banking report back H. B. No. 53, by Committee on Judiciary, substitute for H. B. No. 8, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies and certain investment companies, and repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 105, as amended, and 1100X added by Session Laws 1923," and recommend that it be passed with the following amendments:

On page 1, line 21, strike words " on the mutual plan" and substitute "without permanent capital."

On page two, line two, strike words, "other than upon the mutual plan" and substitute "with permanent capital."

Page three, strike lines 15, 16, and the first three words in line 17, reading "of loans and" and in place

insert the following: "Any building and loan association may charge against dues or earnings such amounts for selling and operating expenses as the articles or by-laws may provide, consistent, however, with its obligation to pay the withdrawal value of its stock or certificate as herein prescribed."

On page 3, line 19, after the words "may do so," insert "at any time after 18 months and after 18 monthly installments have been paid."

Page 3, line 20, strike "mutual."

Line 21, after "associations" insert "without permanent capital."

Line 23, insert comma after word charges.

Line 24, strike the word "other."

Line 25, strike words "than mutual," and insert after the word "associations," the words "with permnanent capital."

Line 26, insert after the word "receive" the words "an amount equal to."

Line 27, after word "less" strike words, "an expense charge of not to" and insert "such withdrawal fee as the by-laws shall provide which shall not."

Line 29, after word "plus" insert the following: "One-half of the earnings, dividends, or interest declared to or credited to such stock or certificate."

Line 29, strike the words beginning with "interest" to and including the words "in this section," in line 31.

On page 5, line 17, strike the words "by registered mail," and the first word on line 18.

On line 19, strike the words "the same," and insert in lieu thereof the following, "the last two of the delinquent monthly payments."

On page 5, beginning with line 28, strike all of the matter contained in Section 7, including the first three lines on page 6.

On page 7, line 6, strike the word "such" and insert the word "any."

On line 7, strike the word "such," and insert the word "due."

On page 9, line 4 strike the word "twice" and insert in lieu thereof "once."

On page 10, line 14, after the word "association," insert "except associations without permanent capital."

Line 16, strike "two" and insert "one."

Line 18, following the word "made" add "and not to exceed $50.00."

On page 12, line 27, strike the last word and two words on line 28, and in lieu thereof insert "District Court."

On line 30, strike the words "State Banking Board," and insert the word "Governor."

On page 13, line 11, following the word "Association," insert "organized or operated under this Act."

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

H. B. No. 53 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 90, by Mr. Warnick, entitled, "An Act relating to the incorporation of societies and associations not for pecuniary profit under Sections 890, 891, 892, 892X, 893, 894, 895, 896, 897, 898, Compiled Laws of Utah, 1917, and adding thereto Sections 898x, 898x1 and 898x2, relating to social clubs, recreational associations, athletic associations and kindred associations,

whose object is not for pecuniary profit, incorporating thereunder," and recommend that it be passed with the following amendments:

On line three of Title strike out all of line after the syllable "der" and insert in lieu thereof, "the provisions of Capter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14, Laws of Utah, 1923."

On line four of Title strike all the line except the last two words.

On page one, line one, strike all the words after word "to," and insert in lieu thereof, "Chapter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14, Laws of Utah, 1923."

On page one, line two, strike all the line.

On page one, line three, strike the words, "Utah, 1917."

On page one, line five, strike the word "may" and insert in lieu thereof the word "shall."

On page one, line seven, strike all the line after syllable "sociation," and insert in lieu thereof "incorporating under the provisions of Chapter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14, Laws of Utah, 1923."

On page one, line eight, strike all line up to and including "1917."

On page one, line twenty-one, strike "Sections 890 to 898X2," and insert in lieu thereof "Chapter 1, Title 19."

On page two, line one, insert between "1917" and the word "and" the words "as amended and as enacted by Chapter 14, Laws of Utah, 1923."

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 90 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

Your Committee on State and Municipal Affairs, report back S. B. No. 89, by Mr. Warnick, entitled, "An Act granting power to commissioners and city councils to license, tax and regulate social clubs, recreational associations, athletic associations, and kindred associations, to be known as Section 570X88, Compiled Laws of Utah, 1917," and recommend that it be passed with the following amendment:

On line one, between the figure "3" and the syllable "Com" insert "Title 16."

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 89 was placed on the second reading calendar.

On motion of Senator Callister S. B. No. 7 was taken up for consideration.

Senator Callister moved that the House amendments be concurred in.

Motion carried.

S. B. No. 7 then passed on the following roll call:

Ayes, 17; nays, 2; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators McConkie, O'Donnell.

Absent and not voting: Senator Ryan.

S. B. No. 7 was referred to the Committee on Engrossing and Enrolling.

INTRODUCTION OF BILLS.

S. B. No. 157, by Mr. Peters, "An Act to amend Section 5247, Compiled Laws of Utah, 1917, as amended by Chapter 115, Ssion Laws of Utah, 1921, relating to the courses of study in the Agricultural College of Utah," was read the first time and referred to the Committee on Revision and Printing.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No 35 was read the second time.

On motion of Senator Peters the bill was amended as follows:

After the word "provided," on page 2, line 23, strike "the provisions of."

On page 2, line 23, after the word "when," strike "great."

On the same line after "or," insert "great loss of."

H. B. No. 35 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

On motion of Senator Peters, H. B. No. 35 was made special order for tomorrow at 2:30 p. m.

Senator Callister asked unanimous consent to introduce a bill tomorrow.

The request was granted.

On motion of Senator Candland, the Senate adjourned.

FORTY FIRST DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 21, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fortieth Day and find it correct with the exception of a few typographical errors.

Very Respectfully,
LE ROY DIXON.
JOS. T. FINLINSON.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, Feb. 21, 1925.

To the Senate:

I am in receipt of telegrams from the Governors of Georgia and Alabama, relating to some proposed legislation concerning cotton seed oil products. It is my impression that the protests are directed toward H. B. No. 77. The telegrams read as follows:

"The information carried in the press to the effect that several bills are pending before your state legislature discriminating against one of the South's chief products is distressing to our people. The agricultural sections of the South and West have similar problems and have heretofore maintained the finest spirit of mutual sympathy and co-operation. I think it would be most unfortunate if this friendly relation should be disturbed by discriminatory legislation. The cotton seed oil products

of the South are under the closest inspection of the Pure Food Department of the United States government and any discrimination against them would seriously affect a legitimate product of the cotton growing states of the South.

CLIFFORD WALKER,

Governor of Georgia."

"Proposed legislation against cotton oil products said in press dispatches to be pending in your state has gravely alarmed our people. It is unnecessary to say that such legislation would work serious injury to this great product of the South. Southern cotton oil products are manufactured under close supervision of federal pure food authorities. Sympathetic co-operation between great agricultural states of the west and of the south is essential to economic development of both. Discriminatory legislation by either section against the other would tend to hurt both. Hope you can consistently use every effort in your power to prevent such misfortune.

W. W. BRANDON,
Governor State of Alabama."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Referred to the Committee on Commerce and Industries.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 141, by Mr. Finlinson, entitled, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah, 1921 as amended by Chapter 89 Session Laws of Utah

1923, relating to the designation of State roads," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 141 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 25, by Mr. Jenson, entitled, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 25 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 56, by Mr. Westphal (by request), entitled, "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating to the State Prison," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 56 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 67, by Mr. Jenson, entitled, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of children," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 67 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 72, by Mr. Jenson, entitled, "An Act amending Chapter 53, Title 117, Compiled Laws of Utah, 1917, providing for admission of evidence by adding new section to be known as Section 7152," and recommend that it be not passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 72 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 101, by Mr. Jenson, entitled, "An Act amending Section 8446, Compiled Laws of Utah, 1917, defining vagrancy and prescribing penalty," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 101 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Judiciary Committee return herewith S. B. No. 107, by Mr. Jenson, entitled, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to fees of constables," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 107 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 17, by Mr. Cottrell, entitled, "An Act amending Sections 2943, 2944, 2945, and 2954, of the Compiled Laws of Utah, 1917, relating to hotel inspection, fees for inspection, the agency charged with the duty of inspection, inspection certificates, power of inspector and assistants and license to hotel keepers," and recommend that it be not passed.

Respectfully,
JOS. T. FINLINSON.
Chairman.

Report filed.

S. B. No. 17 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 60, by Mr. Stahle, entitled, "An Act amend-

ing Section 21, Chapter 9, Laws of Utah, 1923, relating to the levying and collection of taxes of irrigation and water conservation districts," and recommend that it be passed.

Respectfully,
LE ROY DIXON.
Chairman.

Report filed.

S. B. No. 60 was placed on the second reading calendar.

On motion of Senator Jenson, S. B. No. 19 was recommitted to the Committee on Judiciary.

SPECIAL ORDER.

H B. No. 24 was taken up on special order.

On motion of Senator Hirschi the bill was amended as follows:

On page 2, line 19, strike out the House amendment and insert between "and" and "any" on line 18, "not less than ten per cent of."

H. B. No. 24 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Funk, Winder.

H. B. No. 24 was transmitted to the House.

H. B. No. 35 was taken up on special order.

H. B. No. 35 was read the third time and placed on its final passage.

On motion of Senator Hirschi the bill was amended as follows:

On page 2, line 16, after the word "and" insert "not less than 10 per cent of."

On line 18, strike the House amendment.

H. B. No. 35 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, Westphal.

H. B. No. 35 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 104, by Mr. Dixon, entitled, "An Act for the assignment, transfer and conveyance of certain applications to appropriate water made in the name of the State of Utah to the United States of America," and recommend that it be passed with the following amendments:

On line 7, page 1, change the word "respectfully" to "respectively."

On line 12, page 1, change the syllable "fully" to "ively," making the word "respectively."

On line 4, page 2, after the word "them" insert the word "may."

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 104 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 113, by Mr. O'Donnell, entitled, "An Act amending Sections 16, 17, 18 and 19, Chapter 68, Session Laws of Utah, 1919, relating to irrigation or water conservation districts and powers and duties of boards of directors thereof, assessments upon real property, payment of bonds, determination of amounts required for current year and certification to commissioners, duty of county assessors, basis of valuation and apportionment in case of contract with United States, and fixing tax levy by county commissioners," and recommend that it be passed with the following amendments:

On page 1, line 11, strike the word "shall" and insert in lieu thereof the word "may."

On page 1, line 12, after the word "entirety" insert "if so provided by contract."

On page 2, line 17, after the word "and" insert "if so provided by contract."

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 113 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 54 was read the third time and placed on its final passage.

On motion of Senator Dixon the bill was amended as follows:

On page 7, line 29, change "50" to "200."

On line 30, change "100" to "200."

On motion of Senator Westphal the bill was amended as follows:

That "Section 255" be changed to "Section 2x."

H. B. No. 54 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Funk, Hirschi, Winder.

Senator Dixon gave notice of a motion to reconsider the vote by which H. B. No. 54 was passed.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 20, 1925.

Mr. President:

I am directed to inform you that the House has, this day, passed over the Governor's veto, S. B. No. 8, by Mr. Candland, entitled, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations," and the same is returned herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Hirschi, H. B. No. 55 was recommitted to the Committee on Education.

REPORTS OF SPECIAL COMMITTEES.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 7, by Mr. Callister, "An Act to amend Sections 5571-5573, to 5625 both in-

"An Act to amend Sections 5571-5573 to 5625 both inclusive, repealing Section 5572, adding a new Section to be known as 5574x of Chapter 1, Title 101, Compiled Laws of Utah, 1917 ,as amended by Chapter 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 7 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 61, by Mr. Fowles, entitled, "An Act to amend Section 2896, Compiled Laws of Utah, 1917, as amended by Chapter 60, of the Session Laws of Utah, 1919, being an Act providing for legal holidays," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 61 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report S. B. No. 115, by Mr. Dixon, entitled, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah lake," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 115 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 12, by Mr. Hansen, N. J., entitled, "An Act granting power to the Legislative Body of cities to regulate and restrict the height, number of stories, and size of buildings and other structures, percentage of lot that may be occupied, size of yards and open spaces, the location and use of buildings and structures and land for trade industries, residences, and other purposes; to provide for a zoning commission; and to provide for the zoning of cities and towns by the creation of appropriate districts therein," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 12 was placed on the second reading calendar.

Senator Candland moved that a committee of three be appointed to confer with a like committee from the House on the matter of the observance of Washington's birthday, Monday, Feb. 23.

The motion carried and Senators Candland, Cottrell and Callister were appointed.

The committee returned with the report that the joint committee suggested that the two Houses meet in the House chamber at 2 p. m. on that day, and the President of the Senate invite Justice J. E. Frick to deliver the address, the House to furnish appropriate music.

The program suggested by the committee was approved.

Senator Winder moved that the rules be suspended and S. J. M. No. 2 be taken up on second reading.

Motion carried.

S. J. M. No. 2 was read the second time.

Senator Callister was called to the chair.

S. J. M. No. 2 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Funk, McConkie, Ryan, Mr. President.

S. B. No. 77 was read the third time and placed on its final passage.

S. B. No. 77 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Funk, McConkie, Ryan, Mr. President.

S. B. No. 77 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

Your Committee on Banking report back S. B. No. 64, by Mr. Hirschi, entitled, "An Act amending Sections three and four of Chapter 21, Laws of Utah 1923, relating to State Depository board," and recommend that it be passed with the following amendments:

On line 12, page 1, after the word "board" insert "consisting of Federal, State, County, School District, or municipal bonds."

On line 12, page 1, strike the letter "s" from the word "bond."

Strike all of line 16, page 1, after the figure "4."

Strike all of line 16, page 1, after the———n—

Strike all of line 17, page 1, and all of line 18, up to and including the word "if," and insert in lieu thereof "No bond shall be approved unless."

Strike the last word on line 18, page 1.

Strike all of line 19, page 1, up to and including the word "company."

On line 33, page 2, strike the words "or sureties."

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 64 was placed on the second reading calendar.

The record showing that the Governor's veto of S. B. No. 8 had been read to the Senate; that the bill had been passed over the veto by the Senate and the House, the appropriate certificate was signed by the President and the Secretary of the Senate in open session and transmitted to the House for the signature of the Speaker and the Chief Clerk.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker and the chief Clerk of the House have this day signed in open session, in the presence of the House, the certificate, certifying that Senate Bill No. 8, by Mr. Candland, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah, 1917, relating to the assessment of the shares of stock in banking corporations," was on the 11th day of February, 1925, returned from the Governor without his approval, and on the 19th day of February, 1925, was passed by the Senate over the Governor's veto and forwarded to the House, and passed over the Governor's veto by the House on the 20th day of February, and the same is herewith returned for transmission to the Secretary of State.

Respectfully,
E. L. CROPPER,
Chief Clerk.

The certificate, on being returned to the Senate with these signatures, was transmitted to and filed in the office of the Secretary of State.

WE HEREBY CERTIFY THAT: The foregoing bill, known as S. B. No. 8, by Mr. Candland, "An Act to amend Sections 5867 and 5869, Compiled Laws of Utah 1917, relating to the assessment of the shares of stock in banking corporations," having first been regularly passed by the Legislature and presented to His Excellency, the Governor, and the same not having been approved by him, was returned by him with his objections to the house in which it originated, to-wit the Senate, which house duly entered the Governor's objections at large upon its Journal, and proceeded pursuant to Section 8, of Article 7, of the Constitution of Utah, to reconsider the Bill; that after such reconsideration the said Bill again passed both houses of the Legislature by a yea and nay vote of two-thirds of the members elected to

each house, to-wit, by a vote of 17 yeas and 3 nays in the Senate, and by a vote of 51 yeas and 2 nays in the House, two members of the House being absent and not voting, there having been elected to the Senate twenty members and to the House fifty-five members. We certify further that the said bill was this 21st day of February, 1925, deposited with the Secretary of State.

A. B. IRVINE,
President of Senate.

H. L. CUMMINGS,
Secretary of Senate.

WM. E. McKELL,
Speaker of the House.

E. L. CROPPER,
Chief Clerk of House.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House concurs in Senate amendments to H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendents prepare and file with the Board of Education a tentative budget each and every year, together with a statement of financial condition of the district; requiring the Board of Education to adopt a budget and make appropriations for next fiscal year; making appropriations by Board of Education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING.

S. C. R. No. 2 was read the second time.

On motion of Senator Dixon, S. C. R. No. 2 was made special order for Friday, Feb. 27, at 2:30 p. m.

S. B. No. 88 was taken up on second reading.

On motion of Senator Finlinson, S. B. No. 88 was placed on the second reading calendar for Monday.

H .B .No. 44 was read the second time.

On motion of Senator Cottrell, the bill was amended as follows:

In the title, after "Cedar City," insert, "Utah".

H. B. No. 44 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder.

Absent and not voting: Senators Dixon, Funk, Ryan, Stahle, Mr. President.

S. B. No. 75 was taken up on second reading.

On motion of Senator Warnick, S. B. No. 75, was placed on the second reading calendar for Monday.

H. B. No. 57 was read the second time.

H. B. No. 57 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Dixon, Funk, Ryan, Mr. President.

S. B. No. 44 was taken up on second reading.

On motion of Senator Finlinson, S. B. No. 44, retained its place on the second reading calendar for Monday.

S. B. No. 91 was read the second time.

S. B. No. 91 was then rejected on the following roll call:

Ayes, 7; nays, 7; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Jenson, Lewis, Warnick, Westphal.

Those voting in the negative were: Senators Candland, Finlinson, McConkie, O'Donnell, Peters, Robinson, Winder.

Absent and not voting, Senators Dixon, Funk, Hirschi, Ryan, Westphal, Mr. President.

Senator Winder gave notice of a motion to reconsider the vote by which S. B. No. 91 failed.

S. B. No. 53 was read the second time.

On motion of Senator Cottrell the Committee report on the bill was adopted.

S. B. No. 53 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 1; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Westphal, Winder.

Voting in the negative, Senator Candland.

Absent and not voting: Senators Dixon, Funk, Ryan, Warnick, Mr. President.

S. B. No. 99 was read the second time.

On motion of Senator Jenson, S. B. No. 99, retained its place on the second reading calendar for Monday.

On motion of Senator Westphal, the Senate adjourned.

FORTY-THIRD DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 23, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

The Senate then recessed, to meet in joint session in the House chamber for the observance of Washington's Birthday.

The joint session was duly convened, President Irvine in the Chair.

Prayer by the Chaplain of the Senate.

The program, as arranged, was carried out, whereupon the joint session dissolved.

The Senate reconvened at 3:30 p. m., President Irvine presiding.

Roll call. Quorum present.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty?first Day and find it correct with some amendments.

Very Respectfully,
C. L. FUNK.
DAVID HIRSCHI.

PRESENTATION OF PETITIONS.

A petition was presented from the Business and Professional Women's Club, asking that appropriations to the University and the Agricultural College be made on an equal per capita basis.

Referred to the Committee on Appropriations and Claims.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 29, by Mr. Welsh, entitled, "An Act providing that city commissioners of cities of the first and second class file with city auditor an estimate of revenues and expenditures; auditor to prepare tentative budget and statement of financial condition of city, which shall be available for public inspection; requiring the board of city commissioners to adopt a budget and pass appropriation ordinance for each year; making appropriation in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reductions or increase in appropriations; requiring city auditor to furnish monthly reports which shall be available for public inspection," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 29 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 21, 1925.

Mr. President:

In conformity with your request, I am herewith re-

turning engrossed copy of S. B. No. 49, by Mr. Peters, entitled, "An Act to amend Section 3947, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of Motor Vehicles and Motorcycles."

I am also directed to inform the Senate that House Rule No. 39 is in conformity with parliamentary practice generally as shown in Roberts' Rules of Order No. 36, which does not provide for immediate notice, but on the contrary provides that a motion can be made to reconsider on the day the vote was taken or on the next succeeding day, which motion was made, in this case, on the succeeding day.

The purpose of the House Rule to reconsider the next legislative day without immediate notice is to provide a means to consider any additional information that may be secured after such original vote was taken.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Peters moved that the request of the House be complied with, and the Secretary be instructed to return the original copy of S. B. No. 49 to the House for its further consideration.

Motion carried.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 124, by Mr. Ryan, entitled, "An Act amending Section 11, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, relating to the duties of the board of directors of water conservation districts, contracts with the United

States, and duties and obligations of such districts," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 124 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 125, by Mr. Ryan, entitled, "An Act amending Section 4, Chapter 86, Laws of Utah, 1917, relating to the appropriation of funds for the use of the State of Utah Mormon Battalion Monument Commission," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 125 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 127, by Mr. Finlinson, entitled, "An Act relating to the ownership and classification of water, the appropriation of underground water, defining rights to water and making a provision for the regulation of and prevention of waste from artesian wells," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 127 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 128, by Mr. Finlinson, entitled, "An Act regulating colonization of land when such land is to be supplied by underground water and requiring an investigation and report on such supply by the State Engineer," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 128 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 129 (Substitute for S. B. 84), by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 129 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 130, by Mr. Westphal, entitled, "An Act

providing for the appointment of a historian of the State of Utah," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 130 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 131, by Banking Committee, entitled, "An Act amending Sections 971, 972x1, 973, 973x, 975, 978, 980, 1006, 1017, Compiled Laws of Utah, 1917, as amended by Session Laws, 1919, 1921, 1923, relating to Bank Corporations and Banks," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 131 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 132, by Mr. Peters, entitled, "An Act amending Section 4431, Compiled Laws of Utah, 1917, relating to the sale of poisons, and repealing Sections 4420, 4422 and 4436, Compiled Laws of Utah, 1917," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 132 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 133, by Mr. Winder, entitled, "An Act requiring cattle brought into the State for dairy and breeding purposes to be kept from other cattle for 90 days, and subjected to the tuberculin tests," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 133 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 134, by Mr. Jenson, entitled, "An Act to amend Section 4782, Chapter 2, Title 91, Compiled Laws of Utah, 1917, relating to definitions and terms used in connection with the Public Utilities Act," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 134 was ordered printed and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 135, by Mr. Dixon, entitled, "An Act to prevent the procreation of habitual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 135 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 136, by Mr. Warnick, entitled, "An Act granting power to boards of town trustees to license, tax and regulate social clubs, recreational associations, athletic associations and kindred associations, to be known as Section 786x20, Compiled Laws of Utah, 1917," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 136 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 137, by Mr. Warnick, entitled, "An Act granting power to County Commissioners to license, tax, and regulate social clubs, recreational associations, athletic associations, and kindred associations, to be known as Section 1400x52, Compiled Laws of Utah, 1917," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 137 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 139, by Mr. Lewis, entitled, "An Act

amending Section 3979, C. L. Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to traffic regulations and providing for the reporting of accidents," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 139 was ordered printed and referred to the Committee on Highways.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 140, by Mr. Lewis, entitled, "An Act fixing a standard for gasoline and oils used for lubricating internal combustion engines sold in this State, making provisions for carrying out the provisions of the Act and prescribing a penalty for violating its provisions," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 140 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 142, by Mr. Jenson, entitled, "An Act amending Chapter 68, Session Laws of Utah, 1919, by addition of a new Section thereto numbered 46x relating to dissolution of water conservation districts by petition to the District Court, and providing the procedure upon such petition," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 142 was ordered printed and referred to the Committee on Agriculture.

On motion of Senator Jenson, 100 additional copies of S. B. No. 142 were ordered printed.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 143, by Mr. Lewis, entitled, "An Act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses, and providing penalties for its violation," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 143 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 144, by Mr. O'Donnell, entitled, "An Act appropriating to Sperry & Hutchinson Company, $33,663.26 for taxes illegally collected," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 144 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 145, by Mr. Finlinson, entitled, "An Act creating a State Board of Elk control and providing for

the killing of elk under certain regulations; fixing a fee for the killing of elk; and providing rules and regulations governing the increase of elk on certain Utah forests," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 145 was ordered printed and referred to the Committee on Fish and Game.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 146, by Mr. Peters, entitled, "An Act amending Section 692 of Chapter 14, Title 16, Compiled Laws of Utah, 1917, relating to levy of special taxes by cities," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 146 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 148, by Mr. Peters, entitled, "An Act amending Section 860, Compiled Laws of Utah, 1917, relating to the formation of corporations," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 148 was ordered printed and referred to the Committee on Judiciary.

On motion of Senator Ryan, 100 extra copies of S. B. No. 124 were ordered printed.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 150, by Mr. Warnick, entitled, "An Act appropriating $5000.00 for the equipping and operating of a state seed laboratory," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 150 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Judiciary Committee, to which was recommitted Senate Bill No. 19, by Mr. Lewis, "An Act amending Section 3345, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1919, relating to and prescribing penalties for violations of Title 54, Compiled Laws of Utah, 1917, prohibiting the manufacture and sale of intoxicating liquors, and adding a new section to be known as Section 3345-X," return the same herewith and recommend that it be passed with the following amendments:

Strike all of Title and insert in lieu thereof: "An Act prohibiting the manufacture, sale, transportation, giving away or otherwise disposing of intoxicating liquor containing more than ten per cent alcohol, and providing that any person violating the provisions of this act shall be guilty of a felony."

Strike all of Section one and insert in lieu theerof, "Section 1. Any person who shall manufacture, sell,

transport, give away or otherwise dispose of in this State any intoxicating liquor containing more than ten per cent of alcohol shall be guilty of a felony."

Strike all of lines 7 to 23, inclusive, on page 1.

Strike all of page 2.

Strike lines 1 to 5 inclusive, on page 3.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 19 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 80, by Mr. Lewis, entitled, "Traffic Regulations on State Highways. An Act amending Section 3978, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and as further amended by Chapter 47, Laws of Utah, 1923, relating to traffic regulations on state highways," and recommend that it be passed with the following amendments:

In the beginning of the Title, strike out "Traffic Regulations on State Highways."

On page 2, line 22, strike all of the line following the word "shall," and insert in lieu thereof "reduce speed on bridges, sharp turns and steep descents to fifteen miles an hour."

On page 2, line 23, strike all of line.

On page 2, strike all of lines 24, 25 and 26.

Your committee approves of the changes made on the floor of the Senate.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 80 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

Your Committee on Highways report back S. B No. 81, by Mr. Lewis, entitled, "An Act amending Sections 3976 and 3985, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to regulation of motor vehicles," and recommend that it be passed with the following amendments:

On page one, line 25, change the first word to read "mounted," instead of "bounted."

On page two, line 31, following the word "plate," strike the remainder of said line, and lines 32 and 33.

On page three, strike lines 12, 13, and 14.

On page three, line 25, following the word "paved," strike the remainder of said line, and also lines 26, 27, 28, 29 and 30, and insert in lieu thereof, "if the construction of such road is possible, and in any event give such right of way as will not impede traveling traffic."

Strike out all of the remainder of said bill.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 81 was placed on the second reading calendar.

Senator Dixon recalled his notice of motion to reconsider the vote by which H. B. No. 54 was passed Feb. 21.

H. B. No. 54 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this passed H. B. No. 65, by Mrs. Dunyon, entitled, "An Act providing the manner of creating a new county out of more than one existing county," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Report filed.

H. B. No. 65 was read first time and referred to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

I am instructed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 7, by Mr. Callister, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574X of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a state land board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expense of the board and the executive secretary," and same is transmitted to your Honorable Body to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 7 was transmitted to the Governor.

RECONSIDERATION OF S. B. NO. 91.

Senator Winder moved a reconsideration of the vote by which S. B. No. 91 was rejected, Feb. 21.

Motion carried.

S. B. No. 91 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 2; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Candland, Peters.

Absent and not voting: Senator McConkie.

SPECIAL ORDER.

S. B. No. 31 was taken up on special order.

S. B. No. 31 was read the second time.

On motion of Senator Dixon the bill was amended as follows:

On line 8, after the word "membership" and the parenthesis, change the period to a semicolon, and insert, "Provided, all policies to be issued by any said county insurance company shall have printed on the outside cover of each policy issued by it the following: "Each policy holder is subject to assessment for payment of losses, should occasion require."

H. B. No. 31 was then ordered read the third time on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

CONSIDERATION OF BILLS ON THIRD READING.

S. J. M. No. 2 was read the third time and placed on its final passage.

S. J. M. No. 2 then passed on the following roll call:

Ayes, 16; nays, none; absent, four.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Candland, McConkie, Peters, Westphal.

S. J. M. No. 2 was transmitted to the House.

H. B. No 44 was read the third time and placed on its final pasage.

H. B. No. 44 then passed on the following roll call:

Ayes,, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Finlinson, McConkie, Westphal.

H. B. No. 44 was transmitted to the House.

H. B. No. 57 was read the third time and placed on its final passage.

H. B. No. 57 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Finlinson, McConkie, Westphal.

H. B. No 57 was transmitted to the House.

S. B. No. 53 was read the third time and placed on its final passage.

On motion of Senator Cottrell the bill was amended as follows:

On line 2, page 4, after "persons," insert ( )

On the same line, after "vinegar," insert ( )

S. B. No. 53 then passed on the following roll call:

Ayes, 17; nays, none; absent 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, McConkie, Winder.

S. B. No. 53 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 75 was read the second time.

On motion of Senator Peters, S. B. No. 75 retained its place on the second reading calendar for tomorrow.

S. B. No. 44 was read the second time.

On motion of Senator Cottrell the bill was amended as follows:

On line 12, strike "$3600" and insert "$3000."

S. B. No. 44 was then ordered read the third time on the following roll call:

Ayes, 12; nays, 6; absent, 2.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson,

Lewis, McConkie, O'Donnell, Stahle, Warnick, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Peters, Robinson, Ryan, Westphal.

Absent and not voting: Senators Funk, Winder.

S. B. No. 99 was taken up on second reading.

On motion of Senator Jenson, S. B. No. 99 retained its place on the second reading calendar for tomorrow.

S. B. No. 98 was read the second time.

Senator Winder was called to the Chair.

S. B. No. 98 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senator Funk, Mr. President.

S. B. No. 103 was read the second time.

S. B. No. 103 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Voting in the negative: Senator Auerbach.

Absent and not voting: Senator Funk, Mr. President.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 23, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate Amendments to H. B. No. 35, by Mr. Welsh, entitled, "An Act providing that the mayor of a city of the third class prepare and file with the city council a tentative budget each year together with a statement of financial condition of the city; requiring that said tentative budget be available for public inspection; requiring the city council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful, and requiring a reversion of all unexpended appropriations; providing for reductions and increases in appropriations; city recorders to draw warants only in compliance with budget odinance; purchases made and indebtedness incurred must have approval of city recorder or some other authorized person; providing for monthly reports which shall be available for public inspection," and asks the Senate to recede from its amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 23, 1925.

Mr President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate amendments to H. B. No. 24, by Mr. Welsh, entitled, "An Act providing for county budgets, the preparation thereof; the estimating of revenues and the apportioning of same; the method of handling deficits and unexpended balances; requiring the passage of budget appropriation ordinance, and the holding of expenditures within said budget; and pro-

viding for exceptions," and asks the Senate to recede from its amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator McConkie moved that the House be notified that the Senate refuses to recede from its amendments to House Bills No. 35 and 24, and that a conference committee on the amendment to the two measures, be appointed.

The motion carried, and Senators Dixon, Hirschi and Callister were appointed.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 56 was read the second time.

On motion of Senator Auerbach, the bill was amended as follows:

On page 1, line 17, change "employ" to "appoint."

H. B. No. 56 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 6; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Dixon, Finlinson, Jenson, Lewis, McConkie, Robinson, Ryan, Warnick, Winder.

Those voting in the negative were: Senators Candland, Callister, Cottrell, Hirschi, Peters, Stahle.

Absent and not voting: Senators Funk, O'Donnell, Westphal, Mr. President.

On motion of Senator Candland, the Senate adjourned.

FORTY-FOURTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 24, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-Third Day and find it correct with a few slight changes.

Very Respectfully,
C. L. FUNK.
DAVID HIRSCHI.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 138, by Mr. Stahle, entitled "An Act to appropriate $10,359.20 to Davis County to reimburse the said County for the cost of clearing the State Highway of materials deposited thereon by a flood in the summer of 1923," with a slight change assented to by Mr. Stahle.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 138 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 147, by Mr. Peters, entitled "An Act to appropriate $14,645.62 to Box Elder County to reimburse the said County for the cost of clearing the State Highway of materials deposited thereon by a flood in the summer of 1923," with a slight change assented to by Mr. Peters.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 147 was ordered printed and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 149, by Mr. Winder, entitled "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah, 1917, as amended by Chapter 15, Laws of Utah, 1919, and all other Acts in conflict herewith," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 149 was ordered printed and referred to the Committee on Agriculture.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 151, by Mr. Callister, entitled "An Act adding a new section to Chapter 4 of Title 91, Compiled

Laws of Utah, 1917, to be known as Section 4819x, prescribing certain powers and duties of the Public Utilities Commission with respect to automobile corporations as the same are defined in Paragraph 13 of Section 4782, Compiled Laws of Utah, 1917, providing for licensing such automobile corporations and imposing a mileage tax on such corporations, and requiring such automobile corporations to give a bond for the faithful compliance with the rules and regulations of the commission and the payment of such tax as well as of any judgment recovered against them for loss or damage resulting from the operations of such automobile corporations, and fixing penalties for a violation of this Act," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 151 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 152, by Mr. Callister, entitled "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 152 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 153, by Mr. Callister, entitled "An Act

making it unlawful to sell or have possession of Marihuana and providing for the dispensation of the same," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 153 was ordered printed and referred to the Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 154, by Mr. Jenson, entitled "An Act providing for retiring of employees of State or State institutions who have attained age of sixty years and who have been continuously in service of the State or a State Institution continuously for twenty-five years, and the payment of pensions to such persons," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 154 was ordered printed and referred to the Committee on Public Institutions.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 157, by Mr. Peters, entitled "An Act to amend Section 5247, Compiled Laws of Utah, 1917, as amended by Chapter 115, Laws of Utah, 1921, relating to the courses of study in the Agricultural College of Utah," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 157 was ordered printed and referred to the Committee on Education.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back Senate Joint Memorial No. 1, by Mr. Dixon, entitled, "To the Honorable Senators and Representatives from Utah, Washington, D. C., relating to confirming the State title to certain school lands," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. J. M. No. 1 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. C. R. No. 3, by Mr. Lewis, entitled "A resolution proposing an amendment to Section 7, Article 13, of the Constitution of the State of Utah relating to tax rates for State purposes," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. C. R. No. 3 was ordered printed and referred to the Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 62, by Mr. Fowles, entitled, "An Act relating to the teacher's certificates and diplomas, requiring teachers to be citizens of the United States, or to have declared their intention of becoming such, requiring an oath of allegiance for teachers and prohibiting disloyalty on the part of teachers," and recommend that it be passed with the following amendments:

Line one, of Title, strike the words "the" and "and."

Line two, of Title, strike all of line.

Line three, of Title, strike all of line.

Line four, of Title, strike the words "intention of becoming such."

Line five, of Title, strike the word "and" and insert a comma.

After the last word of Title add the following:

"and providing for the revocation of certificate."

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 62 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Education, to which was recommitted H. B. No. 55, by Mr. Beal, entitled, "An Act amending Section 4397, Compiled Laws of Utah, 1917 relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first class into one county school district of the first class," report back same and recommend that it be passed with the following amendments:

Line two, page one, insert after the numeral "101" the words, "Laws of Utah," and strike "Session Laws."

Line 22, strike from House Amendment the words "at least 50 per cent" and insert in lieu thereof the words "a majority."

Strike from House Amendment the words "the Governor or."

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 55 was placed on the second reading calendarr.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 25 (Sub. for H. B. No. 2), by the Livestock Committee, entitled "An Act to amend Sections 5896, 5903, 5905, Compiled Laws of Utah, 1917, and Section 5897, Compiled Laws of Utah, 1917, as amended by Chapter 135, Session Laws, 1921, relating to transient live stock," and recommend that it be not passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 25 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Agriculture report back herewith Senate Bill No. 128, by Mr. Finlinson, entitled, "An Act regulating colonization of land when such land is to be supplied by underground water and requiring an investigation and report on such supply by the State Engineer," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 128 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back herewith Senate Bill No. 136, by Mr. Warnick, "An Act granting power to boards of town trus-

tees to license, tax and regulate social clubs, recreational associations, athletic associations and kindred associations, to be known as Section 786X20, Compiled Laws of Utah, 1917," and recommend it favorably.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 136 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on State and Muncipal Affairs report back herewith Senate Bill No. 137, by Mr. Warnick, "An Act granting power to county commissioners to license, tax, and regulate social clubs, recreational associations, athletic associations, and kindred associations to be known as Section 1400X52, Compiled Laws of Utah, 1917," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 137 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Banking report back herewith S. B. No. 97, by Mr. Jenson, "An Act amending Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 14, and 20, Chapter 17, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah, 1921, and Section 20X, Chapter 131, Laws of Utah, 1921, relating to prevention of fraud in sale of securities and adding new Sections to be known as Sec-

tions 7X, 11X, 16X, 17X and 19X," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 97 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Banking report back herewith Senate Bill No. 93, by Mr. Callister, entitled, "An Act amending Section 8368, Subsection 2, Compiled Laws of Utah, 1917, relating to directors of stock companies," unfavorably.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B No. 93 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

Your Committee on Banking report back herewith S. B. No. 131, by Banking Committee, entitled "An Act amending Sections 971, 972X1, 973, 973X, 975, 978, 980, 1006, 1017, Compiled Laws of Utah, 1917, as amended by Session Laws, 1919, 1921, 1923, relating to banking corporations and banks," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 131 was placed on the second reading calendar.

A telegram was received from Senator Smoot, calling attention to a threat of retaliatory legislation by southern states against the western states if certain pending legislation is enacted.

Senator Winder consented to secure for transmission to Senator Smoot information regarding the propaganda in this matter.

An invitation was received from the Utah Association of the Blind for the senators to attend a concert to be given February 25.

On motion of Senator Peters the invitation was accepted with thanks, and the promise that as many of the Senators as possible would attend.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, by striking the enacting clause, Senate Bill No. 49, by Mr. Peters, entitled, "An Act to amend Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, relating to the registration of motor vehicles and motor-cycles," and same is herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Candland, the rules were suspended, and H. B. No. 64 was read the second time.

On motion of Senator Peters, the committee amendments to the bill were approved.

On motion of Senator Peters the bill was amended as follows:

Add a new section known as Section 5, as follows: "This Act shall take effect upon approval."

H. B. No. 64 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk.

Senator Dixon moved that the rules be suspended and H. B. No. 64 be read the third time.

Motion carried.

H. B. No. 64 was read the third time and placed on its final passage.

H. B. No. 64 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk.

H. B. No. 64 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate amendments to H. B. No. 56, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating to

fish and game," and asks that the Senate recede from same.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Dixon moved that the Senate refuse to recede from its amendments and a conference committee be appointed.

The motion prevailed, and Senators Westphal, Ryan and Lewis were appointed.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 91 was read the third time and placed on its final passage.

S. B. No. 91 then passed on the following roll call:

Ayes, 15; nays, 3; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Candland, McConkie, O'Donnell.

Absent and not voting: Senators Callister, Peters.

S. B. No. 91 was transmitted to the House.

H. B. No. 31 was read the third time and placed on its final passage.

On motion of Senator Dixon the bill was amended as follows:

Strike out Section 2 and insert in lieu thereof: Any such Company may insure property located anywhere within the State of Utah, but if it engages in the transaction of business of insurance beyond the limits of four contiguous counties within said State, such Com-

pany shall annually, on or before the first day of March of each year, pay to the Commissioner of Insurance one-half of one per cent of the gross amount of premiums received, less the amount of all premiums returned, within this State during the year ending the previous 31st day of December, and shall be under the same supervision and authority, and be subject to the same examination requirements, and to the same penalties as companies which are engaged in the writing of fire insurance upon the joint stock plan.

H. B. No. 31 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Hirschi, Stahle.

H. B. No. 31 was transmitted to the House.

An invitation was received from the Student Body of the University of Utah, for the Senators and their ladies to attend the University opera on the evening of February 28.

On motion of Senator Peters, the invitation was accepted.

Resolutions were received from the Associated Students of the University of Utah, asking that appropriations to the University and the Agricultural College be on an equal per capita basis.

Referred to the Committee on Appropriations and Claims.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 44 was read the third time and placed on its final passage.

S. B. No. 44 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Funk, Robinson, Stahle.

S. B. No. 44 was transmitted to the House.

S. B. No. 98 was read the third time and placed on its final passage.

S. B. No. 98 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Funk, Stahle.

S. B. No. 98 was transmitted to the House.

S. B. No. 103 was read the third time and placed on its final passage.

S. B. No. 103 then passed on the following roll call:

Ayes, 15; nays, 1; absent, 4.

Those voting in the affirmative were: Senators

Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Callister, Finlinson, Funk, Stahle.

S. B. No. 103 was transmitted to the House.

H. B. No. 56 was read the third time and placed on its final passage.

On motion of Senator Warnick the bill was amended as follows:

On line 17, page 1, after the word "same," change the comma to a period and strike out the remainder of line 17 and all of line 18; on line 7, page 2, after "may," strike the words "be required to."

On motion of Senator Westphal the bill was amended as follows:

On line 20, page 1, change "survey" to "investigate."

On line 22, page 1, change "survey to "investigation."

On motion of Senator McConkie the bill was amended as follows:

After the word "Secretary," insert "who shall serve without pay."

H. B. No. 56 then passed on the following roll call:

Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson,, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Mr. President.

Those voting in the negative were: Senators Cottrell, Winder.

Absent and not voting: Senators Callister, Funk, O'Donnell, Stahle.

Senator Candland gave notice of a motion to reconsider the vote by which H. B. No. 56 was passed.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 75 was taken up on second reading.

On motion of Senator Peters, S. B. No. 75 retained its place on the second reading calendar for tomorrow.

S. B. No. 99 was taken up on second reading.

On motion of Senator Jenson, S. B. No. 99 retained its place on the second reading calendar for tomorrow.

H. B. No. 69 was read the second time.

On motion of Senator Candland the bill was amended as follows:

On line 20, after "insignia," strike the remainder of the line, all of lines 21 and 22, and line 23 to "of."

H. B. No. 69 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 1; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, McConkie, Peters, Robinson, Ryan, Warnick, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Funk, O'Donnell, Stahle, Westphal.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 100, by Mr. Bennion, entitled, "An Act to amend Section 4505, Compiled Laws of Utah, 1917, and adding a new section to be known as Section 4505x, relating to the control of the public school system," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 100 was read first time and referred to Committee on Education.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 106 was read the second time.

S. B. No. 106 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Winder, Mr. President.

Absent and not voting: Senators Cottrell, Stahle, Westphal.

Senator Peters was called to the chair.

S. B. No. 76 was read the second time.

On motion of Senator Ryan, the Senate adjourned.

FORTY-FIFTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 25, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-fourth Day and find it correct with a few minor corrections.

Very Respectfully,
C. L. FUNK.
DAVID HIRSCHI.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 126, by Mr. Warnick, entitled, "An Act amending Section 570x17, Compiled Laws of Utah, 1917, as amended by Chapter 12, Laws of Utah, 1919, relating to control of water and water courses," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 126 was ordered printed and referred to the Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 155, by Mr. Hirschi, entitled, "An Act to amend Section 2, Chapter 17, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah, 1921, relating to prevention of fraud in the sale of securities," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 155 was ordered printed and referred to the Committee on Banking.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revision and Printing report back S. B. No. 156, by Mr. Finlinson, entitled, "An Act to amend Sections 2054, 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of Boards of Supervisors for including and excluding lands from

drainage districts, and including lands within organized drainage districts where they are benefited by the drainage system already constructed and providing a method for the inclusion of the same and assessing, equalizing and finally determining the benefits received by such lands from the drainage system; relating also to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts; amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of Boards of Supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923, and Section 2068 Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073x3, 2073x4, 2073x5, 2073x6, 2073x7, 2073x8, 2073x9 making provision for subjecting State lands to the drainage laws and adding Section 2073x10, Title 26, Compiled Laws of Utah, 1917, providing for the reapportionment of assessed benefits in drainage districts, and ratifying and confirming proceedings in previous assessments of benefits and taxes under the drainage laws," without change.

Respectfully,
WILFORD W. WARNICK,
Chairman.

Report filed.

S. B. No. 156 was ordered printed and referred to the Committee on Commerce and Industries.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

We, your Committee appointed by you to confer with like Committee from the House, beg leave to report as follows:

On H. B. No. 54, on page 7, line 29, strike "two hundred" and insert "one hundred."

On line 3, strike "two" and insert "one."

Reinstate lines 23 to 29 inclusive on page 10; strike out "or jacket" on lines 24 and 25.

Where "fox, skunk, or civet cat" appears in the bill it shall be striken.

Respectfully,
C. F. WESTPHAL,
Chairman.

Report filed.

On motion of Senator Westphal, the report of the Conference Committee was adopted.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Commerce and Industries report back herewith Senate Bill No. 140, by Mr. Lewis, "An Act fixing a standard for gasoline and oils used for lubricating internal combustion engines sold in this State, making provisions for carrying out the provisions of the Act and prescribing a penalty for violating its provisions," and recommend that it be passed.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 140 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Commerce and Industries report back herewith Senate Bill No. 100, by Mr. Jenson, "An Act amending Section 4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists," and recommend that it be passed.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 100 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 38, by Mr. Petty, entitled, "An Act amending Section 570x41, Compiled Laws of Utah, 1917, relating to the powers of city council in prohibiting the manufacture and sale of intoxicating liquors," and recommend that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 38 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 43, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1275, Compiled Laws of Utah, 1917, as amended by Chapter 32, of the Laws of Utah, 1921, relating to the reinstatement of corporations," and recommend that it be passed with the following amendments:

Strike out word "five" on page one and insert in lieu thereof "seven.'

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 43 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No.

68, by Mr. Tangren, entitled, "An Act to amend Section 1710 of the Compiled Laws of Utah, 1917, as amended by Chapter 43 of the Session Laws of Utah, 1921, relating to jurisdiction of city courts," and recommend that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 68 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 39, by Mr. Sharp, entitled, "An Act amending Section 2213, Chapter 6, Title 27, Compiled Laws of Utah, 1917, and adding Sections 2213x, and 2213x1, and 2213x2, 2213x3, 2213x4, relating to the appointment of judges of election," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 39 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 37 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 36 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith S. B. No. 109, by Mr. Jenson, entitled, "An Act amending Section 8163, Compiled Laws of Utah, 1917, relating to gaming," and recommend that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 109 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Jour Judiciary Committee return herewith S. B. No. 118, by Mr. Westphal, entitled, "An Act to amend Section 3354, Compiled Laws of Utah, 1917, relating to intoxicating liquors and the power of officers to make search and seizure by adding thereto Sections 3354x,

3354x1, 3354x2, and 3354x3," and recommend that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 118 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 108, by Mr. Jenson, entitled, "An Act amending Chapter 33, Title 119, Compiled Laws of Utah, 1917, relating to lotteries, by adding two new Sections to be known as Sections 8160x and 8160x1," without recommendation.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 108 was placed on the Second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 92, by Mr. Callister, entitled, "An Act providing for the election in 1928 of District and Supreme Court Judges on a separate and independent Judicial ticket without emblem or distinguishing mark, with the names of candidates arranged alphabetically, Judges of District Courts elected in 1928 to hold office for a term of six years and Judges of District Courts to be elected in 1934 and every eight years thereafter to hold office for a term of eight years, increasing salaries of Supreme Court and District Court Judges in 1929 and in 1933, forbidding judicial candidates from contributing financially to any

political campaign and providing a penalty for violation thereof," without recommendation.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 92 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 111, by Mr. Jenson, entitled, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to Gaming, by adding two new Sections to be known as Sections 8168 and 8169," without recommendation.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 111 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 110, by Mr. Jenson, entitled, "An Act amending Chapter 35, Title 119, Compiled Laws of Utah, 1917, relating to Gaming as defined under Penal Code, by adding a new section to be designated as Section 8167X," without recommendation.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 110 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 146, by Mr. Peters, entitled, "An Act amending Section 692 of Chapter 14, Title 16, Compiled Laws of Utah, 1917, relating to levy of special taxes by cities," and recommend that it be passed.

Very respectfully,
LE ROY DIXON.
Chairman.

Report filed.

S. B. No. 146 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 129, substitute for S. B. No. 84, by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," and recommend that it be passed.

Respectfully,
LE ROY DIXON.
Chairman.

Report filed.

S. B. No. 129 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 87, by Mr. Henry W. Stahle, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, by adding thereto an additional subdivision, numbered 4, requiring automobile corporations to furnish bonds," and recommend that it be passed with the following amendments:

On page one, line seven, strike the word "Company" and insert in lieu thereof the word "carrier."

On page one, line nine, strike the word "Company" and insert in lieu thereof the word "carrier."

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 87 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back herewith Senate Bill No. 139, by Mr. Lewis, "An Act amending Section 3979, C. L. Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, relating to traffic regulations and providing for the reporting of accidents," and recommend that it be passed with the following amendments:

On line 17, following the word "writing" insert "to the Secretary of State."

Following the word "by" on the same line, strike the words "Secretary of State," and insert in lieu thereof "his office."

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 139 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back herewith Senate Bill No. 121, by Mr. Stahle, "An Act providing for the Board of County Commissioners to appropriate a proportion of the money raised for road purposes by

taxes upon property within the corporate limit of such cities and towns," and recommend that it be not passed.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 121 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. J. M. No. 2, by Mr. Finlinson, entitled, "Urging the passage of a bill relating to the organization of a Farmer's Export Corporation, to segregate and dispose of surplusage of farm products in such a way as to make possible the application of the protective tariff principle, to that portion of all such products as is required for domestic needs," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. J. M. No. 2 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 57, by Mrs. Paxman, entitled, "An Act regulating the location of barber shops catering to women

and children," and the same is herewith transmitted for the signature of the President."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 57 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school superintendent prepare and file with the board of education a tentative budget each and every year, together with a statement of financial condition of the district; requiring the board of education to adopt a budget and make appropriations for next fiscal year; making appropriations by board of education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 28 was signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 24, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, by striking the enacting

clause, S. B. No. 43, by Mr. Hirschi, entitled, "A bill for an act to amend Section 2553 of the Compiled Laws of Utah, 1917, relating to jury trials in civil cases," and the same is herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back S. B. No. 94, by Mr. O'Donnell, entitled, "An Act providing that automobile corporations shall not operate other than upon the route provided for in the certificate of convenience and necessity granted them by the Public Utilities Commission, and providing penalties for violation of this Act," and recommend that it be not passed.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 94 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith S. J. M. No. 2, by Mr. Finlinson, by request, "Urging the passage of a bill relating to the organization of a farmer's export corporation, to segregate and dispose of surplusage of farm products in such way as to make possible the application of the protective tariff principle, to that portion of all such products as is

required for domestic needs," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Communication filed.

S. J. M. No. 2 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back herewith Senate Bill No. 141, by Mr. Finlinson, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of State roads," and recommend that it be passed with the following amendment:

On line 17, change the spelling of the word "approxamately" to "approximately."

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 141 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back herewith Senate Bill No. 74, by Mr. Lewis, "An Act to amend Section 2852, Compiled Laws of Utah, 1917, as amended by Chapter 61, Laws of Utah, 1921, as amended by Chapter 65, Laws of Utah, 1923, by adding a new Section to be known as Section 2852x," and recommend that it be passed with the following amendments:

Following the word "misdemeanor" on line 7, strike the word "all."

Strike lines 8, 9, 10, 11, 12, 13, 14, and 15.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

S. B. No. 74 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Highways report back herewith House Bill No. 78, by Mr. Andrus, "An Act to amend Section 1400x24, Compiled Laws of Utah, 1917, as amended by Chapter 35, Laws of Utah, 1921, authorizing Boards of County Commissioners to lay out, maintain, control and manage sidewalks," without recommendation.

Respectfully,
T. W. O'DONNELL,
Chairman.

Report filed.

H. B. No. 78 was placed on the second reading calendar.

PRESENTATION OF PETITIONS.

Resolutions were presented by the Salt Lake City Branch of the American Association of University Women, asking that appropriations to the University and the Agricultural College be made on an equal per capita basis.

Referred to the Committee on Appropriations and Claims.

A petition was presented by Johanna J. Anderson, asking for an appropriation for damages done her property in Provo Canyon.

On motion of Senator Dixon, the petition was referred to the Committee on Appropriations and Claims.

UNFINISHED BUSINESS.

S. B. No. 76 was taken up as unfinished business.

On motion of Senator Ryan the bill was amended as follows:

On line 8, page 2, after "coyote," insert "or fox."

On line 13, page 2, after "animal" insert "except bear."

On line 12, page 4, after "who," strike the remainder of the line, and on line 13 strike all to and including "and."

Senator McConkie was called to the chair.

S. B. No. 76 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Candland, Callister, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal.

Those voting in the negative were: Senators Auerbach, Cottrell.

Absent and not voting: Senators Funk, O'Donnell, Winder, Mr. President.

On motion of Senator Peters, the rules were suspended and S. B. No. 76 was read the third time and placed on its final passage.

S. B. No. 76 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick,Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Funk, Winder.

S. B. No. 76 was transmitted to the House.

SPECIAL ORDER.

S. B. No. 85 was taken up on special order.

On motion of Senator Callister, S. B. No. 85 was made special order for March 2, at 2:30 p. m.

Senator Dixon moved that the rules be suspended and S. B. No. 115 and S. B. No. 104 be advanced to immediate consideration.

Motion carried.

S. B. No. 115 was read the second time.

S. B. No. 115 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Westphal.

Absent and not voting: Senators Callister, Funk, Stahle, Warnick, Winder, Mr. President.

Senator Dixon moved that the rules be suspended and S. B. No. 115 be placed on its final passage. The motion prevailed and S. B. No. 115 was read the third time and placed on its final passage.

S. B. No. 115 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Westphal.

Absent and not voting: Senators Callister, Funk, Stahle, Warnick, Winder, Mr. President.

S. B. No. 115 was transmitted to the House.

S. B. No. 104 was read the second time.

On motion of Senator Dixon the report of the committee on the bill was adopted.

S. B. No. 104 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal.

Absent and not voting: Senators Callister, Funk, Stahle, Winder, Mr. President.

Senator Dixon moved that the rules be suspended and S. B. No. 104 be placed on its final passage.

Motion carried.

S. B. No. 104 was read the third time and placed on its final passage.

S. B. No. 104 then passed on the following roll call: Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal.

Absent and not voting: Senators Callister, Cottrell, Funk, Stahle, Winder, Mr. President.

S. B. No. 104 was transmitted to the House.

Senator Candland moved a reconsideration of the vote by which H. B. No. 56 was passed February 24.

President Irvine resumed the Chair.

The motion of Senator Candland was lost.

H. B. No. 56 was transmitted to the House.

Unanimous consent being given, Senator Jenson introduced S. J. M. No. 3.

S. J. M. No. 3, by Mr. Jenson, "Resolution memorial-

izing Congress of the United States for the proposed appropriation of nine hundred thousand dollars for the Great Salt Lake Basin reclamation project."

On motion of Senator Jenson, the rules were suspending and S. J. M. No. 3 was read the second and third time and placed on its final passage.

S. J. M. No. 3 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Stahle, Winder.

S. J. M. No. 3 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 130, by Mr. Westphal, entitled, "An Act providing for the appointment of a historian of the State of Utah," without recommendations.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

S. B. No. 130 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has this day approved and filed in the of-

fice of the Secretary of State H. B. No. 29, by Mr. Welsh, entitled, "An Act providing that city commissioners of cities of the first and second class file with the city auditor an estimate of revenues and expenditures; auditor to prepare tentative budget and statement of financial condition of city, which shall be available for public inspection; requiring the board of city commissioners to adopt a budget and pass appropriation ordinance for each year; making appropriation in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reductions or increase in appropriations; requiring city auditor to furnish monthly reports which shall be available for public inspection."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. J. M. No. 3, by Mr. Jenson, entitled, "Resolution memorializing Congress of the United States for the proposed appropriation of nine hundred thousand dollars for the Great Salt Lake Basin reclamation project," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. J. M. No. 3 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open ses-

sion, S. J. M. No. 2, by Mr. Finlinson, entitled, "Urging the passage of a bill relating to the organization of a Farmer's Export Corporation, to segregate and dispose of surplusage of farm products in such way as to make possible the application of the protective tariff principle, to that portion of all such products as is required for domestic needs," and the same is herewith returned for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Duly authenticated copies of S. J. M. No. 2 were ordered transmitted to the President of the United States, the President of the Senate, the Speaker of the House of Representatives, the Chairman of the Senate and House Agricultural Committee, and to each Senator and Representative from the State of Utah in Congress.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 69 was read the third time and placed on its final passage.

On motion of Senator Auerbach the bill was amended as follows:

Reinstate the printed matter after "insignia."

H. B. No. 69 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

H. B. No. 69 was transmitted to the House.

S. B. No. 106 was read the third time and placed on its final passage.

S. B. No. 106 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Finlinson, Lewis, O'Donnell, Westphal, Winder.

S. B. No. 106 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 75 was read the second time.

On motion of Senator Dixon, the committee report on the bill was adopted.

On motion of Senator Candland the bill was amended as follows:

On page 2, line 19, after "and" insert "two qualified sureties or by."

On motion of Senator Peters, the bill was amended as follows:

On page 3, line 8, after the word "each," strike the words "Before being delivered to" and on line 9 strike the words "the consumer each package of cigarettes" and insert in lieu thereof the following:

"And whenever a carton of cigarettes is broken open, such carton shall be construed to be open stock and all open stock of cigarettes and cigarette papers."

On page 3, line 12, strike all the words after the word "cancelled" and insert after line 13 the following additions:

"When a full carton of cigarettes is sold, the seal must be broken and the required amount of revenue stamps affixed to each separate package of cigarettes.

Every dealer of cigarettes and cigarette papers shall keep all surplus and open stock of cigarettes and cigarette papers in such form as may be prescribed by the State Treasurer, and shall keep a record of all purchases of cigarettes and cigarette papers. Such records to include invoices or bills of all such purchases and shall at all times during the business hours of the day be subject to inspection by the State Treasurer or his deputies or such other officers as may be duly authorized by said State Treasurer.

Wholesalers, jobbers and distributors of cigarettes and cigarette papers are authorized to sell to persons or dealers who re-sell and have a permit issued by the body issuing such permits. Wholesalers, jobbers or distributors selling direct to consumers must comply with the provisions of this Act the same as other authorized dealers."

On page 3, line 15, after the word "be," strike the balance of the line and all of lines 16, 17 and 18, and substitute the following:

"punished by a fine of not less than One Hundred ($100.00) Dollars, nor more than Two Hundred Ninety-nine ($299.00) Dollars. All fines collected to be credited 50 per cent to the General Fund of the city, town or county collecting the same; and 50 per cent to be remitted to the State Treasurer. Reports shall be made to the State Treasurer of all fines so collected, on the last day of each month."

On page 4, line 8, after the word "except" strike the words "as herein provided" and add in lieu thereof the following:

"wherever a person, firm or corporation owns more than one store, in such cases, stamps may be distributed to the various stores by the main office but each store must have a separate permit and cancellation stamp."

On motion of Senator Callister, the bill was amended as follows:

On page 2, line 2, after the word "fee' strike the words "therefor as follows" and all of lines 3, 4, 5 and 6, and insert in lieu thereof the following:

"of Ten ($10.00) Dollars per year or fraction thereof."

S. B. No. 75 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Wsetphal, Mr. President.

Absent and not voting: Senator Winder.

Senator Peters moved that the rules be suspended and S. B. No. 75 be placed on its final passage.

The motion prevailed, and S. B. No. 75 was read the third time and placed on its final passage.

S. B. No. 75 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Wsetphal, Mr. President.

Absent and not voting: Senator Winder.

S. B. No. 75 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith S. J. M. No. 3, by Mr. Jenson, "Resolution Memorializing Congress of the United States for the proposed appropriation of nine hundred thousand dollars for the Great Salt Lake Basin Reclamation Pro-

ject," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. J. M. No. 3 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Senator Callister moved that after Friday, Feb. 27, the regular meeting hour of the Senate be 10 a. m.

Motion carried.

On motion of Senator Westphal the Senate adjourned.

FORTY-SIXTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 26, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-fifth Day and find it correct with a few minor corrections.

Very Respectfully,
C. L. FUNK.
DAVID HIRSCHI.

Senator Callister moved that the rules be suspended and Senate Bills Nos. 104 and 115 be recalled from the House.

The motion prevailed and the House was requested to return Senate Bills 104 and 115 to the Senate.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 68, by Mr. Jenson, entitled, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure making procedure for release of attachments applicable to garnishments by adding new section to be known as Section 6756," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson, the House amendments were concurred in.

S. B. No. 68 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, O'Donnell, Stahle.

S. B. No. 68 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 69, by Mr. Jenson, entitled, "An Act amending

Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson, the House amendments were concurred in.

S. B. No. 69 then passed on the following roll call:

Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, McConkie, O'Donnell, Peters, Ryan, Stahle.

S. B. No. 69 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the Senate S. B. No. 70, by Mr. Jenson, entitled, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as alternate juror, by adding new section to be known as Section 3595x," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 70 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled Laws of Utah, 1917," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 51 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed, through the adoption of a Committee report by the House, to return S. B. No. 73, by Mr. Jenson, entitled, "An Act amending Subdivision 3 of Section 6408, Compiled Laws of Utah, 1917, relating to succession of surviving husband or wife where there is no issue," so that the author may prepare a substitute therefor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson, S. B. No. 73 was recommitted to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House approved the conference committee report on H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating

to fish and game," and passed the same as thereby amended and transmits the same for your final action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 54 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, Peters, Robinson, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, McConkie, O'Donnell, Ryan, Stahle, Winder.

H. B. No. 54 was transmitted to the House.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 82, by Mr. Sharp, entitled, "An Act repealing Chapter 34, Laws of Utah, 1923, providing for the levying of a tax for the control of hog cholera," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 82 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 152, by Mr. Stark, entitled, "An Act to create an emergency fund and to prohibit the expenditure of public funds not appropriated by the Legislature and to make

the creation of deficits by the Board of Examiners unlawful," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 152 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. C. M. No. 9, by Mr. Dyreng, entitled, "Memorializing the Congress of the United States, asking favorable action on H. R. 11585, relating to pensions to soldiers who were in the military service during Indian wars," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. M. No. 9 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, Feb. 26, 1925.

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. J. M. No. 3, by Mr. Jenson, entitled, "Resolution Memorializing Congress of the United States for the proposed appropriation of nine hundred thousand dollars for the Great Salt Lake Basin reclamation project," and the same is herewith returned for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Certified copies of S. J. M. No. 3 were prepared for transmission to Congress.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 122, by Mr. Robinson, entitled, "An Act approving and ratifying the Colorado river compact upon similar action by the six states which have already ratified, and providing for certification of the action of this State to the other states and the United States," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

S. B. No. 122 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Commerce and Industries report back S. B. No. 132, by Mr. Peters, entitled, "An Act amending Section 4431, Compiled Laws of Utah, 1917, relating to the sale of poisons, and repealing Sections 4420, 4422 and 4436, Compiled Laws of Utah, 1917," and recommend that it be passed.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 132 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Commerce and Industries report back S. B. No. 119, by Mr. Westphal, entitled, "An Act regulating the sale, trade, or exchange of furs, pelts, and skins; providing for tagging and labeling them, and further providing punishment for failure to comply with this Act," and recommend that it be passed.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 119 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 68, by Mr. Jenson, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding new section to be known as Section 6756," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 68 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 69, by Mr. Jenson,

"An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 69 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 51, by Mr. Ryan, "An Act amending Section 1655, Compiled Laws of Utah, 1917," properly engrossed and enrolled for the signature of the president.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 51 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 70, by Mr. Jenson, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as Alternate Juror, by adding new section to be known as Section 3595X,"

properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 70 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

A resolution was received from the Utah Manufacturers Association in favor of the setting aside of November 11, as a National Holiday, for Thanksgiving and Peace.

Referred to the Committee on State and Municipal Affairs.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 99 was read the second time.

The committee report on the bill was read.

Senator Auerbach moved the adoption of the Committee report, killing the bill.

The motion carried and S. B. No. 99 was rejected.

S. B. No. 95 was read the second time.

The Committee report on the bill was adopted, on motion of Senator Candland.

S. B. No. 95 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk.

S. B. No. 78 was read the second time.

On motion of Senator Hirschi the Committee report on the bill was adopted.

S. B. No. 78 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent,2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk.

On motion of Senator Peters, the rules were suspended and S. B. No. 78 was read the third time and placed on its final passage.

S. B. No. 78 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk.

S. B. No. 78 was transmitted to the House.

S. B. No. 59 was read the second time.

The Committee report on the bill was read.

On motion of Senator Robinson, the Committee report was adopted, and S. B. No. 59 was rejected.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 106, by Mr. Hamilton Gardner, entitled, "An Act to

amend Sections 945 and 945X, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as further amended by Chapter 66, Laws of Utah, 1923, relating to corporations; and adding a new section providing for reports to be made annually by both domestic and foreign corporations, and the payment of fees by said corporations, said section to be known as Section 945x1; and also amending Section 2511, Compiled Laws of Utah, 1917, relating to fees paid by corporations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 106 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House is returning, as requested, S. B. No. 104, by Mr. Dixon, entitled, "An Act for the assignment, transfer and conveyance of certain applications to appropriate water made in the name of the State of Utah to the United States of America."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House is returning, as requested, S. B. No. 115, by Mr. Dixon, entitled, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah Lake."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters, Senate Bills No. 104 and 115 were made special order for March 2, following S. B. No. 85.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 24 was read the second time.

On motion of Senator Jenson the Committee report on the bill was adopted.

S. B. No. 24 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson. Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, O'Donnell, Ryan.

S. B. No. 96 was read the second time.

Senator Jenson was called to the Chair.

S. B. No. 96 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Candland, Dixon, Funk, Peters, Winder, Mr. President.

S. B. No. 42 was read the second time.

S. B. No. 42 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Fnnk, Hirschi, Winder, Mr. President.

H. B. No. 64 was read the second time.

H. B. No. 64 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Callister, Finlinson, Funk, O'Donnell, Mr. President.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 26, 1925.

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. 68, by Mr. Jenson, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding a new section to be known as Section 6756."

The same is returned herewith for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 68 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 26, 1925.

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, Senate Bill No. 69, by Mr. Jenson, "An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing."

The same is returned herewith for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 69 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 26, 1925.

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, Senate Bill No. 70, by Mr. Jenson, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as alternate juror, by adding new section to be known as Section 3595X."

The same is returned herewith for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 70 was transmitted to the Governor.

On motion of Senator Westphal, the Senate adjourned.

FORTY-SEVENTH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, Feb. 27, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-sixth Day and find it correct with a few typographical changes.

Very Respectfully,
C. L FUNK.
DAVID HIRSCHI.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed by the House to return S. B. No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled laws of Utah, 1917," as the title is defective.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 51 was re-committed to the Committee on Judiciary.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the House has this day passed, as amended, H. B. No. 94, by Mr. J. H. Gardner, entitled, "An Act amending Section 671, Compiled Laws of Utah, 1917, as amended by Chapter 14, Session Laws of Utah, 1921, relating to annual tax levies in cities," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 94 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 31, by Mr. A. W. Hansen, entitled, "An Act amending Section 3255 and Section 3258, Title 52, Chapter 1, Compiled Laws of Utah, 1917, relating to county insurance companies," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 31 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 56, by Mr. Hickman, entitled, "An Act creating a State Board of Park Commissioners and pre-

scribing the powers thereof," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 56 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 26, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in the presence of the House, H. B. No. 69, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 8506 of the Compiled Laws of Utah, 1917, as amended by Chapter 151, Laws of Utah, 1921, relating to the unlawful wearing or use of medals awarded by the United States or State of Utah and the authorized insignia of certain veteran and fraternal organizations," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 69 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Committee on Public Institutions report back herewith Senate Bill No. 114, by Mr. Lewis, "An Act providing for the adoption of the Commission-Manager form of government by cities, providing for the number

of and manner of electing boards of commissioners under the commission-manager plan, providing the rights, powers, duties and privileges of board of commissioners under the commission-manager plan," without recommendation.

Respectfully,
C. L. FUNK,
Chaiirman.

Report filed.

S. B. No. 114 was placed on the second reading calendar.

On motion of Senator Lewis, S. B. No. 114 was made special order for March 3, at 3 p. m.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 126, by Mr. Warnick, entitled, "An Act amending Section 570x17, Compiled Laws of Utah, 1917, as amended by Chapter 12, Laws of Utah, 1919, relating to control of water and water courses," and recommend that it be passed.

Respectfully,
J. W. PETERS
Chairman.

Report filed.

S. B. No. 126 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. B. No. 152, by Mr. Callister, entitled, "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19,

Laws of Utah, 1921, relating to bonds of cities and towns," and recommend that it be passed.

Respectfully,
J. W. PETERS
Chairman.

Report filed.

S. B. No. 152 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back S. J. M. No. 1, by Mr. Dixon, entitled, "To the Honorable Senators and Representatives from Utah: Washington, D. C.," and recommend that it be passed.

Respectfully,
J. W. PETERS
Chairman.

Report filed.

S. J. M. No. 1 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. C. M. No. 9, by Mr. Dyreng, entitled, "Memorializing the Congress of the United States, asking favorable action on H. R. 11585, relating to pensions to soldiers who were in the military service during the Indian wars," and recommend that it be passed.

Respectfully,
J. W. PETERS
Chaiirman.

Report filed.

H. C. M. No. 9 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 143, by Mr. Lewis, entitled, "An Act to require the installation of certain sanitary facilities in the operating rooms of theatres and moving picture houses, and providing penalties for its violation," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

S. B. No. 143 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 135, by Mr. Dixon, entitled, "An Act to prevent the procreation of habitual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chaiirman.

Report filed.

S. B. No. 135 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Fish and Game report back S. B. No. 145, by Mr. Finlinson, entitled "An Act Creating a State Board of Elk Control and Providing for the Killing of Elk Under certain Regulations; Fixing a Fee for the Killing of Elk; and Providing Rules and Regula-

tions Governing the Increase of Elk on certain Utah Forests", and recommend that it be passed with the folowing changes:

On page 1, line 1, strike the word 'Examiners" and insert in lieu thereof the word "Agriculture".

On page 1, line 20, strike the numeral "20" and insert in lieu thereof the numeral "30".

On page 2, line 8, after the word "of" strike out "$75.00" and insert in lieu thereof "$50.00".

On page 2, line 9, after the word "permit" insert the following: "All applications for a permit to kill Elk shall be directed to the State Board of Elk Control, in care of the State Fish and Game Commissioner, and shall be numbered and filed. No applications shall be accepted within thirty days of the proposed date for the killing of Elk. When all applications are received and filed, numbers corresponding with the number of applications received shall be deposited in a ballot box and at a public drawing numbers shall be drawn to correspond with the number of permits to be issued for the killing of Elk, said number having been determined by the State Board of Elk Control. And the application on file bearing the number corresponding with that which shall be drawn from the ballot box will be the application to which will be granted the privilege of killing Elk, as provided by this Act."

On page 2, line 12, after the word "Fund", insert the words "and be used".

Respectfully,
C. F. WESTPHAL,
Chaiirman.

Report filed.

S. B .No. 145 was placed on the second reading calendar.

MISCELLANEOUS BUSINESS.

Telegrams were read from Utah's Congressional delegation acknowledging receipt of S. J. M. No. 3, and stating that everything possible is being done to secure

adjudication of the matter of the Salt Lake Basin Reclamation Project.

An invitation was received for the Senators to be the guests of the Rotarians at the Hotel Utah, Tuesday evening, March 3.

On motion of Senator Peters, the invitation was accepted.

SPECIAL ORDER.

S. C. R. No. 2 was taken up on special order.

S. C. R. No. 2 was read the second time.

S. C. R. No. 2 was then rejected on the following roll call:

Ayes, 9; nays, 11; absent, none.

Those voting in the affirmative were: Senators Dixon, Finlinson, Funk, McConkie, Peters, Robinson, Ryan, Warnick, Winder.

Those voting in the negative were: Senators Auerbach, Candland, Callister, Cottrell, Hirschi, Jenson, Lewis, O'Donnell, Stahle, Westphal, Mr. President.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, Feb. 27, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 68, by Mr. Jenson, "An Act amending Chapter 23, Title 117, Compiled Laws of Utah, 1917, relating to attachment and garnishment under code of civil procedure, making procedure for release of attachments applicable to garnishments by adding new section to be known as Section 6756."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 27, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 69, by Mr. Jenson, "An Act amending Section 3612, Compiled Laws of Utah, 1917, providing for drawing additional jurors in certain cases, fixing the fee for new list of jurors when demanded, and providing method of such drawing."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, Feb. 27, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 70, by Mr. Jenson, "An Act amending Title 57, Compiled Laws of Utah, 1917, relating to jurors by providing for an additional juror in felony cases to be known as alternate juror, by adding new section to be known as Section 3595x."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to request your Honorable Body to suspend Joint Rule No. 28, in order that both Houses may

accept the Conference Committee's report on H. B. No. 24, and H. B. No. 35. Please advise us of your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters, Joint Rule No. 28 was suspended, and the House was so advised.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 133, by Mr. M. S. Winder, entitled, "An Act requiring cattle brought into the state for dairy or breeding purposes to be kept from other cattle for 90 days, and subjected to the tuberculin tests," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 133 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 149, by Mr. Winder, entitled, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah, 1917, as amended by Chapter 15, Laws of Utah, 1919, and all other Acts in conflict herewith," and recommend that it be passed with the following amendments:

On page three, line thirteen, strike the word "for."

On line fourteen, strike first three words.

On line fifteen strike the words and figures "Seventy-five Dollars ($75.00)" and substitute in lieu thereof "one hundred dollars ($100.00)."

Strike the remainder of Section 7, from line 16 to 28, inclusive.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 149 was placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 127, by Mr. Finlinson, entitled, "An Act relating to the ownership and classification of water, the appropriation of underground water, defining rights to water and making provision for the regulation of and prevention of waste from artesian wells," and offer as substitute for S. B. 127 the attached bill and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

On motion of Senator Winder the rules were suspended, and the substitute bill (S. B. No. 158) by Committee on Agriculture, substitute for S. B. No. 127, by Mr. Finlinson, "An Act relating to the ownership of water, the appropriation thereof, defining rights thereto, and making provision for the regulation of and prevention of waste from artesian wells," was read the first time and placed on the second reading calendar.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back S. B. No. 36, by Mr. Lewis, entitled, "An Act to amend Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 46, Laws of Utah, 1923, relating to motor vehicles, and licenses and fees therefor," and recommend that it be passed with the following amendments:

On page 1, line 5, strike out the word "two" and insert in lieu thereof the word "three"; after the word "as" insert ("1"); and after the word "cars" insert a comma and "(2) passenger buses."

On page 1, line 6, before the word "trucks" insert "(3) motor"; after the word "trucks" strike the comma and insert in lieu thereof a semi-colon; and strike the word "former" and insert in lieu thereof the word "first".

On page 1, line 7, strike the word "only"; strike the comma following the word "only" and insert in lieu thereof a semi-colon; strike the word "latter" and the comma following and insert the following words: "second to consist of all cars with body and seats for carrying more than seven passengers; the third to consist".

On page 1, line 8, strike the words "more than seven per-".

On page 1, line 9, strike the syllable "sons."

On page 1, line 15, strike the words and figures "One Hundred Dollars ($100.00)" and insert in lieu thereof Twenty Dollars)".

On page 1, line 16, strike the words and figures "One Hundred ($100.00)" and insert in lieu thereof Twenty Dollars ($20.00)".

On page 1, line 18, strike the words and figures "One Hundred fifty ($150.00)" and insert in lieu thereof "Thirty-five ($35.00)".

On page 1, line 20, strike the words "motor vehicle" and insert in lieu thereof the word "car."

On page 1, line 22, strike the words "motor vehicle" and insert in lieu thereof the word "car".

On page 1, line 24, strike the words "motor vehicle" and insert in lieu thereof the word "car".

On page 1, after line 26, insert a new paragraph as follows:

"License fees on passenger buses shall be fixed in accordance with the following schedule:

For rated seating capacity not exceeding ten passengers $25.00

For rated seating capacity of over ten and less than fifteen passengers 35.00

For rated seating capacity in excess of fifteen passengers 50.00

On page 2, line 8, strike figures "10.00".

On page 2, line 9, strike figures "15.00".

On page 2, line 10, strike figures "30.00" and insert in lieu thereof "25.00"; also strike figures "22.50".

On page 2, line 11, strike figures "40.00" and insert in lieu thereof "30.00"; also strike figures "26.35".

On page 2, line 12, strike figures "50.00" and insert in lieu thereof "40.00"; also strike figures "33.75".

On page 2, line 13, strike figures "75.00" and insert in lieu thereof "55.00"; also strike figures "41.25".

On page 2, line 14, strike figures "100.00" and insert in lieu thereof "70.00"; also strike figures "48.75".

On page 2, line 15, strike figures "150.00" and insert in lieu thereof "100.00"; also strike figures "67.50".

On page 2, line 17, strike figures "30.00" and insert in lieu thereof "25.00"; also strike figures "20.62½".

On page 2, line 18, strike figures "50.00" and insert in lieu thereof "35.00"; also strike figures "26.25".

On page 2, line 19, strike figures "100.00" and insert in lieu thereof "50.00"; also strike figures "33.75".

On page 2, line 20, strike figures "175.00" and insert in lieu thereof "65.00"; also strike figures "41.25".

On page 2, line 21, strike figures "250.00" and insert in lieu thereof "75.00"; also strike figures "48.75".

On page 2, line 22, strike figures "325.00" and insert in lieu thereof "100.00"; also strike figures "80.00".

On page 2, line 23, strike figures "400.00" and insert in lieu thereof "125.00"; also strike figures "100.00".

On page 2, line 24, strike figures "450.00" and insert in lieu thereof "150.00"; also strike figures "120.00".

On page 2, line 25, strike figures "500.00" and insert in lieu thereof "175.00"; also strike figures "500.00".

On page 2, line 26, strike figures "750.00" and insert in lieu thereof "200.00".

On page 3, line 10, strike figures "25.00" and insert in lieu thereof "20.00"; also strike figures "15.00".

On page 3, line 11, strike figures "40.00" and insert in lieu thereof "35.00"; also strike figures "25.00".

On page 3, line 12, strike figures "75.00" and insert in lieu thereof "60.00"; also strike figures "40.00".

On page 3, line 13, strike figures "100.00" and insert in lieu thereof "75.00"; also strike figures "50".

On page 3, line 20, strike figures "25.00" and insert in lieu thereof "20.00"; also strike "15.00".

On page 3, line 21, strike figures "80.00" and insert in lieu thereof "40.00"; also strike "25.00".

On page 3, line 22, strike figures "200.00" and insert in lieu thereof "60.00"; also strike "40.00".

On page 3, line 23, strike figures "300.00" and insert in lieu thereof "100.00"; also strike "60.00".

On page 3, line 24, strike figures "400.00" and insert in lieu thereof "150.00"; also strike "75.00".

On page 5, line 1, strike the word "for" and insert in lieu thereof the word "or".

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 36 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 144, by Mr. Hickman, entitled, "An Act to amend Section 2855, Chapter 62, Session Laws, 1921, as amended by Chapter 89, Session Laws, 1923, relating to the designation of state roads," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 144 was read first time and referred to Committee on Highways.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 85, by Mrs. Graham, entitled, "An Act amending Sections 4294, 4296 and 4297, Compiled Laws of Utah, 1917, as amended by Chapter 85, Laws of Utah, 1921, relating to examination and registration of trained nurses," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 85 was read first time and referred to Committee on Public Health and Labor.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 371, 374, and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1 and 371x, relating to State Board of Barber Examiners," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 47 was read first time and referred to Committee on Public Health and Labor.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 95 was read the third time and placed on its final passage.

S. B. No. 95 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Robinson, Stahle, Westphal.

S. B. No. 95 was transmitted to the House.

S. B. No. 24 was read the third time and placed on its final passage.

S. B. No. 24 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Robinson, Stahle.

S. B. No. 24 was transmitted to the House.

S. B. No. 96 was read the third time and placed on its final passage.

S. B. No. 96 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Robinson, Stahle.

S. B. No. 96 was transmitted to the House.

S. B. No. 42 was read the third time and placed on its final passage.

S. B. No. 42 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Cottrell, Robinson, Stahle.

S. B. No. 42 was transmitted to the House.

H. B. No. 64 was read the third time and placed on its final passage.

H. B. No. 64 then passed on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Westphal, Winder.

Voting in the negative: Senator Funk, Mr. President.

Absent and not voting: Senators Callister, Robinson, Stahle.

H. B. No. 64 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 112 was read the second time.

S. B. No. 112 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister, Robinson.

S. B. No. 13 was read the second time.

On motion of Senator Funk, the Senate adjourned.

FORTY-EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, Feb. 28, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-seventh Day and find it correct with a few minor amendments.

Very Respectfully,
C. L FUNK.
DAVID HIRSCHI.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 44, by Mr. Dixon, entitled, "An Act to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department," and the same is herewith returned to you for further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Dixon, the House amendments were concurred in.

S. B. No. 44 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Cottrell, Peters, Robinson, Winder.

S. B. No. 44 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, by striking the enacting clause, S. B. No. 106, by Mr. Funk, entitled, "An Act declaring it a misdemeanor to permit a hog to be, or run at large in certain places, or to fail, neglect or refuse to keep same penned," and the same is herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONFERENCE COMMITTEE REPORT.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Conference Committee, to which was referred H. B. No. 24, begs to report that the Committee has agreed and recommends as follows:

1. That the Senate recede from its amendment on page 2, line 18, which reads "not more than 10 per cent of."

On page 2, line 19, after the word "shall" and before the word "be," insert "to the extent of not less than 10 per cent of the revenue of the previous year."

Page 2, line 21, after the word "revenue" and before the period, insert the following "provided, however, if the total amount of the deficit is less than 10 per cent of the revenue of the previous year, then and in such event, the entire amount of such deficit shall be deducted."

2. That the House concur in the amendment made by the Senate at the end of Section 4, reading as follows: "provided, this Act shall not apply to cases of emergency where loss of life or great loss of property is involved."

Respectfully Submitted,
LE ROY DIXON,
DAVID HIRSCHI,
E. R. CALLISTER,
Acting for Senate.
H. C. ANDERSON,
C. E. ROWAN, JR.,
HENRY WELSH,
Acting for the House.

Report filed.

Senator Dixon moved the adoption of the conference report.

Motion carried.

H. B. No. 24 then passed on the following roll call:
Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Cottrell, Hirschi, Robinson, Winder.

H. B. No. 24 was transmitted to the House.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day, under suspension of the House and Senate Joint Rule No. 25, adopted the report of the Conference Committee and passed H. B. No. 35, by

Mr. Welsh, entitled, "An Act providing that the Mayor of a city of the third class prepare and file with the city council a tentative budget each year together with a statement of financial condition of the city; requiring that said tentative budget be available for public inspection; requiring the city council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful, and requiring a reversion of all unexpended appropriations; providing for reduction and increase in appropriations; city recorders to draw warrants only in compliance with budget odinance; purchases made and indebtedness incurred must have approval of city recorder or some other authorized person; providing for monthly reports which shall be available for public inspection."

The same is herewith transmitted for the final action of the Senate.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, Feb. 25, 1925.

Mr. President:

Your Conference Committee, to which was referred H. B. No. 35, begs leave to report that the committee has agreed and recommend as follows:

1. That the Senate recede from its amendment on page 2, line 16, which reads "not less than 10 per cent of."

On page 2, line 18, after the word "shall" and before the word "be," insert "to the extent of not less than 10 per cent of the revenue of the previous year." On page 2, line 19, after the word "revenue" and before the period, insert the following:

"Provided, however, if the total amount of the deficit is less than 10 per cent of the revenue of the previous year then and in such an event the entire amount of such deficit shall be deducted."

2. That the House concur in the amendment made by the Senate on page 2, line 23, reading as follows:

"Provided this Act shall not apply in cases of emergency when loss of life or great loss of property is involved."

Respectfully Submitted,
LE ROY DIXON,
DAVID HIRSCHI,
E. R. CALLISTER,
Acting for Senate.
H. C. ANDERSON,
C. E. ROWAN, JR.,
HENRY WELSH,
Acting for the House.

On motion of Senator Dixon, the conference report was adopted.

H. B. No. 35 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Cottrell, Robinson, Winder.

H. B. No. 35 was transmitted to the House.

On motion of Senator Peters, House Bills Nos. 36, 37 and 39, were made special order for this afternoon at 2:30.

Senator Dixon gave notice of motion to reconsider this action.

UNFINISHED BUSINESS.

S. B. No. 13 was taken up as unfinished business.

On motion of Senator Lewis, the Committee report on the bill was adopted.

S. B. No. 13 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Cottrell, Robinson, Winder.

On motion of Senator Lewis, S. B. No. 13 was made a special order for this afternoon at 2.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 44, by Mr. Dixon, "An Act to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 44 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47,

relating to fish and game," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 54 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 52, by Mr. Warnick, entitled, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 52 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to request your Honorable Body to return to the House H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 374 and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1 and 371x, relating to State Board of Barber Examiners," for the further consideration of the House.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

On motion of Senator Peters, H. B. No. 47 was returned to the House.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 105, by Mrs. Dunyon, entitled, "An Act forbidding the teaching of partisan, political or sectarian religious doctrine in the University of Utah, Agricultural College of Utah, and the Branch Agricultural College," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 105 was read first time and referred to Committee on Education.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 95, by Mr. J. H. Gardner, entitled, "An Act prohibiting the use of red lights, except for danger signals," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 95 was read first time and referred to Committee on Highways.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 51, by Mr. Ryan, An Act amending Section 1655,

Compiled Laws of Utah, 1917," and recommend that it be passed with the following amendment:

In line two of Title, strike "colon" after 1917, and insert "relating to preparation, delivery and forwarding copies of decisions of the Supreme Court of the State of Utah."

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

On motion of Senator Ryan, the Committee report on the bill was adopted.

S. B. No. 51 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Cottrell, McConkie, O'Donnell, Robinson, Winder.

S. B. No. 51 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 112 was read the third time and placed on its final passage.

S. B. No. 112 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Cottrell, Robinson, Winder.

S. B. No. 112 was transmitted to the House.

On motion of Senator Warnick, Senate Bills No. 63 and 50 retained their place on the second reading calendar for Monday.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 55 was read the second time.

On motion of Senator Stahle the committee report on the bill was adopted.

S. B. No. 55 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 4; absent, 6.

Those voting in the affirmative were: Senators Dixon, Finlinson, Hirschi, Jenson, Lewis, Peters, Ryan, Stahle, Warnick, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Funk, Westphal.

Absent and not voting: Senators Callister, Cottrell, McConkie, O'Donnell, Robinson, Winder.

H. B. No. 53 was read the second time.

On motion of Senator Candland, the committee report on the bill was adopted.

H. B. No. 53 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Cottrell, Hirschi, Robinson, Winder.

On motion of Senator Candland, the rules were suspended and H. B. No. 53 was read the third time and placed on its final passage.

H. B. No. 53 then passed on the following roll call:

Ayes, 15; nays, none; absent, 4; excused, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Cottrell, Hirschi, Robinson, Winder.

President Irvine was excused from voting.

H. B. No. 53 was transmitted to the House.

On motion of Senator Peters, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 52, by Mr. Warnick, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 52 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 91, by Mr. McCarty, entitled, "An Act to amend Section 6966, Compiled Laws of Utah, 1917, relating to what deemed excepted to relating to exceptions," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 91 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 146, by Mr. Parrish, entitled, "An Act amending Sections 972x1, 973, 975, 978, 980, 1006, Compiled Laws of Utah, 1917, as amended by Session Laws, 1919, 1921, 1923, relating to banking corporations and banks," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 146 was read first time and referred to Committee on Banking.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 99, by Mr. Petty, entitled, "An Act amending Section 9057, of the Com-

piled Laws of Utah, 1917, relating to fines in district courts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 99 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 92, by Mr. McCarty, entitled, "An Act to amend Section 6542, Compiled Laws of Utah, 1917, relating to issuance of summons, relating to manner of commencing action," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 92 was read first time and referred to Committee on Judiciary.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 13 was read the third time and placed on its final passage.

On motion of Senator Lewis the bill was amended as follows:

On line 2 of Title, after "1923," insert "Relating to Motor Vehicle Fuels."

On line 4, of Title, change "two" to "three."

On next to last line of bill, after "maintenance," insert "and construction."

S. B. No. 13 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Robinson, Winder.

Senator Dixon withdrew his notice of motion to reconsider the vote by which House Bills No. 36, 37 and 39 were made special order for this session.

SPECIAL ORDER.

H. B. No. 36 was read the second time.

H. B. No. 36 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator McConkie.

Absent and not voting: Senators Robinson, Winder.

On motion of Senator O'Donnell, the rules were suspended and H. B. No. 36 was read the third time and placed on its final passage.

H. B. No. 36 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Hirschi, Peters, Robinson, Winder.

Senator McConkie gave notice of a motion to reconsider the vote by which H. B. No. 36 was passed.

H. B. No. 37 was read the second time.

H. B. No. 37 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator McConkie.

Absent and not voting: Senators Robinson, Winder.

On motion of Senator Callister the rules were suspended and H. B. No. 37 was read the third time and placed on its final passage.

H. B. No. 37 then passed on the following roll call

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Robinson, Winder.

Senator McConkie gave notice of a motion to reconsider the vote by which H. B. No. 37 was passed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 44, by Mr. Dixon, entitled, "An Act to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department," and the

same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 44 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 52, by Mr. Warnick, entitled, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 52 was transmitted to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled Laws of Utah, 1917, relating to preparation, delivery and forwarding copies of decisions of the Supreme Court of the State of Utah," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 51 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 24, by Mr. Welsh, entitled, "An Act providing for county budgets, the preparation thereof, the estimating of revenues and the apportioning of same; the method of handling deficits and unexpended balances; requiring the passage of budget appropriation ordinance, and the holding of expenditures within said budget; and providing for exceptions," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 24 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 35, by Mr. Welsh, entitled, "An Act providing that the mayor of a city of the third class prepare and file with the city council a tentative budget each year together with a statement of financial condition of the city; requiring that said tentative budget be available for public inspection; requiring the city council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful; and requiring a reversion of all unexpended appropriations; providing for reduction and increase in appropriations; city recorders to draw warrants only in compliance with budget ordinance; purchases made and indebtedness incurred must have approval of city recorder or some other authorized person; providing monthly reports which shall be avail-

able for public inspection," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 35 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 64, by Mr. Hamilton Gardner, entitled, "An Act concerning declaratory judgments and decrees and to make uniform the law relating thereto," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 64 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 101, by Mr. McCarty, entitled, "An Act amending Section 3133, Compiled Laws of Utah, 1917, as amended by Session Laws, 1921, relating to workmen's compensation, and third party liability, in case of injury or death of an employee caused by negligence of third party," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 101 was read first time and referred to Committee on Judiciary.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, Feb. 28, 1925.

To the Senate:

A careful examination of Senate Bill No. 7, by Mr. Callister, relating to the State Land Department, leads me to the conclusion that there are some discrepancies which you might desire to consider before the measure is acted upon by this office. The most noticeable error is the omission of a line from the engrossed bill, which also may have been omitted from the original bill, inasmuch as it was not included in the printed copy. I am of the opinion, also, that the title is defective. I am inviting attention to these conditions in order that you may recall the bill for further consideration, if you so desire, before the time expires for me to act in the matter.

Respectfully,
GEO. H. DERN,
Governor.

On motion of Senator Callister, the communication was received and filed. Further action was deferred until Monday, on account of the Governor's office being closed for the day.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 105, by Mrs. Dunyon, entitled "An Act forbidding the teaching of partisan political or sectarian religious doctrine in the University of Utah, Agricultural College of Utah, and the branch Agricultural College," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 105 was placed on the second reading calendar.

SPECIAL ORDER.

H. B. No. 39 was read the second time.

On motion of Senator Peters, further consideration of H. B. No. 39 was postponed till Monday.

Senator Hirschi was called to the chair.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 90 was read the second time.

On motion of Senator Warnick, the committee report on the bill was adopted.

S. B. No. 90 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators McConkie, Robinson, Winder, Mr. President.

S. B. No. 89 was read the second time.

On motion of Senator Warnick the committee report on the bill was adopted.

On motion of Senator Peters, the bill was amended as follows:

On line 10, strike the words "municipality" and "its." On the 4th line of title, following "association," insert "by adding new section to Chapter 3, Title 16, Compiled Laws of Utah, 1917."

On line 5 of Title, after "88", strike "Compiled Laws of Utah, 1917."

S. B. No. 89 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Callister, McConkie, Robinson, Winder, Mr. President.

S. B. No. 25 was read the second time.

S. B. No. 25 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal.

Absent and not voting: Senators Callister, McConkie, Robinson, Winder, Mr. President.

On motion of Senator Westphal, the Senate adjourned.

FIFTIETH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 2, 1925.

The Senate met at 10 a. m., President Irvine in the chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Forty-eighth Day and find it correct with a few slight changes.

Very Respectfully,
DAVID JENSON,
JOHN S. LEWIS.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 51, by Mr. Ryan, "An Act amending Section 1655, Compiled Laws of Utah, 1917, relating to preparation, delivery and forwarding copies of Decisions of the Supreme Court of the State of Utah," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chaiirman.

Report filed.

S. B. No. 51 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 108, by Mr. Keyser, entitled "An Act amending Sections 3, 4, and 6, of Chapter 39, Laws of Utah, 1923, requiring distributors of and dealers in motor vehicle fuels to obtain a license therefor, and levying a tax of two and one-

half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on state road bonds and to the state highway maintenance fund; defining terms and prescribing penalties," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 108 was read first time and referred to Committee on Revenue and Taxation.

PRESENTATION OF PETITIONS.

Senator Peters presented a petition from the Daughters of the Utah Pioneers, asking for the support of the Senate in the fight being made by Representatives Colton and Leatherwood to preserve the Old Mormon Trail.

On motion of Senator Peters, the President was authorized to extend to the Utah Congressmen the support of the Senate in this fight.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 55 was read the third time and placed on its final passage.

On motion of Senator Auerbach the bill was amended as follows:

On page 1, lines 8 and 13, strike out "whole or partial."

S. B. No. 55 then passed on the following roll call:

Ayes, 13; nays, 1; absent 6.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Lewis, McConkie, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator Hirschi.

Absent and not voting: Senators Candland, Callister, Jenson, O'Donnell, Peters, Winder.

S. B. No. 55 was transmitted to the House.

S. B. No. 90 was read the third time and placed on its final passage.

S. B. No. 90 then passed on the following roll call:

Ayes, 16; nays, none; absent, 3; excused, 1.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Candland, Callister, O'Donnell.

Excused: Mr. President.

S. B. No. 90 was transmitted to the House.

S. B. No. 89 was read the third time and placed on its final passage.

S. B. No. 89 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Hirschi.

S. B. No. 89 was transmitted to the House.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 2, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 44, by Mr. Dixon, "An Act

to amend Section 1122, Chapter 2, Compiled Laws of Utah, 1917, relating to the Insurance Department."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 25 was read the third time and placed on its final passage.

S. B. No. 25 then passed on the following roll call:

Ayes, 17 nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Hirschi.

S. B. No. 25 was transmitted to the House.

INTRODUCTION OF BILLS.

On motion of Senator Winder, the rules were suspended and S. B. No. 159 (Substitute for Senate Bills No. 47, 60, 113, 117, 124), by Agricultural Committee, "An Act amending Sections 2, 3, 4, 5, 11, 13, 14, 16, 17, 18, 19, 21, 22, 31, 48, 49, 57, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, and Chapter 9, Session Laws of Utah, 1923, and adding a new section known as Section 18x, relating to the formation and operation of water conservation districts, the duties of State, county and district officers relative to such districts, issuance of bonds, contracts of water conservation districts with the United States, inclusion of corporations, associations or individuals in such districts, construction of works, period of redemption, petition for inclusion of lands and confirmation proceedings relative to such districts," was introduced, read the first

time, and ordered printed, and referred to the Committee on Agriculture.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 63 was read the second time.

S. B. No. 63 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Funk, Hirschi, O'Donnell, Stahle.

INTRODUCTION OF BILLS.

Senator Candland moved the suspension of the rules to allow the introduction of a bill.

Motion carried.

S. B. No. 160, by Committee on Banking, substitute for S. B. No. 97, by Committee on Revision and Printing, and S. B. No. 79, by Mr. Jenson, "An Act to prevent fraud in the sale and disposition of stocks, bonds and other securities sold or offered for sale in the State of Utah, creating a State Securities Commission with power to employ a director, defining terms and offenses, prescribing penalties and fees, providing for registration of securities and revocation of orders and registration by Commission, providing for procedure, sufficiency of evidence, orders of Commission relating to escrows, and appeals from orders and action of Commission, and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20; 20x, 21, 22, 23 and 24, Special Session Laws of Utah, 1919, as amended by Chapter 111, Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah 1921," was introduced and read the first time, ordered printed, and referred to the Committee on Banking.

On motion of Senator Candland , fifty additional copies of S. B. No. 160 were ordered printed.

Unanimous consent being given, Senator Jenson introduced S. B. No. 161, by Judiciary Committee, (Substitute for S. B. No. 73, by Mr. Jenson), "An Act amending Section 6408 Compiled Laws of Utah, 1917, relating to succession."

S. B. No. 161 was read the first time and ordered printed and placed on the second reading calendar.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 28, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 73, by Mr. Jenson, entitled, "An Act amending Subdivision 3 of Section 6408, Compiled Laws of Utah, 1917, relating to succession," and also a bill prepared by your Committee which is recommended as a substitute and recommend that said substitute bill be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 73 was placed on the second reading calendar.

On motion of Senator Peters, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., Senator Jenson in the Chair.

Roll call. No quorum present.

On motion of Senator Westphal, the Senate recessed until 2:30 p. m.

The Senate resumed its session at 2:30 p. m., Senator Jenson in the Chair.

Roll call. Quorum present.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 44, by Mrs. Dunyon, entitled, "An Act relating to registration and tuition fees of the University of Utah, the Agricultural College of Utah, and of the Branch Agricultural College of Cedar City, Utah, and of other fees collected at these institutions, and the payment into the State Treasury of all moneys received; and repealing Section 5539, Compiled Laws of Utah, 1917, as amended by Chapter 98, Session Laws, 1919, and as further amended by Chapter 117, Session Laws, 1921.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, Feb. 27, 1925.

Mr. President:

Your Committee on Education report back S. B. No. 157, by Mr. Peters, entitled "An Act to amend Section 5247, Compiled Laws of Utah, 1917, as amended by Chapter 115, Laws of Utah, 1921, relating to the courses of study in the Agricultural College of Utah," and recommend that it be not passed.

Respectfully,
DAVID HIRSCHI.
Chairman.

Report filed.

S. B. No. 157 was placed on the second reading calendar.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on Education report back herewith House Bill No. 100, by Mr. Bennion, "An Act to amend Section 4505, Compiled Laws of Utah, 1917, and adding a new Section to be known as Section 4505X, relating to the control of the public school system," and recommend that it be passed with the following amendment:

"Provided that the state board of education is not authorized to transfer from one state educational institution to another or to eliminate from any state educational institution any course of study or department prescribed for such educational institution by the laws of Utah."

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 100 was placed on the second reading calendar.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on Education report back H .B. No. 80, by Mr. Tangren, entitled, "An Act to amend Section 4599, Compiled Laws of Utah, 1917, as amended by Chapter 101, Session Laws 1921, relating to changes in representative precincts in county school districts," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 80 was placed on the second reading calendar.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back without recommendation, S. B. No. 32, by Mr. Peters, entitled, "An Act to amend Section 4818, Compiled Laws of Utah, 1917, as amended by Chapter 14, Special Session Laws of Utah, 1919, relating to the granting by the Public Utilities Commission of Certificates of Public Convenience and Necessity to Public Utilities, and providing the procedure therefor, and for the exercise of rights thereunder and for restrictions on non-operating utilities and requiring the consent of local authorities to the use of public highways and streets by public utilities." If passed we recommend that it be passed with the following amendments:

On page 1, line 5, after the word "corporation," insert the words "aerial bucket tramway corporation."

On page 1, line 9, after the word "railroad," insert the words "aerial bucket tramway."

On page 1, at the end of line 10 and the beginning of line 11, insert the words "aerial bucket tramway."

On page 1, line 19, after the word "railroad" insert the words "aerial bucket tramway."

On page 2, line 23, strike out subdivision 3, and the whole thereof, and insert in lieu thereof the following:

3. Every applicant for such a certificate shall file in the office of the commission such evidence as shall be required by the commission to show that such applicant has received the required consent, franchise, or permit of the proper county, city, municipal, or other public authority. The commission shall have power, after hearing, to issue said certificate as prayed for, or to refuse to issue the same, or to issue it for the construction of a portion only of the contemplated railroad, street railroad, aerial bucket tramway, line, plant, or system, or extension thereof, or for the partial exercise only of said right or privilege, and may attach to the exercise of the rights granted by said certificate such terms and condi-

tions as in its judgment the public convenience and necessity may require. If a public utility desires to exercise a right or privilege under a franchise or permit which it contemplates securing, but which has not yet been granted to it, such public utility may apply to the commission for an order preliminary to the issue of the certificate. The commission may thereupon make an order declaring that it will thereafter, upon application, under such rules and regulations as it may prescribe, issue the desired certificate, upon such terms and conditions as it may designate after the public utility has obtained a contemplated franchise or permit. Upon presentation to the commission of evidence satisfactory to it that such franchise or permit has been secured by such public utility, the commission shall thereupon issue such certificate. Provided, however, that no certificate of public convenience and necessity shall be granted by the public utilities commission to any automobile corporation, as defined by this act, to operate over the streets or highways of this state until it has furnished to the commission satisfactory evidence that it has secured authorization by way of franchise or permit to operate over the desired route from one-half of the counties and from at least two-thirds of the cities and towns of each county through which it is proposed to operate, which authorization shall be by ordinance from such counties, cities, and towns

Add a new subdivision Numbered 4, reading as follows:

4. The term "aerial bucket tramway corporation," when used in this title, includes every corporation, association, co-partnership, or person, their lessees, trustees, receivers, or trustees appointed by any court whatsoever, owning, controlling, operating, or managing any aerial bucket tramway for public service within this state. Provided, that this act shall not apply to an industrial or manufacturing plant where tramway is used for the pur-

pose of delivering raw materials from its customers to its industrial or manufacturing plant.

Respectfully,
J. W. PETERS
Chairman.

Report filed.

S. B. No. 32 was placed on the second reading calendar.

An invitation was received from the Mountain States Telephone Company for the Senators to be the guests of the Company at luncheon on Wednesday, March 4.

On motion of Senator O'Donnell, the invitation was accepted, and the Secretary was instructed to ascertain who of the Senators will be present.

A communication was received from the Utah Water Storage Commission, asking that S. B. No. 115 be passed without amendment.

The communication was filed.

SPECIAL ORDER.

S. B. No. 85 was taken up on special order.

On motion of Senator Auerbach, S. B. No. 85 was made special order for March 4, at 2:30 p. m.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 50 was read the second time.

On motion of Senator Winder, the committee report on the bill was adopted.

S. B. No. 50 was then ordered read the third time on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder.

Voting in the negative: Senator Westphal.

Absent and not voting: Senators Callister, Funk, Mr. President.

S. B. No. 56 was read the second time.

S. B. No. 56 was then ordered read the third time on the following roll call:

Ayes, 8; nays, 7; absent, 5.

Those voting in the affirmative were: Senators Hirschi, Jenson, McConkie, O'Donnell, Robinson, Stahle, Warnick, Westphal.

Those voting in the negative were: Senators Candland, Cottrell, Finlinson, Lewis, Peters, Ryan, Winder.

Absent and not voting: Senators Auerbach, Callister, Dixon, Funk, Mr. President.

Senate Bills No. 67, 72 and 101 were taken up on second reading.

On motion of Senator Jenson, these bills retained their places on the second reading calendar for tomorrow.

S. B. No. 17 was read the second time.

The committee report on the bill was read.

On motion of Senator Westphal the committee report on the bill was adopted, killing the bill.

On motion of Senator Candland, the Senate recessed, at 3:30.

The Senate reconvened, President Irvine in the Chair.

On motion of Senator Dixon, two other Senators joining in the request, the Senate resolved itself into a Committee of the Whole, to consider Senate Bills No. 104 and 115.

Senator Jenson was made Chairman of the Committee.

The Committee of the Whole rose, and Chairman Jenson reported to the Senate that Senate Bills No. 104

and 115 had been discussed and the committee placed them before the Senate without recommendation. The report of the committee was received and filed.

Senator Callister moved a reconsideration of the vote by which S. B. No. 104 was passed.

The motion was defeated.

S. B. No. 104 was transmitted to the House.

Senator Callister moved a reconsideration of the vote by which S. B. No. 115 was passed.

The motion was lost.

S. B. No. 115 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House, this day, has refused to concur in Senate amendments to H. B. No. 53 (Substitute for H. B. No. 8), by the Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies and repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and 1100x added by Session Laws, 1923."

I am also directed to request the Senate to recede from these amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Candland moved that the Senate do not recede from its amendments, and a conference committee be appointed.

The motion carried, and Senators Candland, Jenson and Cottrell were appointed.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. C. R. No. 2, by Mrs. Graham, entitled, "Authorizing portraiture of Honorable Charles R. Mabey, Governor of the State of Utah during the years 1921-1924, inclusive," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. R. No. 2 was read the first time and referred to the Committee on Appropriations and Claims.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 115, by Mr. McCullough, entitled, "An Act to amend Section 9345, Compiled Laws of Utah, 1917, relating to the dismissal of criminal actions for failure to prosecute," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 115 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 93, by Mr. McCullough, entitled, "An Act to amend

Sections 6704 and 6705, Compiled Laws of Utah, 1917, relating to attachments, providing an additional ground for attachment, and for attachment before maturity of claim," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 93 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 102, by Mr. Stone, entitled, "An Act requiring manufacturers of dairy products to report annually to the state board of agriculture, and to purchase milk and cream upon tests made by some person holding a license," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 102 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 119, by Mr. McCullough, entitled, "An Act to amend Section 8768, Compiled Laws of Utah, 1917, relating to preliminary examination and the duty of the magistrate to make full return of the proceedings to the district court and pro-

viding a penalty for failure to comply therewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 119 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has passed, as amended, H. B. No. 59, by Mr. Goggin, entitled, "An Act making it unlawful for any person, firm, association or corporation to use for the same purpose, fill or traffic in any container, bearing the mark, impress, name or device of any person, firm, association other than itself or themselves, and providing a penalty for the violation of the same," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 59 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 120, by Mr. McCullough, entitled, "An Act to amend Section 9209, Compiled Laws of Utah, 1917, relating to the time for taking an appeal in criminal cases," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 120 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 121, by Mr. McCullough, entitled, "An Act to amend Section 8860, Compiled Laws of Utah, 1917, relating to the arraignment of defendant," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No.121 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 122, by Mr. McCullough, entitled, "An Act to amend Section 9190, Compiled Laws of Utah, 1917, relating to bills of exceptions settled, etc., as in civil cases," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 122 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend

Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply therewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 123 was read first time and referred to Committee on Judiciary.

House Bills No. 36 and 37 were transmitted to the House.

On motion of Senator Candland, the Senate adjourned.

FIFTY-FIRST DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 3, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Senator Jenson moved that in consideration of a public hearing previously arranged by the Committee on Agriculture and the necessary absence of a number of Senators, the Senate recess until 2 p. m.

Motion carried, and the Senate recessed.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fiftieth Day and find it correct with minor amendments.

Very Respectfully,
DAVID JENSON.
JOHN S. LEWIS.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has signed and filed with the Secretary of State, H. B. No. 56, by Mr. Hickman, entitled, "An Act creating a state board of park commissioners and prescribing the powers thereof."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has signed and filed with the Secretary of State H. B. No. 69, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 8506 of the Compiled Laws of Utah, 1917, as amended by Chapter 151, Laws of Utah, 1921, relating to the unlawful wearing of medals awarded by the United States or the State of Utah and the authorized insignia of certain veteran and fraternal organizations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Representatives Hamilton Gardner, Anderson and Tangren to serve as a Conference Committee on House Bill No. 53, by the Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies and certain investment companies, and repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and 1100x, amended by Session Laws, 1923."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 127, by Mr. McCullough, entitled, "An Act to amend Section 7427, Compiled Laws of Utah, 1917, relating to change of venue and providing for payment of costs in case of change," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 127 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled

Laws of Utah, 1917, relating to nominations," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 36 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 37 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 370, 371, 374 and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1, and 371x, relating to State

Board of Barber Examiners," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 47 was read first time and referred to Committee on Public Health and Labor.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 181, by Mr. Parrish, entitled, "An Act authorizing and empowering the State Board of Loan Commissioners to borrow money and purchase the Davis County Experiment Farm, and providing for the manner of paying off the loan," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 181 was read first time and referred to Committee on Appropriations and Claims.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 180, (Sub. for H. B. No. 125), by Judiciary Committee, entitled, "An Act amending Section 2545 of the Compiled Laws of Utah, 1917, relating to witnesses' fees and mileage," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 180 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 51, by Mr. Ryan, entitled, "An Act amending Section 1655, Compiled Laws of Utah, 1917, relating to preparation, delivery and forwarding copies of decisions of the Supreme Court of the State of Utah," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 51 was transmitted to the Governor.

Senator Cottrell moved that when the Senate adjourn it do so until 2 p. m. tomorrow.

Motion carried.

Senator Callister moved that the rules be suspended and Senate Bills No. 152 and 129 be taken up on second reading.

Motion carried.

S. B. No. 152 was read the second time.

S. B. No. 152 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Cottrell, Ryan, Stahle.

On motion of Senator Callister, the rules were suspended and S. B. No. 152 was read the third time and placed on its final passage.

S. B. No. 152 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder, Mr. President.

Absent and not voting: Senators Cottrell, Ryan, Stahle, Westphal.

S. B. No. 152 was transmitted to the House.

S. B. No. 129 was read the second time.

S. B. No. 129 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Stahle.

On motion of Senator Finlinson the rules were suspended and S. B. No. 129 was read the third time and placed on its final passage.

S. B. No. 129 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, O'Donnell, Stahle.

S. B. No. 129 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on Highways report back H. B. No. 95, by Mr. J. H. Gardner, entitled, "An Act prohibiting the use of red lights, except for danger signals," and recommend that it be passed.

Respectfully,
THOS. W. O'DONNELL,
Chaiirman.

Report filed.

H. B. No. 95 was placed on the second reading calendar.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

Your Judiciary Committee return herewith Senate Bill No. 148, by Mr. Peters, "An Act amending Section 860, Compiled Laws of Utah, 1917, relating to the formation of corporations," pursuant to the request of the author.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

On request of Senator Peters, S. B. No. 148 was withdrawn.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

Your Committee on Public Institutions report back herewith Senate Bill No. 154, by Mr. Jenson, "An Act providing for retiring of employees of State or State Institutions who have attained the age of sixty years and who have been continuously in service of the State or a State Institution continuously for twenty-five years, and

the payment of pensions to such persons," and recommend that it be passed with the following amendment:

After the syllable "ment" on line 7, add the following: "Provided, however, that the monthly pension shall not exceed $50.00 per month, and provided, further, that the provisions of this Act shall not apply to State Institutions, providing for purchase of old age annuities."

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

S. B. No. 154 was placed on the second reading calendar.

Salt Lake City, Utah, March 2, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 108, by Mr. Keyser, entitled, "An Act amending Sections 3, 4, 5 and 6 of Chapter 39, Laws of Utah, 1923, requiring distributors of and dealers in Motor Vehicle fuels to obtain a license therefor, and levying a tax of three and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on State Road Bonds and to the State Highway maintenance and construction fund; defining terms and prescribing penalties," and recommend that it be passed with the following amendments:

In line 1 of Title, following the figure "4", insert a comma and the figure "5".

Line 1, page 1, following the figure "4", place a comma and insert the figure "5".

At the end of Section 4 add the following: "It is the purpose and intent of this act to impose and levy said tax upon the sale or use of motor vehicle fuels as defined in this act, whether such fuels are used in motor vehicles or for other purposes."

Add Section 5. Section 5. Every distributor and retail dealer as defined in this act in motor vehicle fuel shall render to the Secretary of State of the State of Utah, on or before the 15th day of each month, on forms prescribed, prepared and furnished by the Secretary of State, a sworn statement of the number of gallons of motor vehicle fuel sold or used by him or them during the preceding calendar month, which statement shall be sworn to by one of the pricipal officers, in the case of a domestic corporation, or by the resident general agent or attorney in fact, in case of a foreign corporation, by the managing agent or owner in case of a firm or association, and shall contain an itemized account of the date and quantities of motor vehicle fuel sold or used, stating separately the sales made in interstate commerce and those made in broken packages. Bills shall be rendered to all purchasers of motor vehicle fuel by distributors and retail dealers in motor vehicle fuel as here defined.

From the gross amount of motor vehicle fuels produced and sold and shipped into the State and sold or used there shall be deducted two per cent to allow for evaporation and loss in handling. Producers and refiners shall report the total produced or refined and sold in the State from which two per cent reduction shall be made and those shipping into the State shall report the total amount received for resale in the State and from this amount there shall be deducted two per cent.

Every agent or employee of a common carrier delivering within this State any motor vehicle fuel as defined in this Act, that has been shipped from without the State, shall on or before the 10th day of each month, report in writing all such deliveries during the preceding month to the Secretary of State on blank forms furnished by the Secretary of State, giving the date of delivery, to whom the same was consigned and delivered, and the quantity as shown by the bill of lading and such other information as the Secretary of State may require. Any person failing to comply with the provisions of this Act shall be guilty of a misdemeanor.

Line 18, page 2, strike the words "promptly turn

over" and insert parenthesis followed by the word "pay"; following the word "treasurer" insert "at the same time settlements are made for other fees collected."

Line 33, page 2, strike the words "upon approval" and insert in lieu thereof "April 1st, 1923."

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

Senator Dixon moved that the rules be suspended and S. B. No. 108 be advanced to second reading calendar, and taken up for immediate consideration.

Motion carried.

S. B. No. 108 was read the second time.

On motion of Senator Dixon, the committee report on the bill was adopted.

S. B. No. 108 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

Your Committee on Banking report back herewith S. B. No. 160, by Committee on Banking substitute for S. B. No. 97, by Committee on Revision and Printing, and S. B. No. 79, by Mr. Jenson, "An Act to prevent fraud in the sale and disposition of stocks, bonds and other securities sold or offered for sale in the State of Utah,

creating a State Securities Commission with power to employ a director, defining terms and offenses, prescribing penalties and fees, providing for registration of securities and revocation of orders and registration by commission, providing for procedure, sufficiency of evidence, orders of commission relating to escrows and apeals from orders and action of Commission and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 20x, 21, 22, 23 and 24, Special Session Laws of Utah, 1919, as amended by Chapter 111, Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah, 1921," and recommend same favorably.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 160 was placed on the second reading calendar.

POSTPONED ACTION.

H. B. No. 39 was considered as deferred business.

H. B. No. 39 was read the second time.

On motion of Senator Robinson, the bill was amended as follows:

On page 2, line 20, change "100 to "200".

On motion of Senator McConkie, the bill was amended as follows:

On page 3, line 13, change "ten" to "twenty."

H. B. No. 39 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 3; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Funk, Lewis, Warnick.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has signed and filed with the Secretary of State H. B. No. 54, by Mr. Keyser, entitled, "An Act to amend Sections 4, 7, 14, 17, 18, 23, 24, 28, 30, Chapter 36, Session Laws, 1923, and adding Sections 46 and 47, relating to fish and game."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 2, 1925.

To the Senate:

I am returning herewith without my approval Senate Bill No. 7, by Mr. Callister, entitled, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a state land board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary."

Before discussing fundamental reasons for withholding approval I respectfully invite your attention to some discrepancies in the bill. Three of these are of minor character, of which two are probably errors in typing, as they appear to be correct in the printed bill. Section 5575, line 14, the word "my" supplants the word "may" in the printed copy. Section 5586, line 4, the letters in the word "settlement" are transposed. Section 5575X,

line 6, after reservation, the word "of" is omitted from both the engrossed and printed bills. What appears to be a serious omission, which might make it impossible to sell state lands in at least six counties in the state under existing conditions, occurs in Section 5593, following line 7. Approximately two lines are omitted from both the engrossed and printed bills, and, I take it, very probably did not appear in the original bills.

The title to the bill appears defective because it was not corrected to conform to the amendment made by the House of Representatives to Section 5607, wherein the governor is given power, not as a member of the state land board, to appoint a committee to pass upon loans questioned by the State Auditor.

Primarily, I am opposed to the bill because of the generally known inefficiency of ex-officio boards in important trusts where the duties are many and varied as in this instance, and where special knowledge and training in the business handled is the prime requisite to good service. Senate Bill No. 7 proposes to make the State Board of Loan Commissioners the State Land Board. The State Board of Loan Commissioners is composed ex-officio of the governor, the Secretary of State and the Attorney General, who, under the constitution, are also the State Board of Examiners. It is a well known and established fact that not one of these officials since statehood has been chosen because of his experience or peculiar fitness for handling matters such as come constantly before the State Land Department. Is it wise to entrust the loaning of the state's funds to men who are in office through political accident? A bank would not choose its loan committee in such a haphazard way.

While an unscrupulous politician in office can prostitute almost any public agency to political ends, yet sound legislation demands that the machinery be set up that will at least make it possible to select men on account of their qualifications. The ex-officio board proposed by this bill might be wholly lacking in fitness, and yet it would be impossible for the administration to cure the situation.

Entirely aside from fitness there is the question of time of ex-officio members to devote to these additional duties. For they must either act as rubber stamps to acts of the executive secretary, or else sacrifice other duties to know that their work on the land board is properly done.

To impress upon you the work under which these officials now are staggering it will not be amiss to recite some of their duties, aside from those imposed by the constitution on the respective offices. The governor is ex-officio a member of the Board of Examiners, Board of Loan Commissioners, Board of Insanity, Board of Corrections, Board of Pardons, Board of Park Commissioners, Commander-in-Chief of the State Militia, the Juvenile Court Commission, and possibly of some others of which I have not yet learned. In addition to all this he is held primarily responsible for general conduct of state government, whether he has any time left or not.

The Secretary of State is ex-officio lieutenant governor, a member of the Board of Examiners, the Board of Land Commissioners, the Securities Commission, the Board of Regents of the University of Utah, and the Board of Trustees of the Agricultural College. In addition he is collector of corporation license taxes and of the motor vehicle registration fund.

The Attorney General is ex-officio a member of the Board of Examiners, the Board of Loan Commissioners, the Securities Commission, the Board of Pardons, Board of Trustees of the State Industrial School, and the Juvenile Court Commission. In addition, he is the collector of inheritance taxes and the chief enforcement officer of the state prohibition act.

Less than sixty days incumbency as chief executive have convinced me that ex-officio duties already imposed are far too numerous to permit the governor to make intelligent and thorough study of many big problems affecting the state as a whole and which necessarily devolve upon the head of the administration. I have not discussed this phase of the matter with other officers whom it is proposed to place on an ex-officio state land

board, but I am guided to a considerable extent by their expressions which are of record.

In support of this contention that the members of the proposed land board are not in a position to give the duties the time they demand, I respectfully invite your attention to a communication from the attorney general, Mr. Cluff, addressed to the House of Representatives, and found on page 243 of the House Journal of the Fifteenth Session of the Legislature. It reads, in part, as follows:

"In so far as the state board of examiners is concerned, it must be remembered that the individual members of that board have so many other important duties that it is impossible for them to technically check each claim that is presented for their approval. They must rely upon some one who is employed for that purpose, and when they see the approval of that one, they simply sign their names without even looking at the claim, unless something special is called to their attention. In that way, the names of members of the board of examiners appear on the back as having approved thousands of claims, the inside of which they have never seen."

In further explanation of the Attorney General's statement, I respectfully invite your attention to page 208 of the same Journal, on which appears a part of the report of the Joint Appropriation Committee concerning an investigation of the expenditures in the office of Secretary of State, which reads, in part, as follows:

"In all, your committee examined —— vouchers charged against the Motor Vehicle Registration Fund, and —— vouchers charged against the Secretary of State's contingent fund, and is forced to the conclusion that there has not been a proper segregation of expenditures between said two funds, and that the Motor Vehicle Registration Fund was utilized to clear and cover certain disbursements which, if lawfully made, should properly have been charged to the Secretary of State's contingent fund, or perhaps to some other state department.

"Your committee recommends that the Motor Vehicle Registration Department be separated from the office of the Secretary of State and so placed as to prevent a recurrence of conditions set out herein."

In another communication of more recent date, the Attorney General has implied, if he has not expressed directly, the magnitude of the task confronting him in connection with the enforcement of the prohibition law. The communication was a letter addressed to Mrs. Leota Hutsenpillar, of Ogden, under date of January 9, 1925, and reads as follows:

"Replying to your letter of January 7th, be advised that I know of no statistics that have been kept in this state, or any facts and figures that can be obtained which would show the results of prohibition in Utah.

"Under our law, as you know, we are permitted to import and dispose of alcohol through the state dispensary, and during the last four years, by reason of the fight we have made against the use of extracts and tonics as a beverage, we have very materially reduced the amount of alcohol imported; but as to the results of prohibition in Utah, my observation is that it has succeeded in making of nearly every house wife in the land a manufacturer of some sort of drink, wine, home brew, etc. It has made popular the hip pocket flask; it has caused the bootlegger to flourish and the illicit still to spring up in all sections, and while, I believe, Utah is freer from these things than most any other state in the Union, because of the diligent efforts of the officers and because of the training of our people, yet I am frank to confess that prohibition in Utah is a farce and is developing a citizenry of sneaks and law breakers.

"I should never want to see the open saloon again, but I am convinced, from experience in attempting to handle this matter in connection with the peace officers of the state, that a modification of prohibition laws with a strict government supervision over the manufacture and sale of high grade liquor would bring about better results than are being obtained in this country under the present rigid prohibition laws. The real test of prohibi-

tion has not come yet and will not come until the government, both state and national, proceed to enter every home in the land, confiscate the home brew, home made wines, etc., then prosecute to the limit the individual. I doubt if public sentiment will ever stand for this."

The Secretary of State also has gone on record publicly concerning the great difficulty experienced in attempting to fulfill the duties already imposed upon his office. As a member of the State Securities Commission, he was called upon to give information in connection with the case of Burningham vs. Utah Steel Corporation in the Third District Court, in which a stockholder attempted to recover money paid on stock, on the ground of misrepresentation. The Securities Commission had authorized the sale of the stock and the Secretary of State was called as Chairman of the Commission to offer information as to the examination given the Utah Steel Corporation before authorizing the sale of the stock. The tenor of Mr. Crockett's information throughout was that because of the multitude of duties thrust upon him and other members of the ex-officio commission it was impossible for them to go thoroughly into matters before the commission so as to assure satisfactory protection to the public.

That the office of the Attorney General already is overburdened is reflected in foreclosure proceedings of the Land Department during the past four years. Practically all foreclosure proceedings were handled by outside attorneys, and their fees usually represent additional capital investment by the Land Department in properties acquired. For your information, I am submitting herewith a list of foreclosures during the past four years, supplied by the State Land Commissioner, showing original loan, total investment and how distributed.

Name	Original Loan	Total Investm't	Attorney's fee	Other charges	Attorney
G. D. Goulding	$1600	$ 2478.62	$ 193.60	$ 685.02	G. J. Goulding
W. H. Bryce	1800	2682.35	243.85	658.50	T. W. O'Donnell
J. H. O'Connell	3000	4501.45	350.00	1151.45	E. H. Burgess
J. Ackerman	1800	2470.21	203.22	466.99	Page & Goulding
J. B. Clyde	3500	5019.55	400.00	1119.55	E. H. Burgess
N. Paulson	20000	26000.00	360.00	5640.00	L. A. Magee
J. E. Decker	3000	4094.88	350.00	744.88	F. B. Hammond
John Long	1500	2124.05	180.00	444.05	R. E. Dillman
Dale Sly	1500	2028.93	175.10	353.83	C. T. Woodbury
H. E. Marshall	1100	1465.76	130.68	235.08	Page & Goulding
E. D. Hatch	15000	18000.00	540.00	2460.00	Ham. Gardner
M. Lazenby	10000	13270.00	398.10	2871.90	Ham. Gardner
J. M. Chidester	8000	11000.00	400.00	2600.00	N. J. Bates
J. H. Woods	9000	12000.00	1000.00	2000.00	F. B. Hammond
J. C. Jensen	30000	53098.57	1592.96	11505.61	Ham. Gardner
H. J. Meeks	40000	56588.00	1547.64	15040.36	Ham. Gardner
C. E. Elder	3000	3877.33	282.38	594.95	Page & Goulding

The following loans are in process of foreclosure and the total investment is not yet available:

S. H. Fotheringham	$ 3500	Beverly Glendennin
A. E. Lee	5000	H. P. Fabian
C. H. Woods	6200	Beverly Glendennin
M. M. Tanner	1500	Beverly Glendennin
J. J. Tanner	1400	Beverly Glendennin
Belle Smith .	500	Beverly Glendennin
L. Thompson	10000	H. P. Fabian
W. L. Hansen	5000	H. P. Fabian
J. J. Freeman	1750	Beverly Glendennin
G. W. Moss	4000	W. J. Lowe
W. S. Mason	6000	W. J. Lowe
Blue Ridge Farm	18000	W. J. Lowe
T. Thomas	30000	J. C. Davis
J. M. Jones	3500	Beverly Glendennin
J. C. Murdock	5000	H. P. Fabian
J. W. Cummings	5000	H. P. Fabian
Joseph Howell	4000	Attorney General
H. Southworth	2500	B. W. Dalton
J. M. Redd	4000	B. W. Dalton
Peter Jones	8000	B. W. Dalton
A. B. Hardy	1100	B. W. Dalton
L. M. Hickman	1200	B. W. Dalton

In these lists of foreclosures it will be observed that the office of the Attorney General is represented but once. While the fees have not been determind upon, the aggregate will be at least three per cent of the principal and that amount will be included in the state's investment.

The first test of any legislation is its value to public service, providing, of course, that the public can afford to pay for the service. If it does not offer something in the way of better public service it is fundamentally unsound. It is to be presumed that all of you have in mind only the matter of providing the highest public service which we can afford. I am confident that many members of the legislature were not cognizant of the true situation in regard to conditions I have mentioned when they voted to enact Senate Bill No. 7 into law. I have directed attention to but a few of many enlightening statements and instances which are available to support my position. With a glimpse of the true situation before you, and with the

highest public service always in mind, I am sure you will view the provisions of this measure in a new light.

I observe from the House and Senate Journals that the vote on this bill was almost on party lines. I regret exceedingly that a matter of such importance, and fraught with so much danger, should have in any sense been made a partisan issue. I am sure the members of the legislature could not have appreciated the possible harm that can accrue to the state from this bill when they surrendered their own best judgment to the dictates of fancied party advantage.

In my message to you at the opening of the session I offered the following observation:

"The most serious objection that has been raised to a one-man land board is that it is an unsafe business practice to entrust the lending of the state's funds to a single individual. The funds form an endowment for our public schools, and must be guarded as a sacred trust. There seems to be a widespread demand for greater security in that respect, and I suggest that you give the subject careful consideration. My impression is that a board of three members, at a reduced salary, would remove the objection without increasing the expense of the office. One of the three members could manage the office, thereby replacing the chief clerk. The other two could do the field work, most of which is now done by hired appraisers."

Were it not a matter of common public knowledge that the measure known as Senate Bill No. 7 was prepared and ready for introduction some time before the Legislature convened, it might be argued that the bill under discussion was designed to meet the suggestion in the message, though its provisions differ widely from the plan proposed.

In addition to the Land Commissioner, the chief clerk and one regularly employed appraiser operating out of Salt Lake, whose annual salaries aggregate about $9,600, I find the department maintains the following force of local appraisers who work on a per diem basis:

J. B. Hickman, Tooele.

J. P. Holmgren, Garland.
S. P. Snow, Orangeville.
J. F. Barton, Verdure.
D. C. Cameron, Jr., Panguitch.
E. L. Lyman, Delta.
W. H. Thain, Logan.
W. H. Siddoway, Vernal.
G. A. Adams, Monticello.
Morten Jensen, Richfield.
J. C. Whittaker, Circleville.
W. H. Lyman, Parowan.

It was with the view of supplanting this rather elaborate organization and providing greater security to loans at approximately the same cost that I suggested a three-man citizen, and not ex-officio, land board.

I must admit that the plan I had in mind originally, and which I abandoned with some reluctance, provided for a citizen loan committee to serve at a nominal salary or per diem basis, and I am not sure but that it ,after all, is by far the best of the three proposals. It certainly would afford in the greatest degree the security of land funds which members of the legislature have asserted on the floors of the respective houses was the purpose of Senate Bill No. 7. The original plan I favored would leave the organization of the State Land Office substantially as it is, but the loans would require the approval of a citizen committee of three business men of recognized ability and of wide experience. For instance, I would suggest that such a committee might be composed of a banker experienced in farm paper, an appraiser or real estate man familiar with farm lands and securities, and a dealer in high grade securities. Since Senate Bill No. 7 has been under discussion I have suggested this plan to some of your members and I have yet to learn that its efficacy is in question. It should be no greater task to obtain men of ability and character for such a post than for the governing boards of our institutions. Certainly the remuneration for such positions should be held at a level that would discourage their employment as political footballs.

The plan of organization authorized in Senate Bill No. 7 is designated neither for efficiency nor for econ-

omy. By abolishing fixed executive responsibility and substituting therefor a loose form of divided responsibility it weakens, rather than strengthens, security, and violates accepted standards of sound administration. It encourages "rubber stamp" methods by another board, and we already have far too many "rubber stamp" boards.

It appeals to me, and I believe it would so appeal to most men with average knowledge of politics and business, as a decidedly questionable, if not entirely unsound, policy to have the state's borrowing power and chief lending power vested in the same board. The State Board of Loan Commissioners is the borrowing power of the state and no inconsiderable part of the funds borrowed are obtained from the State Land Department.

I find myself very much confused by the vagueness of that part of Section 5607 relating to review of loans questioned by the State Auditor. By implication the Governor is authorized to appoint a citizen committee of three members to investigate and examine investments questioned by the State Auditor. The power of the Governor to appoint is not granted directly, nor is the term of remuneration of the members of the committee specified. In the interest of security to the funds it would be much better to have the investigations made by the committee before the auditor is requested to issue his warrant.

The enactment into law of Senate Bill No. 7 as now constituted is a serious matter, not only to the people of the state but to those who will become members of the State Land Board. I must admit in all frankness that I have neither the experience nor the qualifications to give efficient service as a member of the board even though my other duties were far less arduous and important. But if these additional duties should be forced upon the office I shall accept them in all seriousness, and lacking training and experience in farm loan matters I shall take such means as I may deem essential to the safeguarding of the land funds even at the cost of efficiency and economy. If the majority of the board

should see fit to deviate from that policy the responsibility will not be with this office.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

The Governor's message was ordered spread on the Journal of the Senate.

On motion of Senator Callister, S. B. No. 7 and the Governor's veto message were made special order for tomorrow at 2:15 p. m.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

Your Committee on Revenue and Taxation submit herewith S. B. No. 162, by Committe on Revenue and Taxation, substitute for S. B. No. 82, by Mr. Lewis, entitled, "An Act providing for the taxing of automobile corporations and other uersons and corporations using the public streets and highways of the State for hire, denominating all of them operators, providing for certain reports to be made and providing punishment for the failure to truthfully so report and recommend that it be passed. Senator Auerbach does not concur is the report.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

S. B. No. 162 was ordered printed and placed on the second reading calendar.

On motion of Senator Candland, the Senate adjourned.

FIFTY-SECOND DAY.

SENATE CHAMBER,
State Capitol
Salt Lake City, Utah, March 4, 1925.

The Senate met at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fifty-first Day and find it correct with slight typographical changes.

Very Respectfully,
DAVID JENSON.
JOHN S. LEWIS.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, March 2, 1925.

To the Senate:

I am transmitting herewith for your information a copy of Enrolled Act No. 60, Senate, Eighteenth Legislature of the State of Wyoming, which was received today from Governor Ross.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COPY.

Enrolled Act No. 60, Senate Eighteenth Legislature of the State of Wyoming.

An Act relating to the Colorado River Compact.

WHEREAS, The Legislatures of the States of California, Colorado, Nevada, New Mexico, Utah, and Wyoming, heretofore have approved the Colorado River Compact, signed by the Commissioners for said States and the State of Arizona, and approved by Herbert Hoover, as a representative of the United States of America, at Santa Fe, New Mexico, November 24th, 1922, (Chapter 3 of the Session Laws of Wyoming, 1923,) and notice of the approval by the Legislature of each of said approving states has been given by the Governor to the Governors of the other signatory States, and to the President of the United States, as required by Article XI of said compact; now, therefore,

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF WYOMING:

Section 1. That the provisions of the first paragraph of Article XI of the Colorado River Compact, making said compact effective when it shall have been approved by the Legislature of each of the signatory states, are hereby waived and said compact shall become binding and obligatory upon the State of Wyoming, and upon the other signatory states which have ratified or may hereafter ratify it, whenever at least six of the signatory states have consented thereto and the Congress of the United States shall have given its consent and approval, provided, however, that this Act shall be of no force and effect until a similar Act or Resolution shall have been passed or adopted by the Legislatures of the States of California, Colorado, Nevada, New Mexico and Utah.

Section 2. This Act shall take effect and be in force from and after its passage.

J. C. UNDERWOOD,
Speaker of the House of Representatives.

LEWIS H. BROWN,
President of the Senate.

Approved 1:25 p. m., Feb. 25, 1925.

NELLIE TAYLOR ROSS,
Governor.

The communication and the accompanying document were referred to the Committee on Judiciary.

On request of Senator Cottrell, H. B. No. 79 was recalled from the Committee on Commerce and Industries and referred to the Committee on Judiciary.

An invitation was received from Warden Devine for the Senate to attend a vaudeville entertainment at the State Prison, Friday evening, March 6.

On motion of Senator Lewis, the invitation was accepted.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day suspended its rule No. 84, and rescinded its action whereby the Speaker signed H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendent prepare and file with the Board of Education a tentative budget each and every year together with a statement of financial condition of the district; requiring the Board of Education to adopt a budget and make appropriations for next fiscal year; making appropriations by Board of Education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports."

I am also directed to request the Senate to suspend its rule No. 99, and rescind its action whereby this bill was signed by the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Dixon moved that the rules be suspended and the action of the President in signing H. B. No. 28 be rescinded.

Motion carried.

Salt Lake City, Utah, March 3, 1925.

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. 64, by Mr. Hamilton Gardner, entitled, "An Act concerning declaratory judgments and decrees and to make uniform the law relating thereto."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

SPECIAL ORDER.

S. B. No. 7 was taken up on special order.

The Governor's veto message was read.

Senator Callister moved that S. B. No. 7 be passed, notwithstanding the Governor's disapproval.

S. B. No. 7 then passed on the following roll call:

Ayes, 19; nays, 1; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator McConkie.

S. B. No. 7 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 113, by Mr. McCullough, entitled, "An Act to repeal Sections 260, 261, 262, 263, 264, 265, 266, 267, 268 and 269, of Title 4, Com-

piled Laws of Utah, 1917, relating to apprenticeship," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 113 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 97 (Sub. for H. B. No. 15), by Committee on Irrigation, entitled, "An Act amending Sections 8, 21, 23, 47, 48, 52, 53, 77, Chapter 67, Session Laws of Utah, 1919, and adding new sections to be known as Sections 32x, 40x 73x, relating to the State Engineer, the appropriation, adjudication and administration of water rights, the construction of dams and fees of the office of State Engineer," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 97 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 3, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 103, by Mr. Fowles, entitled, "An Act to amend Section 6730, Chapter 125, Laws of Utah, 1919, relating to garnishment, amending said act so as to provide for the garnishment before or after judgment of any person or corporation indebted to the defendant by filing an affidavit or bond, and making no exceptions as to citizenship of the plain-

tiff," and the same is transmitted herewith for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 103 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State H. B. No. 24, by Mr. Welsh, entitled, "An Act providing for county budgets, the preparation thereof, the estimating of revenues and the apportioning of same; the method of handling deficits and unexpended balances; requiring the passage of budget appropriation ordinance, and the holding of expenditures within said budget; and providing for exceptions."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

SPECIAL ORDER.

S. B. No. 85 was taken up on special order.

On motion of Senator Funk, S. B. No. 85 was made special order for March 6 at 2:30 p. m.

S. B. No. 114 was taken up on special order.

On motion of Senator Lewis, S. B. No. 114 was made special order for March 5, at 3 p. m.

INTRODUCTION OF BILLS.

Unanimous consent being given, Senator Ryan introduced S. B. No. 163, by Mr. Ryan, "An Act to amend Section 1, Chapter 123, Session Laws of Utah, 1921, re-

lating to loans by the State Land Board or the State Land Commissioner from the Suspense fund."

S. B. No. 163 was read the first time and ordered printed and referred to the Committee on Agriculture.

Senator Funk gave notice of his intention to make a motion tomorrow for the creation of a Sifting Committee.

An invitation was received for the Senators to hear an illustrated lecture this evening by Randall Jones on the scenic beauties of southern Utah.

On motion of Senator Robinson, the invitation was accepted.

CONSIDERATION OF BILLS ON THIRD READING

S. B. No. 63 was read the third time and placed on its final passage.

S. B. No. 63 then passed on the following roll call:

Ayes, 14 nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Dixon, Finlinson, Funk, Hirschi, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister, Cottrell, Jenson, O'Donnell, Stahle.

S. B. No. 63 was transmitted to the House.

On motion of Senator Winder, S. B. No. 50 retained its place on the third reading calendar for tomorrow.

S. B. No. 56 was read the third time and placed on its final passage.

S. B. No. 56 then passed on the following roll call:

Ayes, 17; nays, 2; absent 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Funk, Hirschi, Jenson,

Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Cottrell, Dixon.

Absent and not voting: Senator Finlinson.

S. B. No. 56 was transmitted to the House.

H. B. No. 39 was read the third time and placed on its final passage.

H. B. No. 39 then passed on the following roll call:

Ayes, 13; nays, 4; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, O'Donnell, Peters, Robinson, Stahle, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Funk, Lewis, Ryan, Warnick.

Absent and not voting: Senators Callister, Finlinson, McConkie.

H. B. No. 39 was transmitted to the House.

H. B. No. 108 was read the third time and placed on its final passage.

On motion of Senator Lewis the bill was amended as follows:

On line 2 of Title, after "1923," insert "relating to vehicle fuels and."

H. B. No. 108 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister, McConkie.

H. B. No. 108 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

Your Committee on Commerce and Industries report back herewith House Bill No. 60, by Mr. Pettit, "An Act to amend Section 3111 of the Compiled Laws of Utah, 1917, as amended by Chapter 63, Session Laws of Utah, 1919, relating to the Industrial Commission of Utah, the State Insurance Fund and Workmen's Compensation," and recommend that it be passed as amended by the House.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

H. B. No. 60 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 67 was read the second time.

On motion of Senator Jenson the bill was amended as follows:

On line 16, change "on" to "or."

S. B. No. 67 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Dixon, Finlinson, Hirschi, Westphal.

On motion of Senator Jenson, the rules were suspended and S. B. No. 67 was read the third time and placed on its final passage.

S. B. No. 67 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Dixon, Finlinson, Hirschi, McConkie, Westphal.

S. B. No. 67 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all acts or parts of acts in conflict herewith," and the same is returned herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Ryan a conference committee on S. B. No. 76 was authorized.

The President appointed Senators Ryan and Funk.

COMMUNICATION FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, March 4, 1925.

To the Senate:

I have this day nominated the following persons for

the positions designated and am submitting them herewith for your consideration and confirmation:

For STATE BANK COMMISSIONER: Seth Pixton, to serve four years.

For STATE ENGINEER: George M. Bacon, to serve four years.

MEMBER STATE INDUSTRIAL COMMISSION: William M. Knerr, to serve six years.

MEMBER STATE ROAD COMMISSION: Henry H. Blood, to fill unexpired term, serving until December 1, 1929.

For ADJUTANT GENERAL: W. G. Williams, to serve two years.

MEMBERS STATE BOARD OF AGRICULTURE: A. A. Hinckley, R. D. Wadley, R. R. Judd, Robert J. Evans, to serve four years.

BOARD OF TRUSTEES OF THE SCHOOL FOR THE DEAF AND THE BLIND: C. Clarence Neslen, Mrs. A. B. Coray, Dr. Robert R. Hampton, to serve terms of six years.

BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL: Hugo B. Anderson, Dr. Jane W. Skolfield, to serve terms of four years.

MORMON BATTALION MONUMENT COMMISSION: James H. Douglas, Charles H. Hart, Maybelle T. Davis, Brigham H. Roberts, Wesley E. King, Glen Miller, Mary J. Clawson, to serve terms of two years.

STATE BOARD OF PARK COMMISSIONERS: Lafayette Hanchett and Randall Jones, to serve four years.

UTAH WATER STORAGE COMMISSION: W. W. Armstrong, John A. Widtsoe, W. O. Creer, William R. Wallace, A. P. Bigelow, J. G. M. Barnes, to serve two years.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Senator Winder moved that the nominations of the Governor be referred to a committee to be appointed by the President.

Motion carried.

President Irvine announced that he would appoint the committee tomorrow morning.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day reconsidered, under suspension of the rules, its vote by which H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendent prepare and file with the Board of Education a tentative budget each and every year, together with a statement of financial condition of the district; requiring the Board of Education to adopt a budget and make appropriations for next fiscal year; making appropriations by Board of Education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports," was passed, and has amended and repassed the same, and the same is transmitted herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Dixon, the rules were suspended and the vote was reconsidered by which H. B. No. 28 passed.

On motion of Senator Dixon, the House amendments were concurred in.

H. B. No. 28 then passed on the following roll call:
Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Finlinson, Funk, O'Donnell, Peters, Stahle.

H. B. No. 28 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 72 was read the second time.

The committee report on the bill was read.

On motion of Senator Candland, the committee report was adopted, killing the bill.

S. B. No. 101 was read the second time.

S. B. No. 101 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, O'Donnell.

On motion of Senator Jenson, the rules were suspended and S. B. No. 101 was read the third time and placed on its final passage.

S. B. No. 101 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Westphal.

S. B. No. 101 was transmitted to the House.

S. B. No. 107 was read the second time.

On motion of Senator O'Donnell, the bill was amended as follows:

On page 2, strike out lines 18 and 19.

S. B. No. 107 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Finlinson, Funk.

On motion of Senator Jenson, the rules were suspended and S. B. No. 107 was read the third time and placed on its final passage.

On motion of Senator Cottrell, the bill was amended as follows:

On line 20, page 2, change "prescribe" to "prescribed."

S. B. No. 107 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Finlinson, Funk, Hirschi, Peters.

S. B. No. 107 was transmitted to the House.

On motion of Senator Winder, Senate Bills No. 60 and No. 113 retained their places on the second reading calendar for tomorrow.

H. B. No. 61 was read the second time.

On motion of Senator O'Donnell the bill was amended as follows:

On line 17, change "of" to "or".

H. B. No. 61 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 1; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Auerbach, Candland, Funk, Hirschi, Westphal.

H. B. No. 12 was read the second time.

On motion of Senator Jenson, the bill was amended as follows:

On page 4, line 8, of printed bill, after "of" insert "adjustment".

On page 4, line 18, change "case" to "cause".

On motion of Senator Cottrell the bill was amended as follows:

On page 5, line 11, change "four" to "three".

On motion of Senator Cottrell, the Senate adjourned.

FIFTY-THIRD DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 5, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fifty-second Day and find it correct with a few changes.

Respectfully,
DAVID JENSON.
JOHN S. LEWIS.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 98, by Mr. O'Donnell, entitled, "An Act granting power to towns to borrow money, issue bonds therefor and to refund bonds," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 98 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has today suspended joint rule No. 28, and it requests that the Senate also suspend this rule so that the Conference Committee report on H. B. No. 53, by the Judiciary Committee entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies, and repealing Title 19, Chap-

ter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and Section 1100x added by Session Laws, 1923," may be adopted.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

The Secretary was directed to request that the House send H. B. No. 53 to the Senate.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 114, by Mr. Tangren, entitled, "An Act to amend Section 1784, Compiled Laws of Utah, 1917, relating to the criminal jurisdiction of Justice's court," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 114 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has returned without his approval, H. B. No. 57, by Mrs. Paxman, entitled, "An Act regulating the location of barber shops catering to women and children."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

COMMITTEE ON APPOINTMENTS.

President Irvine announced the appointment of Senators Peters, Candland, Callister, Dixon and Winder as the Committee to whom the Governor's appointments will be referred.

UNFINISHED BUSINESS.

H. B. No. 12 was taken up on postponement.

On motion of Senator Jenson the bill was amended as follows:

In Section 7, change "adope" to "adopt." In same section change "pertintent" to "pertinent." In Section 9, change "statue" to "statute."

On motion of Senator Lewis the bill was amended as follows:

In the Title, third line from bottom, after "Commission," insert "and a Board of Adjustment."

Page 3, line 18, after "members," insert "who shall serve without pay."

H. B. No. 12 was then ordered read the third time on the following roll call:

Ayes, 13; nays, 5; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Warnick, Mr. President.

Those voting in the negative were: Senators Callister, Hirschi, Stahle, Westphal, Winder.

Absent and not voting: Senators Candland, Robinson.

Senator Auerbach gave notice of a motion to reconsider the vote by which H. B. No. 12 was passed to third reading.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Representatives Redd, Crouch and Findlay, as a Conference Committee on House amendments to S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all Acts or parts of Acts in conflict herewith."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Senator Candland was appointed an additional member of the Conference Committee on S. B. No. 76.

Salt Lake City, Utah, March 4, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 98, by Mr. O'Donnell, "An Act granting power to towns to borrow money, issue bonds therefor and to refund bonds," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 98 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

UNFINISHED BUSINESS.

S. B. No. 50 was taken up on postponement.

S. B. No. 50 was passed for the present.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 164, by Mr. Sharp, entitled, "An Act constituting the State Board of Examiners, a board of supplies and purchase; defining its powers and duties; and repealing Chapter 127, Session Laws of Utah, 1921, as amended by Chapter 85, Session Laws of Utah, 1923," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 164 was read first time and referred to Committee on Banking.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 61 was read the third time and placed on its final passage.

H. B. No. 61 then passed on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Hirschi, Peters.

H. B. No. 61 was transmitted to the House.

On motion of Senator Winder, Senate Bills No. 60 and 113 were passed for the present, retaining their places on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 88 was read the second time.

On motion of Senator Cottrell, the enacting clause of S. B. No. 88 was stricken out.

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

The Committee report on the bill was read.

On motion of Senator Lewis the Committee report was adopted.

On motion of Senator McConkie the bill was amended as follows:

In the Title and in the first section, strike the words "sell, give away, otherwise dispose of."

On motion of Senator Dixon, the enacting clause of S. B. No. 19 was stricken out.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 39, by Mr. Sharp, entitled, "An Act amending Section 2213, Chapter 6, Title 27, Compiled Laws of Utah, 1917, and adding Sections 2213x, 2213x1, 2213x2, 2213x3, 2213x4, relating to the appointment of judges of election," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 39 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 108, by Mr. Keyser, entitled, "An Act amending Sections 3, 4, 5 and 6, of Chapter 39, Laws of Utah, 1923, relating to motor vehicles and requiring distributors of and dealers in motor vehicle fuels to obtain a license therefor, and levying a tax of three and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on state road bonds and to the state highway maintenance and construction fund; defining terms and prescribing penalties," and the same is transmitted herewith for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 108 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 98, by Mr. O'Donnell, entitled, "An Act granting power to towns to borrow money, issue bonds

therefor and to refund bonds," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 98 was transmitted to the Governor.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to return, as per your request, H. B. No. 53, by the Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies, and repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and 1100x, added by Session Laws, 1923," for your further consideration.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day, under suspension of rules, adopted the Conference Committee's report on H. B. No. 53, by the Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies, and repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and 1100x added by Session Laws, 1923," and

passed the same under suspension of rules and same is transmitted herewith for your final action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Conference Committee on House Bill No. 53, begs leave to report as follows:

1. That the House concurs in all the Senate amendments, except the one on page 3, line 25.

2. That the word "out" be stricken from the word "without" in the Senate amendment on page 3, line 25.

3. Beginning with page 6, line 4, Section 8 shall read "Section 7, and all subsequent sections shall be renumbered to conform with the changes made by the Senate amendment in said bill.

4. Page 10, line 27, strike the words "banking board" and insert in lieu thereof "board of examiners."

Respectfully submitted,
W. D. CANDLAND,
C. COTTRELL, JR.,
DAVID JENSON,
Senate Committee.

HAMILTON GARDNER,
H. C. ANDERSON,
O. A. TANGREN,
House Committee.

On motion of Senator Cottrell, the proposed amendments were adopted.

H. B. No. 53 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Funk, Hirschi, Jenson, McConkie, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Lewis, O'Donnell, Peters, Westphal, Winder.

H. B. No. 53 was transmitted to the House.

On motion of Senator Funk, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

BILL INTRODUCED.

Unanimous consent being given, Senator Funk introduced S. B. No. 164, by Mr. Funk, entitled, "An Act amending Chapter 7, Title 55, Compiled Laws of Utah, 1917."

S. B. No. 164 was read the first time and referred to the Committee on Revision and Printing.

COMMUNICATIONS FROM THE GOVERNOR.

EXECUTIVE OFFICE,
State Capitol,

Salt Lake City, Utah, March 5, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 52, by Mr. Warnick, "An Act relating to the powers of the State Board of Agriculture providing for the issuance of certificates and declaring such certificates to be prima facie evidence of the facts contained therein."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

EXECUTIVE OFFICE,
State Capitol,
Salt Lake City, Utah, March 5, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 51, by Mr. Ryan, "An Act amending Section 1655, Compiled Laws of Utah, 1917, relating to preparation, delivery and forwarding copies of decisions of the Supreme Court of the State of Utah."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 163, by Mr. Crouch, entitled, "An Act authorizing the State Land Commissioner to sell the New Hope Irrigation District bonds, purchased by the State August 25, 1913," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 163 was read first time and referred to Committee on Agriculture.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Public Health and Labor report back S. B. No. 153, by Mr. Callister, entitled, "An Act making it unlawful to sell or have possession of Mari-

huana and providing for the dispensation of the same," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

S. B. No. 153 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith S. B. No. 134 by Mr. Jenson, entitled, "An Act to amend section 4782, chapter 2, Title 91, Compiled Laws of Utah, 1917, relating to definitions and terms used in connection with the Public Utilities Act," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 134 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith S. B. No. 116 by Mr. Winder, entitled, "An Act amending Section 2527, of the Compiled Laws of Utah, 1917, relating to fees of Justices of the Peace," and recommend that it be not passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

S. B. No. 116 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 121, by Mr. McCullough, entitled, "An Act to amend Section 8860, Compiled Laws of Utah, 1917, relating to the arraignment of defendant". and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 121 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 180, sub. for H. B. No. 125, by Judiciary Committee, entitled "An Act amending Section 2545 of the Compiled Laws of Utah, 1917, relating to Witnesses' fees and Mileage," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 180 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 119, by Mr. McCullough, entitled, "An Act to amend section 8768, compiled Laws of Utah, 1917, relating to preliminary examination and the duty of the magistrate to make full return of proceedings to the district Court and

providing a penalty for failure to comply therewith," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 119 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply therewith," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 123 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Highways report back House Bill No. 144, by Mr. Hickman, entitled, "An Act to amend Section 2855, Chapter 62, Session Laws, 1921, as amended by Chapter 89, Session Laws, 1923, relating to the designation of State roads," and recommend that it be passed with the following amendments:

Line 28, page 2, add "From Mt. Pleasant in a westerly direction to Moroni."

Line 18, page 3, add, "From a point approximately eight (8) miles west of the "K" Ranch on the Victory Highway, thence in a southeasterly direction to the Colo-

rado State line, a distance of ten and four-tenths (10 4-10) miles."

Line 19, page 4, strike the period after "Silver City," insert comma and add, "thence in a southerly direction via Jericho, Lynndyl, to Delta."

Respectfully,
THOS. W. O'DONNELL,
Chairman.

Report filed.

H. B. No. 144 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Banking report back H. B. No. 146, by Mr. Parrish, entitled, "An Act amending Sections 973 and 978, Compiled Laws of Utah, 1917, as amended by Chapter 18, Session Laws of 1919, Sections 975 and 980, Compiled Laws of Utah, 1917, as amended by Chapter 24, Session Laws of Utah, 1921, Section 1006, Compiled Laws of Utah, 1917, as amended by Chapter 38, Session Laws of 1923, Section 972x1, Chapter 38, Session Laws of 1923, relating to the State Banking Department; the appointment by the State Bank Commissioner of Bank Examiners and prescribing their qualifications and duties; the examination of banks and fixing the fees therefor; limiting the amount of subscribed capital stock of banks; and prescribing the manner of qualifying by banks as depositories for United States deposits or Postal Savings funds," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

On motion of Senator Candland, the rules were suspended and H. B. No. 146 was placed on second reading.

H. B. No. 146 was read the second time.

H. B. No. 146 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Anerbach, Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Finlinson, Hirschi.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Banking report back H. B. No. 164, by Mr. Sharp, entitled, "An Act constituting the State Board of Examiners, A Board of Supplies and Purchase; defining its powers and duties; and repealing Chapter 127, Session Laws of Utah, 1921, as amended by Chapter 85, Session Laws of Utah, 1923," and recommend that it be passed. Senator Dixon does not concur.

Respectfully,
W. D, CANDLAND,
Chairman.

Report filed.

H. B. No. 164 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committe on Appropriations report back H. B. No. 181, by Mr. Parrish, entitled "An Act authorizing and empowering the State Board of Loan Commissioners to borrow money and purchase the Davis County Experiment Farm, and providing for the Manner of Paying off the loan," and recommend that it be passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

H. B. No. 181 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 159, substitute for Senate Bills No. 47, 60, 113, 117, 124, by Agricultural Committee, entitled, "An Act amending Sections 2, 3, 4, 5, 11, 13, 14, 16, 17, 18, 19, 21, 22, 31, 48, 49, 57, Chapter 68, Session Laws of Utah, 1919, as amended by Chapter 73, Session Laws of Utah, 1921, and Chapter 9, Session Laws of Utah, 1923, and adding a new section known as Section 18X, relating to the formation and organization of water conservation districts, the duties of state, county and district officers relative to such districts, issuance of bonds, contracts of water conservation districts with the United States, inclusion of corporations, associations or individuals, in such districts, construction of works, period of redemption, petition for inclusion of lands and confirmation proceedings relative to such districts," and recommend that it be passed with the following amendments:

On page 1, line 8 of Title, change the word "disriet" to "district".

At the end of the Title, change the period to a comma and add the following: "and also add new section to be known as Section 66X, defining conservation districts."

On page 2, line 31, strike the word "forty" and insert in lieu thereof the word "ten".

On page 3, line 21, strike the figures "40" and insert in lieu thereof the figures "10".

On page 3, line 23, strike the figures "40" and insert in lieu thereof the figures "10".

On page 3, line 31, insert after the syllable "veys" the following: "unless otherwise provided."

On page 17, line 32, underline the entire line.

On page 22, line 12, strike out the words "and also of the water."

On page 22, line 13, strike out the words "covered by the lien"; also strike out the words "the water" and insert in lieu thereof the word "said".

On page 22, line 14, after the syllable "trict" strike the comma and insert in lieu thereof a period; then strike the remainder of the line.

On page 22, line 15, strike all of line.

On page 23, line 29, strike the parenthesis and insert in lieu thereof "and required".

On page 24, line 1, strike the word "three" and insert in lieu thereof the word "two", not underlined.

On page 27, after line 26, add a new paragraph as follows:

Section 66X. Wherever the term "conservation district" is used in this Act or in Chapter 73, Session Laws of Utah, 1921, it shall be understood to include "conservation and irrigation districts".

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

Senator Winder moved that the enacting clauses of Senate Bills No. 60 and 113 be stricken out.

Motion carried.

On motion of Senator Winder, the enacting clauses of Senate Bills No. 47, 117, and 124 were stricken out.

Senator Winder moved that S. B. No. 159 be accepted as a substitute for Senate Bills No. 47, 60, 113, 117, and 124, and the rules be suspended and the bill be read the second time.

The motion carried, and S. B. No. 159 was read the second time.

The Committee report on the bill was read.

On motion of Senator Winder the committee report was adopted.

Senator Peters was called to the Chair.

On motion of Senator McConkie, the bill was amended as follows:

On page 27, after "Chapter 73," strike "Session."

S. B. No. 159 was then ordered read the third time on the following roll call:

Ayes, 13; nays, 3; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Winder.

Those voting in the negative were: Senators Auerbach, Stahle, Westphal.

Absent and not voting: Senators Callister, Hirschi, O'Donnell, Mr. President.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 82, by Mr. Sharp, entitled, "An Act repealing Chapter 34, Laws of Utah, 1923, providing for the levying of a tax for the control of hog cholera," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 82 was placed on the second reading calendar.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Committee on Banking report back S. B. No. 155, by Mr. Hirschi, by request, entitled, "An Act to amend Section 2, Chapter 17, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah,

1921, relating to prevention of fraud in the sale of securities," and recommend that it be passed.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

S. B. No. 155 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 40, by Mr. Callister, entitled, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of police departments in cities of the first and second class," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 40 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendent prepare and file with the board of education a tentative budget each and every year together with a statement of financial condition of the district; requiring the board of education to adopt a budget and make appropriations for next fiscal year; making appropriations by board of education in excess of estimated revenue unlawful and requiring a rever-

sion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 28 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

SPECIAL ORDER.

S. B. No. 114 was taken up as a special order.

S. B. No. 114 was read the second time.

President Irvine resumed the Chair.

On motion of Senator Lewis the bill was amended as follows:

Page 2, line 26, after "least" change "ten (10)" to "fifteen (15)."

Page 3, line 14, after "commission," insert "manager."

Page 6, line 5, after "than" change "three" to "four."

Page 8, line 19, after "city," strike "office" and insert "county or state office or employment."

S. B. No. 114 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 7; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Finlinson, Jenson, Lewis, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Those voting in the negative were: Senators Cand-

land, Callister, Cottrell, Dixon, McConkie, O'Donnell, Peters.

Absent and not voting: Senators Funk, Hirschi, Winder.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, over the Governor's veto, S. B. No. 7, by Mr. Callister, entitled, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574x of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118,120,122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a State Land Board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary."

The same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 7 was referred to the Committee on Engrossing and Enrolling, with instructions to prepare a Certificate of Enactment.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 61, by Mr. Fowles, entitled, "An Act to amend Section 2896, Compiled Laws of Utah, 1917, as

amended by Chapter 60 of the Session Laws of Utah, 1919, being an act providing for legal holidays," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 61 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORT OF JOINT COMMITTEE.

Salt Lake City, Utah, March 5, 1925.

Mr. President:

Your Joint Committee report back S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all Acts or parts of Acts in conflict herewith," and recommend that the House amendments be concurred in.

Very Respectfully,
G. F. RYAN.
C. L. FUNK.
W. D. CANDLAND.
H. C. REDD.
ALEX. FINDLAY.
H. A. CROUCH.

On motion of Senator Ryan, the conference committee report was concurred in.

S. B. No. 76 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters,

Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Hirschi.

S. B. No. 76 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 50 was read the third time and placed on its final passage.

On motion of Senator Winder, the bill was amended as follows:

After "stated," on page 6, line 17, insert "Provided, however, that the provisions of this section shall not be construed so as to apply to sales by producers or exchanges among themselves."

S. B. No. 50 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Hirschi, Stahle.

S. B. No. 50 was transmitted to the House.

On motion of Senator Cottrell, the Senate went into executive session.

The executive session terminating, the regular session was resumed.

On motion of Senator Winder, the rules were suspended, and the Senate proceeded to consider the nominations of the Governor.

Senator Peters reported that the committee appointed to consider the Governor's nominations recom-

mends that the Senate advise and consent to the following nominations:

For STATE BANK COMMISSIONER: Seth Pixton, to serve four years.

MEMBER STATE INDUSTRIAL COMMISSION: William M. Knerr, to serve six years.

MEMBER STATE ROAD COMMISSION: Henry H. Blood, to fill unexpired term, serving until December 1, 1929.

For ADJUTANT GENERAL: W. G. Williams, to serve two years.

MEMBERS STATE BOARD OF AGRICULTURE: A. A. Hinckley, R. D. Wadley, R. R. Judd, Robert J. Evans, to serve four years.

BOARD OF TRUSTEES OF THE SCHOOL FOR THE DEAF AND THE BLIND: C. Clarence Neslen, Mrs. A. B. Coray, Dr .Robert R. Hampton, to serve terms of six years.

MORMON BATTALION MONUMENT COMMISSION: James H. Douglas, Charles H. Hart, Maybelle T. Davis, Brigham H. Roberts, Wesley E. King, Glen Miller, Mary J. Clawson, to serve terms of two years.

STATE BOARD OF PARK COMMISSIONERS: Lafayette Hanchett and Randall Jones, to serve four years.

By unanimous vote the Senate advised and consented to the above nominations.

On motion of Senator Westphal, the Senate adjourned.

FIFTY-FOURTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 6, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 6, 1925.

Mr. President.

Your Committee on Revision report that we have read the Journal of the Fifty-third Day and find it correct with some changes.

Respectfully,
DAVID JENSON.
JOHN S. LEWIS.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 40, by Mr. Callister, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of Police Departments in cities of the first and second class," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 40 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

INTRODUCTION OF BILLS.

Unanimous consent being given, Senator Finlinson introduced S. B. No. 165, by Mr. Finlinson (by request), "An Act authorizing the State Land Board to remit the accrued interest on payment of the principal of certain indebtedness due the state of Utah on account of State Loan No. D-31."

S. B. No. 165 was read the first time and ordered printed and referred to the Committee on Agriculture.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 12 was read the third time and placed on its final passage.

On motion of Senator Auerbach, H. B. No. 12 was made a special order for this afternoon, following S. B. No. 86.

H. B. No. 146 was read the third time and placed on its final passage.

H. B. No. 146 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Hirschi, Ryan, Winder.

H. B. No. 146 was transmitted to the House.

On motion of Senator Lewis, S. B. No. 114 was made a special order for March 7 at 3 p. m.

On motion of Senator Stahle, S. B. No. 159 was made a special order for March 7, following S. B. No. 114.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 80 was read the second time.
The committee report on the bill was read.

On motion of Senator Lewis, the committee report was adopted.

S. B. No. 80 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Winder.

On motion of Senator Lewis the rules were suspended and S. B. No. 80 was read the third time and placed on its final passage.

S. B. No. 80 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Winder.

S. B. No. 80 was transmitted to the House.

S. B. No. 81 was read the second time.
The committee report on the bill was read.

On motion of Senator Lewis, the committee report was adopted.

S. B. No. 81 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Hirschi, Robinson, Winder.

On motion of Senator Lewis, the rules were suspended and S. B. No. 81 was read the third time and placed on its final passage.

S. B. No. 81 then passed on the following roll call:

Ayes, 15; nays,none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Hirschi, Robinson, Winder.

S. B. No. 81 was transmitted to the House.

On motion of Senator Cottrell, further consideration of House Bills No. 62, 55 and 25 was deferred for the present.

S. B. No. 128 was read the second time.

S. B. No. 128 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Funk, Winder.

On motion of Senator Finlinson, the rules were suspended and S. B. No. 128 was read the third time and placed on its final passage.

S. B. No. 128 then passed on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Hirschi, Winder.

S. B. No. 128 was transmitted to the House.

On motion of Senator Warnick, the rules were suspended and S. B. No. 126 was advanced on the second reading calendar for immediate consideration, and Senate Bills No. 136 and 137 took the place of S. B. No. 126 on the calendar.

On motion of Senator Callister, H. B. No. 164 was made a special order for this afternoon, following the special orders already set.

S. B. No. 126 was read the second time.

S. B. No. 126 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

On motion of Senator Peters, S. B. No. 157 was made a special order for March 9 at 2:30.

On motion of Senator Dixon, Senate Bills No. 36 and 162 were made special order for today, immediately after the noon recess.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open ses-

sion, S. B. No. 40, by Mr. Callister, entitled, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of police departments in cities of the first and second class," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 40 was transmitted to the Governor.

On motion of Senator Candland, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

SPECIAL ORDER.

S. B. No. 36 was considered on special order.

S. B. No. 36 was read the second time.

The Committee report on the bill was read.

On motion of Senator Dixon, the committee report was adopted.

On motion of Senator Auerbach the bill was amended as follows:

Page 2, line 15, change $100 to $125; line 25, change $175 to $200; page 2, line 26, change $200 to $300; page 3, line 13, change $75 to $100; page 3, line 24, change $150 to $175.

S. B. No. 36 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting, Senators McConkie, O'Donnell.

On motion of Senator Lewis, the rules were suspended and S. B. No. 36 was read the third time and placed on its final passage.

S. B. No. 36 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting, Senator McConkie.

S. B. No. 36 was transmitted to the House.

On motion of Senator Funk, S. B. No. 85 was made special order for March 9, at 2:30 p. m.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 76, by Mr. Ryan, "An Act Amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to Bounties for Predatory Animals, and Repealing Section 436x, and all Acts or Parts of Acts in Conflict herewith," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 76 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back S. B. No. 7, by Mr. Callister, "An Act to amend Section 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new section to be known as 5574X of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; creating a state land board, defining the duties and powers of said board and providing for the appointment of an executive secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary," with Certificate of Enactment attached, for the signature of the President and Secretary.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

The Certificate of Enactment was signed by the President and the Secretary in the presence of the Senate and was transmitted to the House for the signature of the Speaker and the Chief Clerk.

SPECIAL ORDER.

H. B. No. 164 was considered on special order.

H. B. No. 164 was read the second time.

On motion of Senator O'Donnell the bill was amended as follows:

Page 2, line 9, after "Board," strike out "or other department under authority of the Board."

On motion of Senator Funk the bill was amended as follows:

Page 2, line 24, after "Board," strike out the remainder of the line and "by" on line 25.

After "purchase" insert "shall." After "appoint" insert "a purchasing agent."

Line 26, change "him" to "them."

Line 27, reinstate "of."

Line 25, insert "the."

H. B. No. 164 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 3; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Funk, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Dixon, Finlinson, Lewis.

On motion of Senator McConkie, H. B. No. 164 was made special order for March 9, at 3 p. m.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 76, by Mr. Ryan, entitled, "An Act amending Sections 435, 436, 437,438,439,440,441 and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing section 436x, and all acts or parts of acts in conflict herewith," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 76 was transmitted to the Governor.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 75, by Mr. Warnick, entitled "An Act to amend Section 1, Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom", and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters the Senate refused to concur in the House amendments.

Senator Dixon moved that a conference committee on S. B. No. 75 be appointed.

The motion carried, and Senators Warnick, Dixon and Peters were appointed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Committee on Appropriations, to which was referred Senate Bill No. 86, by Mr. Lewis, entitled, "An Act authorizing the State Armory Board to borrow money for the purpose of building an Armory at Ogden," report the same back and request that your committee be discharged from further consideration of said bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

On motion of Senator Callister, the Committee on Appropriations and Claims was discharged from further consideration of S. B. No. 86.

On motion of Senator Lewis, the rules were suspended and S. B. No. 86 was made special order for March 7, at 10 a. m. on second reading.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Committee on Highways report back H. B. No. 41, by Mr. Sharp, entitled, "An Act to amend Section 2852 of the Compiled Laws of Utah, 1917, as amended by Chapter 61, Session Laws of Utah, 1921, and Chapter 65, Session Laws of Utah, 1923, relating to State Road Commission and repealing all acts and parts of acts in conflict herewtih," and recommend that it be passed.

Respectfully,
THOS W. O'DONNELL
Chairman.

Report filed.

H. B. No. 41 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 99, by Mr. Petty, "An Act amending Section 9057, of the Compiled Laws of Utah, 1917, relating to fines in District Courts," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 99 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 49, by Mr. McCarty, "An Act repealing Sections

8128, 8132, 8133, 8134, 8136, 8137, and 8138, Compiled Laws of Utah, 1917, relating to Crimes against good morals," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 49 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 113, by Mr. McCullough, "An Act to repeal Sections 260, 261, 262, 263, 264, 265, 266, 267, 268, and 269 of Title 4, Compiled Laws of Utah, 1917, relating to Apprenticeship," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 113 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 93, by Mr. McCullough, "An Act to amend Sections 6704 and 6705, Compiled Laws of Utah, 1917, relating to attachment, providing an additional ground for attachment, and for attachment before maturity of claim," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 93 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 103, by Mr. Fowles, "An Act to amend Section 6730,Chapter125,Laws of Utah,1919, relating to garnishment, amending said act so as to provide for the garnishment before or after judgment of any person or corporation indebted to the defendant by filing an affidavit or bond, and making no exceptions as to Citizenship of the Plaintiff," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 103 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1025.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 115, by Mr. McCullough, "An Act to amend Section 9345, Compiled Laws of Utah, 1917, relating to the dismissal of criminal actions for failure to prosecute," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 115 was placed on the second reading calendar.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 79, by Mr. Gardner, "An Act to amend Section 1271, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as amended by Chapter 66, Laws of Utah, 1923, relating to foreign and domestic

corporations, and providing license taxes from certain corporations," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 79 was placed on the second reading calendar.

Senator Funk was called to the Chair.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 129, by Mr. Fowles, entitled, "An Act to amend Sections 666 and 666X1, Chapter 13, of the Session Laws of Utah, 1921, as amended by Chapter 60, of the Session Laws of Utah, 1923, and Section 666X2, Chapter 13, of the Session Laws of Utah, 1921, providing for a civil service commission in cities of the first and second class for police and fire departments," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 129 was read the first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, H. B. No. 136, by Mr. Hawley, entitled, "An Act to amend Section 62, of Chapter 67, Session Laws of Utah, 1919,

relating to water commissioners," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 136 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, H. B. No. 153, by Mr. Redd, entitled, "An Act amending Chapter 86, Laws of Utah, 1923, authorizing the levy of the tax of one-twelfth of a mill on the dollar for the purpose of creating an agricultural inspection fund," and the same is herewith transmitted for your action.

Respectfully.
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 153 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended, H. B. No. 179, by Mr. Rowan, entitled, "An Act providing for the appointment of a commission consisting of five resident citizens of the State of Utah to investigate, secure bids, options and plans for the removal and reconstruction of the Utah State Penitentiary and report thereon," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 179 was read first time and referred to Committee on Public Institutions.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 112, by Mr. Dyreng, entitled, "An Act appropriating $3,000.00 from the general fund of the State, not otherwise appropriated, to be placed to the credit of the Indian War Veterans' Fund," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 112 was read first time and referred to Committee on Appropriations and Claims.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 89, by Mrs. Graham, entitled, "An Act relating to the examination and licensing of hairdressers, cosmeticians and cosmetologists apprentices, shops and schools, defining the occupation of hair dressers, cosmeticians, and cosmetologists, shops, schools and apprentices; prohibiting the serving of persons affected with contagious and infectious diseases, providing for the issuing and revocation of licenses, and prescribing the penalty for the violation of any of the provisions of this Act; providing for appeals and repealing all acts and parts of acts conflicting with this Act." The same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 89 was read first time and referred to Committee on Public Health and Labor.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 130, by Mr. Petty, entitled, "An Act amending Section 3 of Chapter 130, Laws of Utah, 1921, as amended by Chapter 49, Laws of Utah, 1923, relating to the department of registration," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 130 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, H. C. R. No. 1, by Judiciary Committeee, entitled, "A resolution providing for an investigation of the question of old age pensions," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. R. No. 1 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has signed and filed with the Secretary of State H. B. No. 28, by Mr. Welsh, entitled, "An Act providing that school district superintendents prepare and file with the board of education a tentative budget

each and every year, together with a statement of financial condition of the district; requiring the board of education to adopt a budget and make appropriations for next fiscal year; making appropriations by board of education in excess of estimated revenue unlawful and requiring a reversion of all unexpended appropriations; providing for reduction or increase in appropriations; regulating the drawing of warrants against such appropriations; providing monthly reports."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State H. B. No. 35, by Mr. Welsh, entitled, "An Act providing that the mayor of a city of the third class prepare and file with the city council a tentative budget each year, together with a statement of financial condition of the city; requiring that said tentative budget be available for public inspection; requiring the City Council to adopt a budget appropriation ordinance; appropriation in excess of estimated revenue unlawful; and requiring a reversion of all unexpended appropriations; providing for reduction and increase in appropriations; city recorders to draw warrants only in compliance with budget ordinance; purchases made and indebtedness incurred must have approval of city recorder or some other authorized person; providing monthly reports which shall be available for public inspection."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 162 was read the second time.

The committee report on the bill was read.

On motion of Senator Lewis, the committee report was adopted.

President Irvine resumed the chair.

On motion of Senator Auerbach the bill was amended as follows:

Page 2, line 12, change "dairy" to "daily".

Add after Section 4:

Sec. 5. This Act shall in no wise be construed to permit any person to operate under this Act as a common carrier without first obtaining from the Public Utilities Commission a certificate of convenience and necessity.

Sec. 6. This Act shall not apply to or be so construed as to apply to any person, firm, association or corporation who solely transports by motor vehicle his or its own property, or employees, or both, or who solely transports by motor vehicle persons to or from any public school or to the delivery system of merchants or vehicles used therein.

Change number of Section 5 to 7.

S. B. No. 162 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, Westphal.

On motion of Senator Peters, the Senate adjourned.

FIFTY-FIFTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 7, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Revision report that they have read the Journal of the Fifty-fourth Day and find it correct with slight changes.

Respectfully,
JOHN S. LEWIS,
DAVID JENSON,

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 114, by Mr. Tangren, "An Act to amend Section 1784, Compiled Laws of Utah, 1917, relating to the criminal jurisdiction of justice's court," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 114 was placed on the second reading calendar.

SPECIAL ORDER.

S. B. No. 86 was taken up on special order.

S. B. No. 86 was read the second time.

S. B. No. 86 was then rejected on the following roll call:

Ayes, 4; nays, 12; absent, 4.

Those voting in the affirmative were: Senators Jenson, Lewis, Stahle, Mr. President.

Those voting in the negative were: Senators Candland, Callister, Cottrell, Finlinson, Funk, Hirschi, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder.

Absent and not voting, Senators Auerbach, Dixon, McConkie, Ryan.

Senator Winder gave notice of intention to move reconsideration of the vote by which S. B. No. 86 was rejected.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to advise your Honorable Body that the House has this day appointed Representative Woodruff, Keyser and Stark to serve as a conference committee on S. B. No. 75, by Mr. Warnick, entitled "An Act to amend Section 1, Session Laws, 1921, as amended by Chapter 52, Session Laws 1923, relating to the sale of cigarettes and the Excise Tax derived therefrom."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open ses-

sion H. B. No. 53, by Judiciary Committee, entitled "An Act relating to the organization, operating and supervision of building and loan associations, industrial loan companies, and certain investment companies and repealing title 19, Chapter 9, sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and section 1105, as amended and 1100x added by session Laws, 1923," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 53 was signed by the President in presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 146, by Mr. Parrish, entitled "An Act amending sections 973 and 978, Compiled Laws of Utah, 1917, as amended by Chapter 18, Session Laws of 1919; Sections 975 and 980, Compiled Laws of Utah, 1917, as amended by Chapter 24, Session Laws of Utah, 1921; Section 1006, Compiled Laws of Utah, 1917, as amended by Chapter 38, Session Laws of 1923; Section 972x1, Chapter 38, Session Laws of 1923, relating to the state banking department; the appointment by the state bank commissioner of bank examiners and prescribing their qualifications and duties; the examination of banks and fixing the fees therefor; limiting the amount of subscribed capital of banks; and prescribing the manner of qualifying by banks as depositories for United States deposits or postal savings funds", and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 146 was signed by the President in the presence of the Senate and was returned to the House for transmision to the Governor.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 169, by Mr. Woodruff, entitled "An Act relating to the designation of ownership of all automobiles owned and operated by the state, counties, cities and school districts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 169 was read the first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day pased H. B. No. 156, by Mrs. Paxman, entitled, "An Act to amend section 5385 Compiled Laws of Utah, 1917, relating to the state board of insanity", and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 156 was read the first time and referred to Committee on Public Institutions.

Salt Lake City, Utah, March 6, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 107, by Mr.

Dyreng entitled "An Act to amend Section 5401 and 5402 Compiled Laws of Utah, 1917, relating to commitment of patients to the State Mental Hospital", and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 107 was read the first time and referred to Committee on Public Health and Labor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Judiciary Comittee return herewith House Bill No. 106, by Mr. Hamilton Gardner, "An Act to amend Sections 945 and 945x, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as further amended by Chapter 66, Laws of Utah, 1923, relating to corporations; and adding a new Section providing for reports to be made annually by both domestic and foreign corporations, and the payment of fees by said corporations, said Section to be known as Section 945x1; and also amending Section 2511, Compiled Laws of Utah, 1917, relating to fees paid by corporations," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 106 was placed on the second reading calendar.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Judiciary Committee return herewith House Bill No. 65, by Mrs. Dunyon, "An Act providing the manner of creating a new County out of more than one ex-

isting County," without recommendation , except that your Committee recommend an amendment in line 24, on page two, by striking out $10,000,000,00 and inserting in lieu thereof, "$12,500,000,00."

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 65 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 126 was read the third time and placed on its final passage.

On motion of Senator Candland the bill was amended as follows:

Page 2, line 1, after the word "stock" insert "or certificates of ownership".

Line 4, after the word "stock" insert "or certificates of ownership".

Line 9, after the word "stock" insert "or certificates of ownership".

Line 10, at end of line add the following: "This provision for the sale of stock cerificates of ownership shall not apply to corporate stock issued by corporations authorized to do business within the State of Utah",

S. B. No. 126 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, McConkie.

S. B. No. 126 was transmitted to the House.

S. B. No. 162 was read the third time and placed on its final passage.

On motion of Senator Callister, S. B. No. 162 was made a special order for this afternoon, following the special order already set.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 6, 1925.

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, the certificate certifying that the House and Senate have passed, over the Governor's veto, Senate Bill No. 7, by Mr. Callister, "An Act to amend Sections 5571-5573 to 5625, both inclusive, repealing Section 5572, adding a new Section to be known as 5574x of Chapter 1. Title 101, Compiled Laws of Utah, 1917, as amended by Chapters 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923, creating a State Land Board, defining the duties and powers of said board and providing for the appointment of an Executive Secretary to the board, and defining his duties and salary and providing for the expenses of the board and the executive secretary."

The same is herewith returned to be filed with the Secretary of State.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CERTIFICATE OF ENACTMENT.

WE HEREBY CERTIFY THAT: The foregoing bill, known as S. B. No. 7, by Mr. Callister, "An Act to Amend Section 5571-5573 to 5625, both inclusive, Repealing Section 5572, Adding a new Section to be known

as 5574x of Chapter 1, Title 101, Compiled Laws of Utah, 1917, as amended by Chatpers 107, 108 and 109, Laws of Utah, 1919, as amended by Chapters 118, 120, 122, Laws of Utah, 1921, as amended by Chapter 23, Laws of Utah, 1923; Creating a State Land Board, Defining the Duties and Powers of said Board and Providing for the Appointment of an Executive Secretary to the Board, and Defining his Duties and Salary and Providing for the Expenses of the Board and the Executive Secretary". having first been regularly passed by the Legislature and presented to His Excellency, The Governor, and the same not having been approved by him, was returned by him with his objections to the House in which it originated, to-wit, the Senate, which House duly entered the Governor's objection at large upon its Journal, and proceeded pursuant to Section 8 of Article 71, of the Constitution of Utah, to reconsider the Bill; That after such reconsideration the said bill again passed both Houses of the Legislature by a yea and nay vote of two-thirds of the members elected to each house, to-wit, by a vote of 19 yeas and 1 nay in the Senate, and by a vote of 40 yeas and 14 nays in the House, one member of the House being absent and not voting, there having been elected to the Senate 20 members and to the House 55 members. We certify that the said bill was this 6th day of March, 1925, deposited with the Secretary of State.

H. L. CUMMINGS,
Secretary of Senate.
A. B. IRVINE,
President of Senate.
E. L. CROPPER.
Chief Clerk of House.
W. E. McKELL,
Speaker of the House.

On motion of Senator Callister S. B. No. 93 was withdrawn.

On motion of Senator Lewis, S. C. R. No. 3 and S. B. No. 140, were withdrawn.

Senator Candland was called to the Chair.

On motion of Senator Jenson, Senate Bills No. 97 and 160 were made special order for March 9, following the special orders already set.

On motion of Senator Dixon S. B. No. 131 was made special order for March 10, at 2 p. m.

S. B. No. 100 was read the second time.

On motion of Senator Jenson the bill was amended as follows:

Line 1, page 2, change "of" to "to".

S. B. No. 100 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Finlinson, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting, Senators Auerbach, Callister, Dixon, Hirschi, McConkie, Mr. President.

On motion of Senator Westphal, consideration of House Bills No. 38, 43 and 68 was deferred for the day.

S. B. No. 109 was read the second time.

The committee report on the bill was read.

On motion of Senator Jenson, the committee report was adopted, killing the bill.

S. B. No. 118 was read the second time.

The committee report on the bill was read.

On motion of Senator Dixon the committee report was adopted, killing the bill.

S. B. No. 108 was read the second time.

S. B. No. 108 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 6; absent, 3; excused, 1.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Robinson, Stahle, Warnick.

Those voting in the negative were: Senators Cottrell, Funk, O'Donnell, Peters, Westphal, Winder.

Absent and not voting: Senators Auerbach, Callister, Mr. President.

Senator Ryan was excused from voting.

On motion of Senator Jenson, Senate Bills No. 110 and 111 were withdrawn.

S. B. No. 146 was read the second time.

S. B. No. 146 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Callister, Cottrell, Mr. President.

On motion of Senator Peters the rules were suspended and S. B. No. 146 was read the third time and placed on its final passage.

S. B. No. 146 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Callister, Cottrell, Mr. President.

S. B. No. 146 was transmitted to the House.

S. B. No. 87 was read the second time.

The committee report on the bill was read.

On motion of Senator Dixon the committee report was adopted.

S. B. No. 87 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder.

Absent and not voting: Senators Auerbach, Callister, Westphal, Mr. President.

On motion of Senator Lewis, S. B. No. 131 was made special order for March 9, following those already set.

S. B. No. 74 was read the second time.

The committee report on the bill was read.

On motion of Seenator O'Donnell the committee report was adopted.

S. B. No. 74 was then ordered read the third time on the following roll call:

Ayes, 12; nays, 3; absent, 4; excused, 1.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle.

Those voting in the negative were: Senators Funk, Warnick, Winder.

Absent and not voting: Senators Auerbach, Callister, Hirschi, Mr. President.

Senator Westphal was excused from voting.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Commerce and Industries report back S. B. No. 156, by Mr. Finlinson, entitled, "An Act to amend Sections 2054, 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of Boards of Supervisors for including and excluding lands from drainage districts ,and including lands within organized drainage districts, where they are benefited by the drain-

age system already constructed and providing a method for the inclusion of the same and assessing, equalizing and finally determining the benefits received by such lands from the drainage system; relating also to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts; amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of boards of supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923, and Section 2068 Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073x3, 2073x4, 2073x5, 2073x6, 2073x7, 2073x8, 2073x9 making provision for subjecting State lands to the drainage laws and adding Section 2073x10 Title 26, Compiled Laws of Utah, 1917, providing for the reapportionment of assessed benefits in drainage districts, and ratifying and confirming proceedings in previous assessments of benefits and taxes under the drainage laws," and recommend that it be passed with the following amendments:

In the first line of Title, strike figures "2054." Strike all of the matter following the word "District" on line 5 of Title, down to and including the semicolon on line 12, and insert "and" before the word "relating."

On line 16, after the word "Districts," change semicolon to a comma and insert "and adding Section 2055x, relating to contracts with the United States and."

On line 25 of Title, after word "laws," add a period and strike remainder of Title.

On page 2, line 1, strike figures "2054."

On line 5, insert after word "Sections," "2055x".

On line 6, after "2073x8" insert the word "and" and following "2073x9," strike the words and numerals "2073x10."

Beginning with line 9, strike the balance of page and all of page 3 and page 4 down to and including line

26. Insert in lieu thereof a new section to be known as 2055x.

2055x. In case of contract with the United States Government, the board of supervisors may add to such statement and estimate as provided for in Section 2055, a sufficient amount to cover any deficit due the United States that may have resulted from non-payment of delinquent taxes or assessments for any preceding year; and provided further that in the case of contract with the United States government, it may be provided by contract between the district and the United States, that assessments shall conform to the requirements of the federal reclamation laws now enacted or which may hereafter be enacted; and particularly the Act of December 5, 1924, Public No. 292; and that assessments may thereafter be made accordingly.

On page 5, line 8, strike the word "action" and insert in lieu theerof "act."

On page 6, line 21, strike the first letter in the fourth word and insert the letter "u."

The underscoring on page 8, lines 20, 21, 22, 23, 24, 25 and 26 up to the word "not," should be stricken; also strike underscoring on line 27, beginning with the word "when," down to and including the word "office," on page 9, line 9, as this portion is present law.

Page 9, line 9, strike the word "shall" and insert "may".

Line 21, strike "may" and insert "shall."

Line 22, after word "of" following "petition," insert parenthesis. Following the word "representing" insert "a majority of the total of assessed benefits."

On line 22, underscore the words "representing a majority."

On line 23, underscore the first six words.

Line 25, after the word "place" insert parenthesis.

Page 10, line 5, after the word "the " insert parenthesis.'

Underscore line 6 and the first word of line 7.

Line 24, after word "against" insert "such public highway, road, street, or railroad right-of-way."

Line 29, after the word "street" insert "or the owner of such railroad, right-of-way."

Line 31, following the word "street," change period to comma and add "or railroad right-of-way."

Page 11, line 17, following the word "due" insert "or".

Line 26, add a letter "s" in word "State."

Line 26, page 12, strike all of Section 2073x7 and insert new section as follows:

Section 2073x7. At any time after any tax sale of unentered or unsold State Lands has been made in the manner and for the purposes herein mentioned for drainage taxes, and the time for redemption from such sale has expired, and an auditor's tax deed has been issued for any such lands, the holder of such tax deed may apply to the State Land Commissioner or other proper officer of the State for the purchase of the land embraced in said tax deed, whereupon the State Land Commissioner, or other proper officer of the State, shall offer said land for sale at public auction, after notice given as provided in Section 5593, Compiled Laws of Utah, 1917, subject to said drainage district taxes, penalties and costs; provided, however, that after any such land shall have been exposed for sale at public auction and such land shall remain unsold, the State Land Commissioner or other proper officer of the State shall sell, or contract to sell as provided by law, said land at private sale to the holder of such tax deed at the minimum price at which such lands may be sold under the laws of this State.

Page 13, beginning with line 18, strike remainder of page and the first 5 lines on page 14.

Respectfully,
C. COTTRELL, JR.,
Chairman.

Report filed.

S. B. No. 156 was placed on the second reading calendar.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Public Institutions report back without recommendation, H. B. No. 179, by Mr. Rowan, entitled, "An Act providing for the appointment of a commission consisting of five resident citizens of the State of Utah to investigate, secure bids, options and plans for the removal and reconstruction of the Utah State Penitentiary and to report thereon."

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

H. B. No. 179 was placed on the second reading calendar.

On motion of Senator Peters, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

On motion of Senator Westphal, S. B. No. 130 was taken up on second reading, on suspension of the rules.

S. B. No. 130 was read the second time.

Senator Candland was called to the Chair.

S. B. No. 130 was then ordered read the third time on the following roll call:

Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Callister, Cottrell, Funk, McConkie, Peters, Mr. President.

On motion of Senator Westphal, the rules were suspended and S. B. No. 130 was read the third time and placed on its final passage.

President Irvine resumed the Chair.

S. B. No. 130 then passed on the following roll call.

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Peters.

S. B. No. 130 was transmitted to the House.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 7, 1925.

To the Senate:

I am transmitting herewith copy of an Act of the General Assembly of the State of Colorado for your information and such action as you may deem proper.

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

AN ACT.

H. B. No. 483, by Messrs. Calkins, Rees, Cowan, Newland, Day and McCormick.

RELATING TO THE COLORADO RIVER COMPACT.

Whereas, the Legislatures of the States of California, Colorado, Nevada, New Mexico, Utah and Wyoming, heretofore have approved the Colorado River Compact, signed by the Commissioners for said States and the State of Arizona and approved by Herbert Hoover as the representative of the United States of America, at Santa Fe, New Mexico, November 24, 1922, (Chap. 189, pp. 684-693, Session Laws, Colorado, 1923, etc.,) and notice of the approval by the Legislature of each of said approving States has been given by the Governor to the Governors of the other signatory States and to the President of the United States, as required by Article XI of said compact, now, therefore,

BE IT ENACTED BY THE GENERAL ASSEMBLY OF THE STATE OF COLORADO:

Section 1. That the provisions of the first paragraph of Article XI of the Colorado River Compact, making said compact effective when it shall have been approved by the Legislature of each of the signatory States, are hereby waived and said compact shall become binding and obligatory upon the State of Colorado and upon the other signatory States, which have ratified or may hereafter ratify it, whenever at least six of the signatory states shall have consented thereto and the Congress of the United States shall have given its consent and approval;

"PROVIDED, HOWEVER, that this Act shall be of no force or effect until a similar Act or Resolution shall have been passed or adopted by the Legislatures of the States of California, Nevada, New Mexico, Utah and Wyoming.

Section 2. That certified copies of this Act be forwarded by the Governor of the State of Colorado to the President of the United States. the Secretary of State

of the United States, and the Governors of the States of Arizona, California, Nevada, New Mexico, Utah and Wyoming.

Section 3. The General Assembly hereby finds, determines and declares that this Act is necessary for the immediate preservation of the public peace, health and safety.

Section 4. In the opinion of the General Assembly an emergency exists, therefore, subject to the provision of Section 1 hereof, this Act shall take effect and be in force from and after its passage.

WM. T. LAMBERTH,
Speaker of the House of Representatives.

QUINCY B. LANEY,
President of the Senate.

Approved: Feb. 16, 1925, at 12:15 P. M.

CLARENCE J. MORLEY,
Governor of the State of Colorado.

ACTION ON S. B. No. 122.

On motion of Senator Robinson, the rules were suspended and S. B. No. 122 was read the second time.

On motion of Senator Robinson, the committee report on the bill was adopted.

S. B. No. 122 was then ordered read the third time on the following roll call: Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie.

On motion of Senator Robinson, the rules were suspended and S. B. No. 122 was read the third time and placed on its final passage.

S. B. No. 122 then passed on the following roll call:

Ayes, 18; nays, none; absent 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie.

S. B. No. 122 was transmitted to the House.

On motion of Senator Dixon, S. B. No. 156 was made a special order for March 9, at 11 a. m.

UNFINISHED BUSINESS.

S. B. No. 162 was read the third time and placed on its final passage.

On motion of Senator Callister, the bill was amended as follows:

In line 3 of title, after "the" insert "hard surfaced."

Insert "hard surfaced" on line 20, after "an," after "streets"; after "or"; on line 11, after "cities," insert "or towns."

On line 13, strike the words "two-thirds of" and on line 14 strike "⅔" and insert "1" in lieu thereof.

On motion of Senator Peters, the bill was amended as follows:

On page 2, line 2, change "two mills" to "two and one-half mills".

S. B. No. 162 then passed on the following roll call:

Ayes, 16; nays, 2; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Voting in the negative were: Senators Westphal, Winder.

Absent and not voting: Senators Funk, McConkie.

S. B. No. 162 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 92 was read the second time.

S. B. No. 92 was then rejected on the following roll call:

Ayes, 7; nays, 11; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Jenson, Stahle, Westphal, Mr. President.

Those voting in the negative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Lewis, Peters, Robinson, Ryan, Warnick, Winder.

Absent and not voting: Senators McConkie, O'Donnell.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 7, 1925.

To the Senate:

I have this day nominated the following persons for the positions designated, and am submitting their names herewith for your consideration and confirmation:

For STATE COMMISSIONER OF INSURANCE: J. Q. McQuarrie of Salt Lake, to serve four years.

For COMMISSIONER OF AGRICULTURE: Harden Bennion of Salt Lake, to serve four years.

For BOARD OF TRUSTEES OF THE UTAH AGRICULTURAL COLLEGE: A. W. Ivins and Mrs. Lee Charles Miller of Salt Lake; C. G. Adney of Corinne, and Weston Vernon of Logan, each to serve two years, filling unexpired terms; Frank B. Stephens and Mrs. Bur-

ton W. Musser of Salt Lake; Wilford Day of Parowan; Frederick P. Champ of Logan; John E. Griffin of Newton; J. R. Beus of Weber County, each to serve a term of four years.

For UTAH ART INSTITUTE: Orson D. Campbell of Provo; Calvin Fletcher of Logan; A. O. Treganza and Mrs. H. F. Dicke of Salt Lake City, to serve terms of two years; George W. Browning, Salt Lake, to serve two years, filling unexpired term.

For UTAH STATE FAIR BOARD: W. C. Winder, A. G. MacKenzie and Mrs. Norman G. Atkinson of Salt Lake; John T. Caine III of Logan; Thomas F. Pierpont of Provo; Charles Smith of Centerville, each to serve a term of four years; W. D. Sutton and H. L. Mulliner of Salt Lake, each to serve two years, filling unexpired terms.

For COMMITTEE ON UNIFORMITY OF LEGISLATION: C. R. Hollingsworth of Ogden; W. H. Leary and Wilson McCarthy of Salt Lake, each to serve two years.

For BOARD OF CONTROL OF UTAH STATE HISTORICAL SOCIETY: Professor Levi Edgar Young, Dr. George Emory Fellows, D. W. Parratt, Frank K. Seegmiller of Salt Lake; and William J. Snow of Provo, each to serve two years; Hugh Ryan, J. Cecil Alter, Albert F. Philips, Parley L. Williams of Salt Lake, and Joel F. Ricks of Logan, each to serve terms of four years.

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

The nominations were referred to the Senate Committee on the Governor's appointments.

ACTION ON BILLS.

On motion of Senator Finlinson, the rules were suspended and S. B. No. 141 was read the second time.

The Committee report on the bill was read.

On motion of Senator Finlinson the committee report was adopted.

On motion of Senator Finlinson the bill was amended as follows:

On page 2, line 14, after the word "Park," add "from Rockville southerly to the Utah-Arizona State line."

On page 2, line 25, after the word "Huntington," add "From Levan southerly via Cedar Ridge and Fayette to Gunnison. From Mt. Pleasant in a westerly direction to Moroni."

On page 3, line 15, after the word "Duchesne," add "From a point approximately eight (8) miles west of the "K" ranch on the Victory Highway, thence in a southeasterly direction to the Colorado State line, a distance of ten and four-tenths (10.4) miles.

Senator Jenson was called to the Chair.

S. B. No. 141 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator Auerbach.

Absent and not voting: Senators McConkie, Winder.

Unanimous consent being given, Senator Callister introduced S. B. No. 166, by Mr. Callister, "An Act to amend Section 5593 of the Compiled Laws of Utah 1917 as amended by Chapter 118 Laws of Utah, 1921 as amended by Senate Bill No. 7 by Mr. Callister of the Sixteenth Legislature."

S. B. No. 166 was read the first time.

On motion of Senator Callister, the rules were suspended and S. B. No. 166 was read the second time.

S. B. No. 166 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator McConkie.

On motion of Senator Callister, the rules were suspended and S. B. No. 166 was read the third time and placed on its final passage.

S. B. No. 166 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator McConkie.

S. B. No. 166 was transmitted to the House.

President Irvine resumed the chair.

On motion of Senator Peters, the rules were suspended and S. B. No. 141 was read the third time and placed on its final passage.

S. B. No. 141 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator McConkie.

S. B. No. 141 was transmitted to the House.

REPORT OF STANDING COMMITTEES.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 165, by Mr. Finlinson, by request, entitled, "An Act authorizing the State Land Board to remit the accrued interest on payment of the principal of certain indebtedness due the State of Utah on account of State Loan No. D-31," and recommend that it be passed with the following amendments:

On the second line, following the word "to" insert the words "abate or"; and following the word "remit" insert a comma and the words "as in its judgment will best serve the interest of the State."

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 165 was placed on the second reading calendar.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 142, by Mr. Jenson, entitled, "An Act amending Chapter 68, Session Laws of Utah, 1919, by addition of a new section thereto numbered 46X, relating to dissolution of water conservation districts by petition to the district court, and providing the procedure upon such petition," without recommendation.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 142 was placed on the second reading calendar.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Agriculture report back S. B. No. 163, by Mr. Ryan, entitled, "An Act to amend Section 1, Chapter 123, Session Laws of Utah, 1921, relating to loans by the State Loan Board or the State Land Commissioner from the suspense fund," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 163 was placed on the second reading calendar.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

Your Committee on Agriculture return herewith S. B. No. 84, by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," as a substitute for it has been passed by the Senate.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

S. B. No. 84 was placed on the second reading calendar.

On motion of Senator Westphal, the Senate adjourned.

FIFTY-SEVENTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 9, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll Call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revision report that they have read the Journal of the Fifty-fifth Day and find it correct with some changes.

Respectfully,
THOS. W. O'DONNELL.
OSCAR W. McCONKIE.

President Irvine announced an invitation from the House of Representatives for the Senate to join in a farewell social at the Hotel Utah, Wednesday evening.

On motion of Senator Peters, the Senate decided to join with the House in this social.

Senators Peters, Hirschi and Stahle were appointed a committee to make arrangements.

On motion of Senator Stahle, H. B. No. 181 was made a special order for March 10 at 10:30 a. m.

COMMITEE ON REVISION.

Senator Robinson moved that a committee be appointed to revise the Senate Journal.

The motion carried, and Senator Robinson and the Secretary, Minute Clerk and Docket Clerk were appointed such committee.

INTRODUCTION OF BILLS.

Unanimous consent being given, Senator Hirschi introduced S. B. No. 167, by Mr. Hirschi, "An Act authorizing the Board of Regents of the University of Utah to purchase or contract for irrigation water for the University of Utah."

S. B. No. 167 was read the first time.

On motion of Senator Cottrell, the rules were suspended, and S. B. No. 167 was read the second time.

S. B. No. 167 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Ryan, Warnick.

On motion of Senator Lewis, the rules were suspended and S. B. No. 167 was read the third time and placed on its final passage.

S. B. No. 167 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Westphal, Winder, Mr. President.

Absent and not voting: Senators McConkie, Ryan, Warnick.

S. B. No. 167 was transmitted to the House.

SPECIAL ORDER.

S. B. No. 114 was taken up on special order.

S. B. No. 114 was read the third time and placed on its final passage.

S. B. No. 114 then failed to pass on the following roll call:

Ayes, 9; nays, 10; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Hirschi, Jenson, Lewis, Robinson, Stahle, Warnick, Westphal, Mr. President.

Those voting in the negative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, McConkie, O'Donnell, Peters, Winder.

Absent and not voting: Senator Ryan.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Appropriations report back S. B. No. 29, by Mr. Winder, entitled, "An Act making an appropriation for control and paying indemnities for diseased animals that shall be condemned and slaughtered," and recommend that it be passed with the following amendment:

In Section 1, line 2, change the numerals "$20,000" to $10,000."

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 29 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Appropriations report back S. B. No. 150, by Mr. Warnick, entitled, "An Act appropriating $5,000.00 for the equipping and operating of a State seed laboratory," without recommendation.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 150 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Appropriations report back H. B. No. 112, by Mr. Dyreng, entitled, "An Act appropriating $2,000.00 from the General Fund of the State, not otherwise appropriated, to be placed to the credit of the Indian War Veterans' fund," and recommend that it be passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

H. B. No. 112 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Public Institutions report back H. B. No. 156 by Mrs. Paxman, entitled, "An Act to amend Section 5385, Compiled Laws of Utah, 1917, relating to the State Board of Insanity," and recommend that it be not passed.

Respectfully,
C. L. FUNK,
Chairman.

Report filed.

H. B. No. 156 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 128, by Mr. Andrus, entitled, "An Act providing for the

organization and government of cemetery districts; for the appointment of a board of supervisors and defining their duties and powers; for levying and collecting taxes and making taxes a lien upon the real estate included within the district," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 128 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 142, by Mr. Sharp, entitled, "An Act to amend Section 4335, Compiled Laws of Utah, 1917, relating to parole and pardon of prisoners so as to provide that prisoners sentenced to life imprisonment for murder committed in burglary or robbery or in an attempt to commit burglary or robbery shall not be subject to parole, pardon or commutation of sentence. Also adding a Section entitled 43-37x, to Title 78, Compiled Laws of Utah, 1917, abolishing the pardon board of the State of Utah, as provided by Article 7, Section 12, of the Constitution of the State of Utah, and providing that the pardon board of the State of Utah shall consist of the Governor of the State and the other two members of the Board of Corrections," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 142 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 143, by Mr. Crouch, entitled, "An Act amending Section 3971, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923; Section 2971x2, Chapter 81, Laws of Utah, 1921; Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 82, Laws of Utah, 1921, as amended by Chapter 46, Laws of Utah, 1923; Section 3988, Compiled Laws of Utah, 1917; substituting Section 3972x for and in lieu of Section 3972, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, so as to provide a new method of registration of motor vehicles adding to Title 69, Compiled Laws of Utah, 1917, Section 3998, providing for the appointment of automobile inspectors; and repealing Section 3972, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and Sections 3974x, and 3974x23, Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, and Section 3983, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and providing when certain provisions hereof shall become effective," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 143 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has passed as amended, House Bill No. 141, by Mr. Sharp, entitled, "An Act amending Sections 9062

and 9063, Compiled Laws of Utah, 1917, as amended by Chapter 132, Session Laws of Utah, 1919, and providing that the courts of the State of Utah in imposing sentence for criminal offences shall have power to fix a minimum term of sentence; and providing further that prisoners sentenced to life imprisonment for murder committed in burglary and robery or in the attempt to commit burglary and robbery shall not be subject to parole, pardon or commutation of sentence," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 141 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 42, by Mr. McCullough, entitled, "An Act creating a State Board of criminal identification and defining the powers thereof," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 42 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 188, by Committee on Prisons and Penitentiary, entitled, "An Act providing for the use of convict labor on State

highways or on public roads; providing for the compensation of such convict labor; regulating the handling of such convict labor; providing for payment of compensation to the dependents of such convicts; providing for a forfeiture of such compensation; providing for manner of payment of compensation to said convicts upon release on parole or release or discharge from prison; authorizing allowance of extra good time credits for such labor; providing penalties for interference with such convict labor and repealing all acts or parts of acts in conflict herewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 188 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 96, by Mr. Sharp, entitled, "An Act to amend Chapter 87, Session Laws of Utah, 1923, empowering boards of education of school districts to permit the use of public school houses for general purposes other than school purposes, provided that public school houses shall not be used for commercial or religious purposes," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 96 was read first time and referred to Committee on Education.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 161, by Mr. Fowles, entitled, "An Act authorizing the Governor of the State of Utah, to convey certain lands in Weber County to Ogden City, a municipal corporation," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 161 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 7, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has passed H. B. No. 139, by Mr. Redd, entitled, "An Act relating to horse racing, and providing for the creation of a state racing commission and defining its powers and duties and repealing all acts and parts of acts in conflict therewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 139 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 184, by Committee on Appropriations, entitled, "An Act amending Section 3987, Compiled Laws of Utah, 1917, re-

lating to registration of motor vehicles and fees received therefor," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 184 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 183, by Committee on Appropriation, entitled, "An Act amending Section 19, of Chapter 17, Laws of Utah, passed at the special session, 1919, relating to Securities Commission," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 183 was read first time and referred to Commtitee on Judiciary.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended, H. B. No. 185, by Committee on Appropriations, entitled, "An Act requiring the Commissioner of Agriculture and the Secretary of the State Board of Agriculture to pay into the State Treasury all fees collected by them in their official capacity," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 185 was read first time and referred to Committee on Revenue and Taxation.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 186, by Committee on Appropriations, entitled, "An Act requiring all moneys received in the administration and enforcement of Title 52, Compiled Laws of Utah, 1917, relating to intoxicating liquors to be paid into the State Treasury," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 186 was read first time and referred to Committee on Revenue and Taxation.

SPECIAL ORDER.

S. B. No. 159 was taken up on special order.

S. B. No. 159 was read the third time and placed on its final passage.

On motion of Senator Stahle, the enacting clause of S. B. No. 159 was stricken.

S. B. No. 156 was taken up on special order.

S. B. No. 156 was read the second time.

The committee report on the bill was read.

On motion of Senator Cottrell, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

On motion of Senator Jenson, the rules were suspended and H. B. No. 106 was taken up.

H. B. No. 106 was read the second time.

H. B. No. 106 was then ordered read the third time on the following roll call:

Ayes, 12; nays, none; absent, 8.

Those voting in the affirmative were: Senators Auerbach, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Cottrell, Finlinson, McConkie, Peters, Ryan, Winder.

UNFINISHED BUSINESS.

S. B. No. 156 was taken up as unfinished business.

On motion of Senator Dixon the committee report was adopted.

S. B. No. 156 was then ordered read the third time on the following roll call:

Ayes, 11; nays, none; absent, 9.

Those voting in the affirmative were: Senators Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Callister, Cottrell, Funk, McConkie, Peters, Ryan, Winder.

An invitation was received from the Utah Chapter Mining Congress for the Senate to visit the mines at Bingham and the Reduction plants at Garfield.

On motion of Senator Westphal, the invitation was accepted for Friday, March 13, and a committee authorized appointed to consult with the House.

Senators Westphal and Hirschi were appointed.

Senator Dixon moved that when the Senate recess it be until 7 p. m. today.

Motion carried.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 160, by Mr. Hawley, entitled, "An Act providing for including lands and canal rights-of-way in drainage district where the seepage waters from the same contribute to the water logging, seepage, and saturation of lands already included in an organized drainage district, defining benefits to such lands and canal rights-of-way to be so included and providing for the assessment of benefits against the same and for the levying and collecting of taxes on the lands to be so included," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 160 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 73, by Mr. Openshaw, entitled, "An Act amending Section 1, Chapter 38, Session Laws, 1921, providing, upon application, aid for certain veterans of the Civil War, their widows and army nurses and other Civil war veterans, and providing for their burial, and appropriating $1,000.00 to be used by the J. Q. Knowlton Post G. A. R. for the purpose of writing a history as in this Act provided," and the same is herewith transmitted for your approval.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 73 was read first time and referred to Committee on Appropriations and Claims.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 135, by Mr. Sharp, entitled, "An Act to amend Section 3, of Chapter 42, Session Laws of Utah, 1919, relating to voting of absent electors," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 135 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 126, by Mr. Hamilton Gardner, entitled, "An Act defining industrial loan companies, providing for their incorporation, powers and repealing of acts in conflict therewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 126 was read first time and referred to Committee on Banking.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 88, by Mr. Stark, entitled, "An Act to amend Section 887, Compiled Laws

of Utah, 1917, relating to amendment to articles of incorporation of corporations," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 88 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 178, by Mr. Parrish, entitled, "An Act amending Section 3114, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 64, Laws of Utah, 1923, and Section 3135 of Title 49, Compiled Laws of Utah, 1917, relating to the industrial commission, the state insurance fund and workmen's compensation law," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 178 was read first time and referred to Committee on Banking.

On motion of Senator Auerbach, action on H. B. No. 12 was deferred until House Bills are reached, the bill to retain its place at the head of the third reading calendar.

On motion of Senator Dixon, action on H. B. No. 164 was deferred until House Bills are reached, the bill to take its place on the third reading calendar, following H. B. No. 12.

SPECIAL ORDER.

S. B. No. 157 was taken up on special order.

S. B. No. 157 was read the second time.

The committee report on the bill was read.

On motion of Senator Hirschi, the committee report was adopted, killing the bill.

Senator Westphal reported that the House is willing to accept the suggestion that the Legislature visit Bingham and Garfield on Friday, March 13.

NEVADA DIVISION THE ASSOCIATION AGAINST THE PROHIBITION AMENDMENT, Inc.

Reno, Nevada, March 3, 1925.

The Hon. President of the Senate,
Salt Lake City, Utah.

Dear Sir:

Your attention is directed to a resolution passed by the Nevada Legislature, applying to Congress to call a constitutional convention to consider means of amending the 18th Amendment to the Constitution of the United States. A copy of the resolution is enclosed herewith.

Adoption of similar resolutions by the Legislatures of other States affords the only practical means of changing the existing law.

The attempt to enforce prohibition by penal statute has failed and has led to abuses which have become intolerable. The best minds of the nation are now directed toward a solution of this problem.

Will you not give this matter your immediate, serious consideration and do all in your power to secure the adoption of a similar resolution by the legislature of your State?

Yours very truly,
CHARLES E. MOOSER.

STATE OF NEVADA.

Senate Joint Resolution No. 6

Introduced by Senator Scott, Feb. 4, 1925

Passed by both houses of the Nevada Legislature.

SENATE JOINT RESOLUTION:

Making application to the Congress of the United States to call a convention for proposing an amendment to Article XVIII of the amendments to the Constitution of the United States.

WHEREAS, both by popular vote and legislative action, the people of the State of Nevada are on record as favoring prohibition; and

WHEREAS, experience has demonstrated that the attempt to abolish recognized abuses of the liquor traffic by the radical means of constitutional prohibition has generally failed of its purpose; and

WHEREAS, the Congress is now powerless to enact a law upon the subject, except under such constitutional limitations as to make its remedial value extremely doubtful; and

WHEREAS, the constitution of the United States requires the Congress to call a constitutional convention upon application of the legislatures of two-thirds of the states; now, therefore, be it

Resolved by the Senate and Assembly of the State of Nevada, that the legislature of the State of Nevada make, and that said legislature hereby does make, application to the Congress of the United States to call a convention for proposing an amendment to Article XVIII of the amendments to the Constitution of the United States, and that the Congress propose the method of ratification thereof; be it further

Resolved, that copies of this resolution, duly authenticated, be transmitted without delay by the Secretary of State of Nevada to the Congress of the United States, and also to the legislatures of the several states.

On motion of Senator Dixon, the communication and resolution were filed.

A communication was received from the Salt Lake Kiwanis Club asking that ample appropriations be made to the Univesity of Utah to provide for its needs.

Communication filed.

SPECIAL ORDER.

S. B. No. 85 was taken up on special order.

S. B. No. 85 was read the second time.

The report of the committee was read.

On motion of Senator Funk, the report of the committee was adopted, killing the bill.

On request of Senator Finlinson, S. B. No. 84 was withdrawn.

On request of Senator Peters, S. B. No. 32 was withdrawn.

S. B. No. 97 was taken up on special order.

On motion of Senator Jenson, the enacting clause of S. B. No. 97 was striken.

On motion of Senator Jenson, the rules were suspended and S. B. No. 160 was taken up for consideration.

S. B. No. 160 was read the second time.

On motion of Senator Jenson, the bill was amended as follows:

Page 2, line 15, change "20" to "30"; page 3, line 27, correct spelling of "offering"; page 4, line 10, correct spelling of "dealer"; page 7, line 4, change "insulate" to "isolate"; page 8, line 27, after "assignments," insert a comma; page 16, line 4, correct spelling of "securing"; page 13, line 22, change spacing; page 14, line 27, correct spelling of "is"; page 15, transpose lines 27 and 28; page 18, line 14, after "any" insert a comma; line 22, correct spelling of "business"; line 25, correct spelling of "commission"; page 19, line 22, after "personnel"

insert "of"; line 28, correct spelling of "shall"; page 20, line 18, after "provided," insert a comma; line 20, change "fact" to "facts"; line 22, correct spelling of "commission"; page 21, line 1, correct spelling of "registrant"; page 23, line 21, correct spelling of "provisions"; page 25, line 31, strike the scoring under "and"; page 29, line 19, insert a comma after the first word; place a comma after the second word; and strike "or"; line 33, insert "Session" after "Special"; page 30, line 2, insert comma in lieu of period and make capital "S" small "s" in "said."

S. B. No. 160 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Winder.

On motion of Senator Jenson, the rules were suspended and S. B. No. 160 was read the third time and placed on its final passage.

S. B. No. 160 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Winder.

S. B. No. 160 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 100 was read the third time and placed on its final passage.

S. B. No. 100 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Winder.

S. B. No. 100 was transmitted to the house.

S. B. No. 108 was read the third time and placed on its final passage.

S. B. No. 108 then passed on the following roll call:

Ayes, 12; nays, 6; absent, 2.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Peters, Stahle, Warnick, Mr. President.

Voting in the negative were: Senators Auerbach, Callister, Hirschi, O'Donnell, Robinson, Westphal.

Absent and not voting: Senators Ryan, Winder.

S. B. No. 108 was transmitted to the House.

Senator Dixon was called to the Chair.

S. B. No. 74 was read the third time and placed on its final passage.

On motion of Senator Peters further action on S. B. No. 74 was deferred until the evening session.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 139 was read the second time.

The committee report on the bill was read.

On motion of Senator Jenson, the report was adopted.

On motion of Senator Lewis, the bill was amended as follows:

Line 1 of Title, change "C. L." to "Compiled Laws of."

S. B. No. 139 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder.

Absent and not voting: Senators Callister, Cottrell, Ryan, Stahle, Mr. President.

On motion of Senator Lewis, the rules were suspended and S. B. No. 139 was read the third time and placed on its final passage.

S. B. No. 139 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder.

Absent and not voting: Senators Callister, Cottrell, Ryan, Stahle, Mr. President.

S. B. No. 139 was transmitted to the House.

On request of Senator O'Donnell, S. B. No. 94 was withdrawn.

S. B. No. 132 was read the second time.

On motion of Senator Robinson the bill was amended as follows:

Page 1, line 36, strike "lysol;" page 2, line 20, after "fungicides" insert comma and "lysol."

On motion of Senator Finlinson, further action on the bill was deferred until this evening.

President Irvine resumed the Chair.

S. B. No. 119 was read the second time.

S. B. No. 119 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senators Auerbach, Funk,
Absent and not voting: Senators Callister, Ryan, Stahle.

CONSIDERATION OF BILLS ON THIRD READING.

S. B. No. 87 was read the third time and placed on its final passage.

On motion of Senator Stahle the bill was amended as follows:

In Title, strike out "to amend" and insert in lieu thereof "adding a new" before "Section," and insert after "Section," "to Chapter 4, Title 91." After "1917" in title, strike out "by adding thereto an additional subdivision numbered 4," and insert in lieu thereof, "to be known as Section 4818x." Line 1 of bill, after "Section," insert "a new;" strike "4818" and insert in lieu thereof, "is hereby added to Chapter 4, Title 91." After "1917," insert "to be." Lines 1 and 2, strike "is hereby amended by adding thereto an additional subdivision," and insert after "as," "Section 4818x."

S. B. No. 87 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Winder.

S. B. No. 87 was transmitted to the House.

On motion of Senator Westphal, the rules were suspended and S. B. No. 119 was read the third time and placed on its final passage.

On motion of Senator O'Donnell the bill was amended as follows:

Line 11, after "pelt" strike "not."

S. B. No. 119 then passed on the following roll call:

Ayes, 12; nays, 4; absent, 4.

Those voting in the affirmative were. Senators Callister, Cottrell, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Funk, Hirschi.

Absent and not voting: Senators Dixon, Ryan, Stahle, Winder.

S. B. No. 119 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

S. B. No. 136 was read the second time.

On motion of Senator Warnick the bill was amended as follows:

Line 4 of Title, after "Association," insert "by adding to Chapter 24, Title 16, Compiled Laws of Utah, 1917, a new section."

Line 5, after "786x20" insert period and strike remainder of line.

S. B. No. 136 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Peters, Ryan, Stahle, Winder.

On motion of Senator Warnick the rules were suspended and S. B. No. 136 was read the third time and placed on its final passage.

S. B. No. 136 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Peters, Ryan, Stahle, Winder.

S. B. No. 136 was transmitted to the House.

On motion of Senator Hirschi, the Senate recessed until 7 p. m.

EVENING SESSION.

The Senate reconvened at 7 p. m. President Irvine in the Chair.

Roll call. Quorum present.

On motion of Senator Finlinson, the rules were suspended and S. B. No. 156 was read the third time and placed on its final passage.

S. B. No. 156 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Callister, Ryan, Westphal, Winder.

UNFINISHED BUSINESS.

S. B. No. 132 was taken up on deferred action.

On motion of Senator Auerbach the bill was amended as follows:

Page 2, strike lines 18 to 22 inclusive.

On motion of Senator Peters, the enacting clause of S. B. No. 132 was stricken.

S. B. No. 174 was read the third time and placed on its final passage.

On motion of Senator Lewis, the bill was amended as follows:

In first line of Title, insert "adding a new section to Chapter 4, Title 41."

Second line of Title, after "1917" strike the remainder of line and insert, "Relating to State Loan Commission."

Strike out "as amended by Chapter 61, Laws of", and insert, "Relating to State Road Commission."

Strike out all of line 3 of Title and line 4, to and including "section".

Page 1, line 1, after "1" insert "a new," and strike out "2852," and insert "is hereby added to Chapter 4, Title 41."

Strike out "as" on line 1, all of line 2, and line 3 to and including "section".

S. B. No. 74 then passed on the following roll call:

Ayes, 14; nays, 1; absent, 5.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Warnick, Mr. President.

Voting in the negative: Senator Warnick.

Absent and not voting: Senators Auerbach, Ryan, Stahle, Westphal, Winder.

Senator Callister moved a reconsideration of the vote by which S. B. No. 86 was rejected on Saturday.

Motion carried.

On motion of Senator Lewis, S. B. No. 86 was amended to read as follows:

An Act appropriating the sum of fifteen thousand dollars ($15,000.00) to reimburse the Ogden Chamber of Commerce of Ogden, Utah, for moneys expended in the purchase of land at Ogden, Utah, which was deeded to the state for the purpose of erecting a state armory thereon.

Section 1. That there be, and there is hereby, appropriated out of any moneys in the State Treasury not otherwise appropriated, the sum of Fifteen Thousand Dollars ($15,000.00) to be paid to the Ogden Chamber of Commerce of Ogden, Utah, for moneys expended by said Ogden Chamber of Commerce in purchasing for and deeding to the State of Utah certain land in Ogden City, Utah, for the purpose of erecting a State Armory thereon, Seven Thousand Five Hundred Dollars ($7,500.00) thereof to be paid April 1st, 1925, and Seven Thousand Five Hundred Dollars ($7,500.00) thereof to be paid April 1st, 1927.

S. B. No. 86 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Mr. President.

Absent and not voting: Senators Ryan, Stahle, Westphal, Winder.

On motion of Senator Lewis, the rules were suspended and S. B. No. 86 was read the third time and placed on its final passage.

S. B. No. 86 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder, Mr. President.

Absent and not voting: Senators Ryan, Stahle,Westphal.

S. B. No. 86 was transmitted to the House.

On motion of Senator Dixon, S. B. No. 131 was withdrawn.

S. B. No. 143 was read the second time.

S. B. No. 143 was then ordered read the third time on the following roll call:

Ayes, 14; nays 3; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder.

Voting in the negative: Senators Candland, Funk, Mr. President.

Absent and not voting: Senators Ryan, Stahle, Westphal.

On motion of Senator Lewis, the rules were suspended and S. B. No. 143 was read the third time and placed on its final passage.

S. B. No. 143 then passed on the following roll call: Ayes, 14; nays, 3; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Mr. President.

Those voting in the negative were: Senators Candland, Funk, Winder.

Absent and not voting: Senators Ryan, Stahle, Westphal.

S. B. No. 143 was transmitted to the House.

S. B. No. 137 was read the second time.

S. B. No. 137 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Warnick, Winder, Mr. President.

Absent and not voting: Senators Peters, Ryan, Stahle, Westphal.

On motion of Senator Warnick the rules were suspended and S. B. No. 137 was read the third time and placed on its final passage.

S. B. No. 137 then passed on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Warnick, Winder, Mr. President.

Voting in the negative: Senator O'Donnell.

Absent and not voting: Senators Ryan, Stahle, Westphal.

S. B. No. 137 was transmitted to the House.

S. J. M. No. 1 was read the second time.

On motion of Senator Dixon the bill was amended as follows:

In the Title change "Joint" to "Concurrent."

S. C. M. No. 1 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle, Westphal.

On motion of Senator Dixon, the rules were suspended and S. C. M. No. 1 was read the third time and placed on its final passage.

S. C. M. No. 1 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle, Westphal.

S. C. M. No. 1 was transmitted to the House.

S. B. No. 135 was read the second time.

On motion of Senator Dixon, the bill was amended as follows:

Line 7, after "be" strike down to line 10, inclusive, and insert in lieu thereof, "shall be guilty of a felony."

S. B. No. 135 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 3; absent, 3.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Hirschi.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Dixon the rules were suspended and S. B. No. 135 was read the third time and placed on its final passage.

S. B. No. 135 then passed on the following roll call:

Ayes, 12; nays, 5; absent, 3.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder.

Those voting in the negative were: Senators Auerbach, Candland, Hirschi, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 135 was transmitted to the House.

S. B. No. 133 was read the second time.

S. B. No. 133 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Hirschi, Ryan, Stahle.

On motion of Senator Winder the rules were suspended and S. B. No. 133 was read the third time and placed on its final passage.

S. B. No. 133 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 133 was transmitted to the House.

S. B. No. 145 was read the second time.

The committee report on the bill was read.

On motion of Senator Westphal the committee report was adopted, after being amended as follows:

Page 2, line 8, of bill, change "fifty" to "twenty-five."

On page 1, line 10 of bill, following the word "domain" insert the following:

"Providing no elk shall be placed on ranges fully stocked with domestic animals."

S. B. No. 145 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Finlinson, the rules were suspended and S. B. No. 145 was read the third time and placed on its final passage.

S. B. No. 145 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 145 was transmitted to the House.

S. B. No. 149 was read the second time.

The committee report on the bill was read.

On motion of Senator Winder the committee report was adopted.

On motion of Senator Candland the bill was amended as follows:

On page 3, line 31, after "shall," strike remainder of line and all of line 32 and insert "take effect upon approval."

S. B. No. 149 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Winder, the rules were suspended and S. B. No. 149 was read the third time and placed on its final passage.

S. B. No. 149 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 149 was transmitted to the House.

S. B. No. 158 was read the second time.

S. B. No. 158 was then ordered read the third time on the following roll call:

Ayes, 9; nays, 8; absent, 3.

Those voting in the affirmative were: Senators Candland, Finlinson, Funk, Hirschi, Jenson, O'Donnell, Robinson, Warnick, Winder.

Those voting in the negative were: Senators Auerbach, Cottrell, Dixon, Lewis, McConkie, Peters, Westphal, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 161 was read the second time.

S. B. No. 161 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister, Ryan, Stahle.

On motion of Senator Jenson the rules were suspended and S. B. No. 161 was read the third time and placed on its final passage.

S. B. No. 161 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister, Ryan, Stahle.

S. B. No. 161 was transmitted to the House.

S. B. No. 154 was read the second time.

On motion of Senator Peters, the enacting clause of the bill was stricken.

On request of Senator Jenson, S. B. No. 134 was withdrawn.

On motion of Senator Winder, the enacting clause of S. B. No. 116 was stricken.

On motion of Senator Peters, the enacting clause of S. B. No. 153 was stricken.

S. B. No. 155 was read the second time.

S. B. No. 155 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Hirschi, the rules were suspended and S. B. No. 155 was read the third time and placed on its final passage.

S. B. No. 155 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 155 was transmitted to the House.

S. B. No. 165 was read the second time.

The committee report on the bill was read.

On motion of Senator Finlinson, the committee report was adopted.

S. B. No. 165 was then ordered read the third time on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Finlinson, the rules were suspended and S. B. No. 165 was read the third time and placed on its final passage.

On motion of Senator O'Donnell, the bill was amended as follows:

On last line of bill, change "of" to "or".

S. B. No. 165 then passed on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Lewis, Westphal.

Absent and not voting: Senators Callister, Ryan, Stahle.

S. B. No. 165 was transmitted to the House.

S. B. No. 142 was read the second time.

S. B. No. 142 was then ordered read the third time on the following roll call:

Ayes, 9; nays, 7; absent, 4.

Those voting in the affirmative were: Senators Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Cottrell, Finlinson, Peters, Robinson, Westphal.

Absent and not voting: Senators Callister, O'Donnell, Ryan, Stahle.

S. B. No. 163 was read the second time.

On motion of Senator Peters, the bill was amended as follows:

Strike out "to any department of the State of Utah."

On motion of Senator Candland, the bill was amended as follows:

Line 5, after "or" insert "State Board of Agriculture for use in the payment of bounties."

After "fund" in line 7, change period to comma and insert "Said fund to be returned on January 1st, next following the date of the loan."

S. B. No. 163 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 6; absent, 4.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Hirschi, Jenson, O'Donnell, Peters, Robinson, Westphal, Winder.

Those voting in the negative were: Senators Auerbach, Cottrell, Lewis, McConkie, Warnick, Mr. President.

Absent and not voting: Senators Callister, Funk, Ryan, Stahle.

Senator Finlinson moved a reconsideration of the vote by which S. B. No. 153 was rejected.

The motion carried.

S. B No. 153 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 3; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senators Candland, Lewis, O'Donnell.

Absent and not voting: Senators Callister, Ryan, Stahle.

On motion of Senator Cottrell, the enacting clause of S. B. No. 150 was stricken.

S. B. No. 29 was read the second time.

The committee report on the bill was read.

On motion of Senator Winder, the committee report was adopted.

S. B. No. 29 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Ryan, Stahle.

On motion of Senator Winder, the rules were suspended and S. B. No. 29 was read the third time and placed on its final passage.

S. B. No. 29 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Ryan, Stahle.

S. B. No. 29 was transmitted to the House.

On motion of Senator Winder, the rules were suspended and S. B. No. 158 was read the third time and placed on its final passage.

S. B. No. 158 then failed to pass on the following roll call:

Ayes, 10; nays, 6; absent, 4.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, O'Donnell, Robinson, Warnick, Winder.

Those voting in the negative were: Senators Cottrell, Lewis, McConkie, Peters, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Ryan, Stahle.

On motion of Senator Peters, the rules were suspended and S. B. No. 153 was read the third time and placed on its final passage.

S. B. No. 153 then passed on the following roll call:

Ayes, 12; nays, 4; absent, 4.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, Peters, Robinson, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Candland, Lewis, O'Donnell, Westphal.

Absent and not voting: Senators Auerbach, Callister, Ryan, Stahle.

S. B. No. 153 was transmitted to the House.

Senator Winder moved that the Sergeant at Arms be instructed to provide refreshments for the Senators on Thursday evening.

Motion carried.

On motion of Senator Peters, the rules were suspended and S. B. No. 163 was read the third time and placed on its final passage.

On motion of Senator McConkie the section sub-head was stricken.

S. B. No. 163 then passed on the following roll call: Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Lewis, Ryan, Stahle.

On motion of Senator Jenson the rules were suspended and S. B. No. 142 was read the third time and placed on its final passage.

S. B. No. 142 then passed on the following roll call: Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators O'Donnell, Robinson.

Absent and not voting: Senators Auerbach, Callister, Ryan, Stahle.

S. B. No. 142 was transmitted to the House.

On motion of Senator Funk the Senate adjourned.

FIFTY-EIGHTH DAY.

SENATE CHAMBER,
State Capitol.
Salt Lake City, Utah, March 10, 1925.

The Senate met at 10 a. m., President Irvine in the chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fifty-seventh day and find it correct with certain amendments.

Respectfully,
THOS. W. O'DONNELL.
OSCAR W. McCONKIE.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 97 (Sub. for H. B. No. 15), by Committee on Irrigation, entitled, "An Act amending Sections 8, 21, 23, 47, 48, 52, 53, 77, Chapter 67, Session Laws of Utah, 1919, and adding new sections to be known as Section 32X, 40X, 73X, relating to the State Engineer, the appropriation, adjudication and administration of water rights, the construction of dams and fees of the office of State Engineer," and recommend that it be not passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 97 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 184, by Committee on Appropriation entitled, "An Act amending Section 3987, Compiled Laws of Utah, 1917, relating to registration of motor vehicles

and fees received therefor," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 184 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 169, by Mr. Woodruff, entitled, "An Act relating to the designation of ownership of all automobiles owned and operated by the State, Counties, Cities and School Districts, and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 169 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 185, by Committee on Appropriations, entitled, "An Act requiring the Commissioner of Agriculture to pay into the State Treasury all fees collected by them, in their official capacity," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 185 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 186, by Committee on Appropriations, entitled, "An Act requiring all moneys received in the administration and enforcement of Title 54, Compiled Laws of Utah, 1917, relating to intoxicating liquors to be paid into the State Treasury," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 186 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 94, by Mr. J. H. Gardner, entitled, "An Act amending Section 671, Compiled Laws of Utah, 1917, as amended by Chapter 13, Session Laws, 1919, and as amended by Chapter 14, Session Laws of Utah, 1921, relating to annual tax levies in cities," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 94 was placed on the second reading calendar.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

Your Committee on Revenue and Taxation report back H. B. No. 153 by Mr. Redd, entitled, "An Act amending Section 1 of Chapter 86, Laws of Utah, 1923,

authorizing the levy of the tax of one-twelfth of a mill on the dollar for the purpose of creating an Agricultural Inspection Fund," and recommend that it be passed.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 153 was placed on the second reading calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 165, by Mr. Redd, entitled, "An Act amending Sections 1 and 3, Chapter 28, Laws of Utah, 1923, relating to audits of cities and counties," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 165 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 166, by Mr. Redd, entitled, "An Act amending Section 4514, Compiled Laws of Utah, as amended by Chapter 93, Laws of Utah, 1921, relating to powers and duties of the state board of education," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 166 was read first time and referred to Committee on Education.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 83, by Mr. Sharp, entitled, "An Act to amend Section 6015, Compiled Laws of Utah, 1917, as amended by Chapter 119, Session Laws, 1919, and as amended by Chapter 97, Session Laws, 1923, relating to the time when taxes become delinquent," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 83 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 150, by Judiciary Committee, entitled, "An Act to amend Section 5075, Compiled Laws of Utah, 1917, as amended by Chapter 62, Session Laws of Utah, 1923, relating to mileage of district judges and attorneys," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 150 was read first time and referred to Committee on Judiciary.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No.

131, by Mrs. Smart, entitled, "An Act amending Section 4, of Chapter 91, Laws of Utah, 1921, as amended by Chapter 58, Laws of Utah, 1923, and Sections 12, 17 ,and 19, Laws of Utah, 1921, relating to the treatment of human ailments," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 131 was read first time and referred to Committee on Public Health and Labor.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended H. B. No. 110, by Mr. Goggin, entitled, "An Act providing for the appointment of registry agents at large in counties having a population of 5,000 or more, and for the transmission of registration oaths by such registry agents to registry agents of election districts, and providing for the compensation of registry agents at large, and designating such Sections as 2120X, 2120X1, and 2120X2, and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 110 was read the first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 117, by Mr. Redd, entitled, "An Act to appropriate the sum of $10,000.00 for the partial payment of unpaid bounty now on

hand in the office of the State Auditor and contracted in 1924," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 117 was read first time and referred to Committee on Appropriations and Claims.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 170, by Mr. Sharp, entitled, "An Act appropriating the sum of fifteen hundred forty-nine dollars and six cents to the National Copper Bank of Salt Lake City, Utah, to reimburse said bank for commissions advanced for paying State of Utah bonds and coupons," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 170 was read first time and referred to Committee on Appropriations and Claims.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed H. B. No. 134, by Mr. Sharp, entitled, "An Act amending Section 2186, Compiled Laws of Utah, 1917, relating to the time of filing certificates of nomination for election," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 134 was read first time and referred to Committee on State and Municipal Affairs.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended, H. B. No. 133, by Mr. Dyreng, entitled, "An Act amending Section 3574, of the Compiled Laws of Utah, 1917, relating to unappropriated waters," and the same is transmitted herewith for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 133 was read first time and referred to Committee on Agriculture.

Salt Lake City, Utah, March 9, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 138, by Mr. Dyreng, entitled, "An Act amending Section 52, of Chapter 68, of the Laws of Utah, 1919, relating to irrigation districts," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 138 was read first time and referred to Committee on Agriculture.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, March 9, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 98, by Mr. O'Donnell, "An Act

granting power to towns to borrow money, issue bonds therefor and to refund bonds."

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 40, by Mr. Callister, "An Act to amend Section 1 of Chapter 12, Laws of Utah, 1921, pertaining to pensions for employees of Police Departments in cities of the first and second class."

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

On request of Senator Peters, H. B. No. 139 was referred to the Committee on Judiciary.

Senator Callister moved that the Senate recess at 11:50 a. m. today, until 2 p. m.

Motion carried.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 12 was read the third time and placed on its final passage.

On motion of Senator Auerbach the bill was amended as follows:

On page 3, line 13, after the word "the" strike the balance of the line, also lines 14, 15, 16 and 17, and insert the following: "powers by this Act given shall not be exercised so as to deprive the owner of any existing property of its use or maintenance for the purpose to which it is then lawfully devoted, and any ordinance enacted under authority of this Act shall exempt from the

operation thereof any building or structure as to which satisfactory proof shall be presented to the administrative officer designated to enforce the same, or to the Board of Zoning Appeals provided for in this Act, that the present or proposed situation of such building or structure, is reasonably necessary for the convenience or welfare of the public.

Page 7, following line 9, insert a new section to be known as Section 10, to read as follows:

"Section 10. Neither the Zoning Commission nor any of its appointees or employees shall receive any monies whatever for salaries or expenses of any kind."

On motion of Senator Lewis, the bill was amended as follows:

Page 3, line 2, after "commission" insert "who shall serve without pay."

H. B. No. 12 then passed on the following roll call:

Ayes, 17; nays, 3; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Funk, Hirschi, Westphal.

H. B. No. 12 was transmitted to the House.

SPECIAL ORDER.

H. B. No. 181 was taken up on special order.

H. B. No. 181 was read the second time.

On motion of Senator Candland the bill was amended as follows:

Strike all of Sections 2 and 3 and make Sections 4 and 5, Sections 2 and 3.

On motion of Senator Hirschi, the bill was amended as follows:

Line 5, correct spelling of "should."

S. B. No. 181 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Ryan.

On motion of Senator Stahle the rules were suspended and H. B. No. 181 was read the third time and placed on its final passage.

H. B. No. 181 then passed on the following roll call: Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators: Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Hirschi.

H. B. No. 181 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 167, by Mr. Hirschi, entitled, "An Act authorizing the board of regents of the University of Utah to purchase or contract for irrigation water for the University of Utah," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 167 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 164 was read the third time and placed on its final passage.

H. B. No. 164 then passed on the following roll call:

Ayes, 15; nays, 3; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Dixon, Finlinson, Warnick.

Absent and not voting: Senators McConkie, Peters.

H. B. No. 164 was transmitted to the House.

On request of Senator Dixon, H. B. No. 152 was referred to the Committee on Judiciary.

A communication was read from the Weber River Water Users' Association asking for the confirmation of the Governor's appointees on the Water Storage Commission and for the passage of H. B. No. 97.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 25, by Mr. Jenson, entitled, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 25 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has, this day, rejected S. B. No. 24 ,by Mr. Jenson, entitled, "An Act amending Section 7312, Compiled Laws of Utah, 1917, relating to termination of life estate," by striking the enacting clause.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has, this day, amended by restoring the original bill and passed S. B. No. 26, by Mr. Jenson, entitled, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to judgment roll." The same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson, the House Amendments were concurred in.

S. B. No. 26 then passed on the following roll call.

Yeas, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, McConkie, Peters, Stahle, Warnick.

S. B. No. 26 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 106 was read the third time and placed on its final passage.

H. B. No. 106 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Peters, Stahle, Warnick.

H. B. No. 106 was transmitted to the House.

On motion of Senator Dixon the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

PRESENTATION OF PETITIONS.

A petition was read from the Sevier River Water Users Association, protesting against the enactment of H. B. No. 97.

The petition was filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has concurred in Senate amendments to H. B. No. 12, by Mr. N. J. Hansen, entitled, "An Act granting

power to the legislative body of cities to regulate and restrict the height, number of stories, and size of buildings and other structures, percentage of lot that may be occupied, size of yards and open spaces, the location and use of buildings and structures and land for trade industries, residences and other purposes; to provide for a zoning commission and a Board of Adjustment and to provide for the zoning of cities and towns by the creation of appropriate districts therein."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. No. 181, by Mr. Parrish, entitled, "An Act authorizing and empowering the State Board of Loan Commissioners to borrow money and purchase the Davis County Experiment Farm, and providing for the manner of paying off the loan."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 30, by Mr. Jenson, entitled, "An Act amending Section 6549, Compiled Laws of 1917, as amended by Chapter 143, Laws of Utah, for 1921, relating to service of summons by publication," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 30 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 42, by Mr. Jenson, entitled, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 42 was referred to the Committee on Engrossing and Enrolling.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Banking report back H. B. No. 178, by Mr. Parrish, entitled, "An Act amending Section 3114, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance Fund and Workmen's Compensation Law," and recommend that it be passed.

Senator Auerbach does not concur in this report.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

H. B. No 178 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Banking report back H. B. No. 126, by Mr. Hamilton Gardner, entitled, "An Act defining Industrial Loan Companies providing for their incorporation, powers and repealing of acts in conflict therewith," and recommend that it be passed.

Senator Auerbach does not concur in this report.

Respectfully,
W. D. CANDLAND,
Chairman.

Report filed.

H. B. No. 126 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 129, by Mr. Fowles, entitled, "An Act to amend Sections 666 and 666x1, Chapter 13, of the Session Laws of Utah, 1921, as amended by Chapter 60, of the Session Laws of Utah, 1923, and Section 666x2, Chapter 13, of the Session Laws of Utah, 1921, providing for a Civil Service Commission in cities of the first and second class for Police and Fire Departments," without recommendation.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 129 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 135, by Mr. Sharp, entitled, "An Act

to amend Section 3, of Chapter 42, Session Laws of Utah, 1919, relating to voting of absent electors," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 135 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 161, by Mr. Fowles, entitled, "An Act authorizing the Governor of the State of Utah, to convey certain lands in Weber County to Ogden City, a Municipal corporation," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 161 was placed on the second reading calendar.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 10, 1925.

To the Senate:

I have this day nominated the following persons for the positions designated, and am submitting their names herewith for your consideration and confirmation:

For member of Public Utilities Commission: George F. McGonagle, to serve six years.

For members of the State Board of Equalization: Edward H. Snow of St. George, Frank Page Stewart of Salt Lake, each to serve four years.

For members of the Board of Corrections: Samuel W. Stewart and James Ivers, Jr., both of Salt Lake, each to serve four years.

For member of the State Board of Health: Dr. Fred Stauffer of Salt Lake, to fill an unexpired term and serving until 1930.

For members of the State Text Book Commission: E. M. Reed of Kamas, R. V. Larson of Smithfield, Hugh M. Woodward of Provo, each to serve four years.

For members of the Board of Regents of the University of Utah: Dr. John E. Carver of Ogden; J. W. Robinson of Provo, to fill unexpired terms, each serving two years; Dr. John J. Galligan, Mrs. Edward Rosenbaum, Oscar W. Carlson, James H. Wolfe, Wilson McCarthy, all of Salt Lake, and Henry H. Rolapp of Ogden, each to serve four years.

I would respectfully request that you withdraw from consideration the name of Wilson McCarthy as a member of the Committee on Uniformity of Legislation and substitute therefor the name of William H. Folland of Salt Lake.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

The nominations were referred to the Committee on the Governor's appointments.

On request of Senator Winder, H. B. No. 97 was recommitted to the Committee on Agriculture.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 62 was read the second time.

The committee report on the bill was read.

On motion of Senator Jenson, the committee report was adopted.

H. B. No. 62 was then ordered read the third time on the following roll call:

Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Ryan, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Funk, McConkie, Peters, Robinson, Stahle, Westphal.

On motion of Senator Lewis, the rules were suspended and H. B. No. 62 was read the third time and placed on its final passage.

H. B. No. 62 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Peters, Westphal.

H. B. No. 62 was transmitted to the House.

H .B. No. 55 was read the second time.

The report on the bill was read.

On motion of Senator Hirschi, the committee report was adopted.

On motion of Senator Candland, the bill was amended as follows:

On page 1, line 13, change 10 to 20.

H. B. No. 55 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Finlinson, Funk, Hirschi, Jenson,

Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Cottrell, Dixon, McConkie, Winder.

On motion of Senator Funk, the rules were suspended and H. B. No 55 was read the third time and placed on its final pasage.

H. B. No. 55 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Cottrell, McConkie, Peters, Winder.

H. B. No. 55 was transmitted to the House.

H. B. No. 25 was read the second time.

The report of the committee on the bill was read.

On motion of Senator Candland, the committee report was adopted, rejecting the bill.

H. B. No. 38 was read the second time.

The adverse committee report was read.

On motion of Senator Funk, the report was adopted, killing the bill.

House Bills No. 25 and 38 were returned to the House.

H .B. No. 43 was read the second time.

The report of the committee on the bill was read.

On motion of Senator Jenson, the committee report was adopted.

H. B. No. 43 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Callister, McConkie, Peters.

On motion of Senator Jenson, the rules were suspended and H. B. No. 43 was read the third time and placed on its final passage.

H. B. No. 43 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Peters.

H. B. No. 43 was transmitted to the House.

H. B. No. 68 was read the second time.

The committee report on the bill was read.

On motion of Senator Candland, the committee report was adopted, killing the bill.

H. B. No. 68 was returned to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 42, by Mr. Jenson, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 42 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 30, by Mr. Jenson, "An Act amending Section 6549, Compiled Laws of 1917, as amended by Chapter 143, Laws of Utah for 1921, relating to service of summons by publication," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 30 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 26, by Mr. Jenson, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to judgment roll," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 26 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 25, by Mr. Jenson, "An Act amending Section 6969, Compiled Laws of Utah,

1917, relating to the service and settlement of Bills of Exceptions," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 25 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 167, by Mr. Hirschi, "An Act authorizing the Board of Regents of the University of Utah to purchase or contract for irrigation water for the University of Utah," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 167 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 181, by Mr. Parrish, entitled "An Act authorizing and empowering the State Board of Loan Commissioners to borrow money and purchase the Davis County Experiment Farm, and providing for the man-

ner of paying off the loan," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 181 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 78 was read the second time.

On motion of Senator Dixon the bill was amended as follows:

At end of line 15, change the period to a comma and add, "provided that in case of sidewalks constructed in a permanent manner, of cement or other similar material, the abutting property owners pay one-third of the entire cost. Provided further, that the abutting property owners shall have consented thereto."

On motion of Senator Westphal the bill was amended as follows:

In line 4, of Title, change "lay out" to "construct" and add "or otherwise to be constructed."

On line 4 of bill insert "construct" in place of "lay-out."

Senator Candland was called to the Chair.

Senator Dixon moved a reconsideration of the vote by which the amendments to H. B. No. 78 were adopted.

Motion carried.

On motion of Senator Dixon the bill was amended as folows:

Strike the amendments previously made and insert in lieu thereof, "In case of sidewalks, it shall not be con-

strued to include sidewalks constructed of cement or other similar material."

H. B. No. 78 was then ordered read the third time on the following roll call:

Ayes, 11; nays, 4; absent, 5.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, McConkie, O'Donnell, Warnick, Westphal, Winder.

Those voting in the negative were: Senators Lewis, Peters, Robinson, Stahle.

Absent and not voting: Senators Auerbach, Callister, Funk, Ryan, Mr. President.

REPORT OF CONFERENCE COMMITTEE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee of conference on the disagreeing votes of two houses on the amendments of the House to S. B. No. 75 for the tax of cigarettes, having met after full and free conference, have agreed to recommend and do recommend to their respective houses as follows:

That the Senate concurs in the amendments of the House and agree to the same.

Respectfully submitted,
WILFORD W. WARNICK,
J. W. PETERS,
Members for the Senate.
ELIAS S. WOODRUFF,
W. C. STARK,
M. A. KEYSER,
Members for the House.

Senator Dixon does not concur in this report.
Report filed.

On motion of Senator Warnick the report of the conference committee was adopted.

S. B. No. 75 then passed on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Voting in the negative, Senator Dixon.

Absent and not voting: Senators Auerbach, Funk, Mr. President.

S. B. No. 75 was referred to the Committee on Engrossing and Enrolling.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 128, by Mr. Andrus, entitled "An Act providing for the Organization and Government of Cemetery Districts; for the appointment of a Board of Supervisors and defining their Duties and Powers; for levying and collecting Taxes and making Taxes a Lien upon the Real Estate included within the District", and recommend that it be not passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 128 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 133, by Mr. Dyreng, entitled "An Act amending Sec-

tion 3574, of the Compiled Laws of Utah, 1917, relating to Unappropriated Waters," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 133 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 138, by Mr. Dyreng, entitled, "An Act amending Section 52, of Chapter 68, of the Laws of Utah, 1919, relating to irrigation districts," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 138 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 102, by Mr. Stone, entitled, "An Act requiring manufacturers of dairy products to report annually to the State Board of Agriculture, and to purchase milk and cream upon tests made by some person holding a license," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 102 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Public Health and Labor report back H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 370, 371, 374, and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1 and 371x, relating to State Board of Barber Examiners," and recommend that it be passed with the following amendment:

On page 2, line 26, strike House amendment "1½ years" and insert in lieu thereof "1 year;" also strike out the parentheses.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

H. B. No. 47 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs reports back H. B. No. 110, by Mr. Goggin, entitled, "An Act providing for the county clerks to register in counties having a population of 2000 or more, and for the transmission of registration oaths to registry agents of election districts, and designating such Sections as 2120X and 2120X1," and recommend that it be passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 110 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 130, by Mr. Petty, entitled, "An Act Amending Section Three of Chapter 130, Laws of Utah, 1921, as amended by Chapter 49, Laws of Utah, 1923, relating to the department of registration," and recommend that it be passed.

Respectfully,
J. W. PETERS
Chairman.

Report filed.

H. B. No. 130 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. B. No. 134, by Mr. Sharp, entitled, "An Act amending Section 2186, Compiled Laws of Utah, 1917, relating to the time of filing certificates of nomination for election," and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 134 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back H. C. R. No. 1, by Judiciary Committee, entitled, "A resolution providing for an investigation of

the question of old age pensions," and recommend that it be not passed.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. C. R. No. 1 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

H. C. M. No. 9 was read the second time.

H. C. M. No. 9 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Funk, McConkie, Robinson, Mr. President.

President Irvine resumed the chair.

H. B. No. 105 was read the second time.

H. B. No. 105 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, O'Donnell, Robinson, Westphal.

On motion of Senator Jenson, the rules were suspended and H. B. No. 105 was read the third time and placed on its final passage.

H. B. No. 105 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, O'Donnell, Robinson, Westphal

H. B. No. 105 was transmitted to the House.

H. B. No. 80 was read the second time.

H. B. No. 80 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, Hirschi, Winder.

On motion of Senator Peters, the rules were suspended and H. B. No. 80 was read the third time and placed on its final passage.

H. B. No. 80 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, Hirschi.

H. B. No. 80 was transmitted to the House.

Senator Dixon moved that the Senate recess at 5 o'clock until 7 p. m.

Motion carried.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 25, by Mr. Jenson, entitled, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 25 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 26, by Mr. Jenson, entitled, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to judgment roll," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 26 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 30, by Mr. Jenson, entitled, "An Act amending Section 6549, Compiled Laws of 1917,

as amended by Chapter 143, Laws of Utah for 1921, relating to service of summons by publication," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 30 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 42, by Mr. Jenson, entitled, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 42 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 53, by Mr. Cottrell, Jr., entitled, "An Act to amend Sections 1952 and 1953 of Title 24, Compiled Laws of Utah, 1917, relating to vinegar standard and adding a new section to be known as Section 1953X, providing for a licensed rectifier," and the same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 53 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 54, by Mr. Callister, entitled, "An Act to amend Sections 317 and 320 of Title 7, Compiled Laws of Utah, 1917, relating to attorneys and counselors, and providing qualifications for admission to practice," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Callister, the enacting clause of S. B. No. 54 was stricken.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and Senate, S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties, and repealing Sections 4315, 4316, 4319, 4321, 4326 ,and 4327, Compiled Laws of Utah, 1917, as amended by Chapter 86, Laws of Utah, 1921," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters, the House amendments were concurred in.

S. B. No. 45 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, O'Donnell, Stahle, Winder.

S. B. No. 45 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 167, by Mr. Hirschi, entitled, "An Act authorizing the Board of Regents of the University of Utah to purchase or contract for irrigation water for the University of Utah," and the same is herewith returned for transmission to the Governor,

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 167 was transmitted to the Governor.

On motion of Senator Hirschi, consideration of H. B. No. 100 was deferred until 7 p. m.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 95 was read the second time.

On motion of Senator Jenson, the bill was amended as follows:

On line 4, strike the period, substitute a comma, and

insert, "Provided, however, this Act shall not apply to railroad employees in cases of emergency where fusees are used."

H. B. No. 95 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Funk, Stahle, Winder.

On motion of Senator Ryan, the rules were suspended and H. B. No. 95 was read the third time and placed on its final passage.

H. B. No. 95 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Funk, Peters, Stahle, Winder.

H. B. No. 95 was transmitted to the House.

H. B. No. 60 was read the second time.

H. B. No. 60 was then ordered rea dthe third time on the following roll call:

Ayes, 15; nays, 1; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senator Dixon.

Absent and not voting: Senators Candland, Callister, Funk, Winder.

On motion of Senator Cottrell, the rules were suspended and H. B. No. 60 was read the third time and placed on its final passage.

H. B. No. 60 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Callister, Funk, Westphal, Winder.

H. B. No. 60 was transmitted to the House.

On motion of Senator Finlinson, the Senate recessed until 7 p. m.

EVENING SESSION.

The Senate reconvened at 7 p. m., President Irvine in the Chair.

Roll call. Quorum present.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 106, by Mr. Hamilton Gardner, entitled, "An Act to amend Sections 945 and 945x, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as further amended by Chapter 66, Laws of Utah, 1923, relating to corporations; and adding a new section providing for reports to be made annually by both domestic and foreign corporations, and the payment of fees by said corporations, said section to be known as Section 945x1; and also amending Section 2511, Compiled Laws of Utah, 1917, relating to fees paid by corpora-

tions," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 106 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 12, by Mr. N. J. Hansen, entitled, "An Act granting power to the Legislative Body of cities to regulate and restrict the height, number of stories, and size of buildings and other structures, percentage of lot that may be occupied, size of yards and open spaces, the location and use of buildings and structures and land for trade industries, residences, and other purposes, to provide for a zoning commission, and a board of adjustment, and to provide for the zoning of cities and towns by the creation of appropriate districts therein," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 12 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. No. 55, by Mr. Beal, entitled, "An Act amending

Section 4597, Compiled Laws of Utah, relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first class into one county school district of the first class."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. No. 43, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1275, Compiled Laws of Utah, 1917, as amended by Chapter 32, of the Laws of Utah, 1921, relating to the reinstatement of corporations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 189, by Mr. Christensen, entitled, "An Act to amend Section 1 of Chapter 71, Session Laws of Utah, 1921, relating to Utah water storage commission," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 189 was read the first time and referred to the Committee on Agriculture.

On request of Senator Peters, H. B. No. 165 was referred to the Committee on Education.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 100 was read the second time.

The committee report on the bill was read.

The amendment offered in the committee report was rejected.

H. B. No. 100 was then ordered read the third time on the following roll call:

Ayes, 12; nays, 3; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Lewis, O'Donnell, Ryan, Stahle, Warnick, Mr. President.

Voting in the negative were: Senators Hirschi, Peters, Robinson.

Absent and not voting: Senators Funk, Jenson, McConkie, Westphal, Winder.

On motion of Senator Dixon, the rules were suspended and H. B. No. 100 was read the third time and placed on its final passage.

H. B. No. 100 then passed on the following roll call:

Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Mr. President.

Voting in the negative: Senators Hirschi, Peters.

Absent and not voting: Senators Funk, McConkie, Westphal, Winder.

H. B. No. 100 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 75, by Mr. Warnick, "An Act to amend Section 1 Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 75 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 53 by Mr. Cottrell, Jr., "An Act to amend Sections 1952 and 1953 of Title 24, Compiled Laws of Utah, 1917, relating to vinegar standard and adding a new section to be known as Section 1953X providing for a licensed rectifier," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 53 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 89, by Mr. Warnick, entitled, "An Act granting power to commissioners and city councils to regulate social clubs, recreational associations, athletic associations, and kindred associations, by adding a new section to Chapter 3, Title 16, Compiled Laws of Utah, 1917, to be known as Section 570X88," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Warnick, the House amendments were concurred in.

S. B. No. 89 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, McConkie, Westphal, Winder.

S. B. No. 89 was referred to the Committee on Engrossing and Enrolling.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 121 was read the second time.

H. B. No. 121 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, McConkie, Westphal, Winder.

On motion of Senator Peters the rules were suspended and H. B. No. 121 was read the third time and placed on its final passage.

H. B. No. 121 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Funk, McConkie, Westphal, Winder.

H. B. No. 121 was transmitted to the House.

H. B. No. 180 was read the second time.

On motion of Senator Jenson, the bill was amended as follows:

After the enacting clause insert "Section 1. Section 2545, Compiled Laws of Utah, 1917, is hereby amended to read as follows."

H. B. No. 180 was then ordered read the third time on the following roll call:

Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Dixon, Funk, McConkie, Stahle, Westphal, Winder.

On motion of Senator Peters, the rules were suspended and H. B. No. 180 was read the third time and placed on its final passage.

H. B. No. 180 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Dixon, Funk, McConkie, Westphal, Winder.

H. B. No. 180 was transmitted to the House.

On motion of Senator Callister, S. B. No. 58 was made special order for March 11 at 2 p. m.

H. B. No. 119 was read the second time.

H. B. No. 119 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Auerbach, Funk, McConkie, O'Donnell, Ryan, Westphal.

On motion of Senator Jenson, the rules were suspended and H. B. No. 119 was read the third time and placed on its final passage.

H. B. No. 119 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, O'Donnell, Ryan, Westphal.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed, in open session, H. B. No. 80, by Mr. Tangren, entitled, "An Act to amend Section 4599, Compiled Laws of Utah, 1917, as amended by Chapter 101, Session Laws, 1921, relating to changes in representative precincts in county school districts."

The same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 80 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 123 was read the second time.

H. B. No. 123 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 3; excused, 1.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Westphal.

Excused: Senator Auerbach.

On motion of Senator Jenson, the rules were suspended and H. B. No. 123 was read the third time and placed on its final passage.

H. B. No. 123 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Peters, Westphal.

H. B. No. 123 was transmitted to the House.

On request of Senator Robinson, action on H. B. No. 144 was deferred for the present, the bill retaining its place on the calendar.

H. B. No. 82 was read the second time.

H. B. No. 82 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Funk, McConkie, Westphal.

On motion of Senator Ryan, the rules were suspended and H. B. No. 82 was read the third time and placed on its final passage.

H. B. No. 82 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Winder, Mr. President.

Absent and not voting: Senators Funk, Hirschi, McConkie, Warnick, Westphal.

H. B. No. 82 was transmitted to the House.

H. B. No. 41 was read the second time.

H. B. No. 41 was then ordered read the third time on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Hirschi.

Absent and not voting: Senators Funk, McConkie, Westphal.

On motion of Senator Dixon the rules were suspended and H. B. No. 41 was read the third time and placed on its final passage.

H. B. No. 41 then passed on the following roll call:

Ayes, 16; nays, 1; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Hirschi.

Absent and not voting: Senators Funk, McConkie, Westphal.

H. B. No. 41 was transmitted to the House.

H. B. No. 99 was read the second time.

H. B. No. 99 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Finlinson, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senators Callister, O'Donnell.

Absent and not voting: Senators Dixon, Funk, McConkie, Westphal.

On motion of Senator Jenson, the rules were suspended and H. B. No. 99 was read the third time and placed on its final passage.

H. B. No. 99 then passed on the following roll call:

Ayes, 13; nays, 2; absent 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Winder, Mr. President.

Voting in the negative: Senators O'Donnell, Warnick.

Absent and not voting: Senators Callister, Finlinson, Funk, McConkie, Westphal.

H. B. No. 99 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 45, by Mr. Peters, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties, and repealing Sections 4315, 4316, 5319, 4321, 4326 ,and 4327 Compiled Laws of Utah, 1917, as amended

by Chapter 86 Laws of Utah, 1921," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 45 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 10, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 76, by Mr. Ryan, "An Act amending Sections 435, 436, 437, 438, 439, 440, 441, and 442, Compiled Laws of Utah, 1917, as amended by Chapter 6, Laws of Utah, 1919, and Chapter 7, Laws of Utah, 1921, relating to bounties for predatory animals, and repealing Section 436x, and all Acts or parts of Acts in conflict herewith."

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate amendments to H. B. No. 95, by Mr. J. H. Gardner, entitled, "An Act prohibiting the use of red lights, except for danger signals."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Ryan, the rules were suspended and the vote by which S. B. No. 114 was defeated March 9, was reconsidered.

S. B. No. 114 then failed to pass on the following roll call:

Ayes, 8; nays, 8; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Hirschi, Jenson, Lewis, Ryan, Stahle, Warnick, Mr. President.

Those voting in the negative were: Senators Candland, Callister, Cottrell, Dixon, O'Donnell, Peters, Robinson, Winder.

Absent and not voting: Senators Finlinson, Funk, McConkie, Westphal.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 39, by Mr. Sharp, entitled, "An Act amending Section 2213, Chapter 6, Title 27, Compiled Laws of Utah, 1917, and adding Sections 2213x, 2213x1, 2213x2, 2213x3, 2213x4, relating to the appointment of judges of election."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 61, by Mr. Fowles, entitled, "An Act to amend Section 2896, Compiled Laws of Utah, 1917, as

amended by Chapter 60, of the Session Laws of Utah, 1919, being an Act providing for legal holidays."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 181, by Mr. Parrish, entitled, "An Act authorizing and empowering the State Board of Loan Commissioners to borrow money and purchase the Davis County Experiment Farm, and providing for the manner of paying off the loan."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has returned, without his approval, H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has returned without his approval, H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Sec-

tion 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 89, by Mr. Warnick, entitled, "An Act granting power to commissioners and city councils to regulate social clubs, recreational associations, athletic associations, and kindred associations, by adding a new section to Chapter 3 Title 16 Compiled Laws of Utah, 1917, to be known as Section 570X88," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 89 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 9, 1925.

To The Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 40, by Mr. Callister, "An Act to amend Section 1 of Chapter 12, Laws of Utah,

1921, pretaining to pensions for employees of Police Departments in cities of the first and second class."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

On motion of Senator Ryan, the Senate adjourned.

FIFTY-NINTH DAY.

SENATE CHAMBER,
State Capitol,
Salt Lake City, Utah, March 11, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by the Chaplain.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fifty-eighth Day, and find it correct with slight amendments.

Very Respectfully,
O. W. McCONKIE.
THOS. W. O'DONNELL.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 105, by Mr. Robinson, "An Act appropriating to Piute County $2,500.00, to reimburse the county for expenses incurred and to be incurred in maintaining the priority of tax liens under the laws of Utah,"

report the same back with the recommendation that it do not pass for the reason that a portion of the appropriation therein has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 105 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 144, by Mr. O'Donnell, "An Act appropriating to Sperry & Hutchinson Company $33,663.26 for taxes illegally collected," report the same back without recommendation.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 144 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 138, by Mr. Stahle, "An Act to appropriate $10,359.20 to Davis County to reimburse the said county for the cost of clearing the State Highway of materials deposited thereon by a flood, in the summer of 1923," report the same back with the recommendation that it do not pass, for the reason that the appropriation therein mentioned has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 138 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 147, by Mr. Peters, "An Act to appropriate $14,645.62 to Box Elder County to reimburse the said county for the cost of clearing the State Highway of materials deposited thereon by a flood in the summer of 1923," report the same back with the recommendation that it do not pass, for the reason that the appropriation therein mentioned has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 147 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 35, by Mr. Auerbach, "An Act officially recognizing Memorial Park as a place dedicated to the memory of Utah men whose lives were lost during the World War; making an appropriation for beautifying and improving said park; and otherwise furthering the purposes thereof; and providing for the expenditure of said money," report the same back with the recommendation that it do not pass, for the reason that the appropriation therein mentioned has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 35 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 57, by Mr. O'Donnell, "An Act to establish an agricultural and experimental station in the Uintah Basin under the supervision of the trustees of the Agricultural College, and making an appropriation therefor," report the same back with the recommendation that it do not pass, for the reason that the appropriation therein mentioned has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 57 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 125, by Mr. Ryan, "An Act amending Section 4, Chapter 86, Laws of Utah, 1917, relating to the appropriation of funds for the use of the State of Utah Mormon Battalion Monument Commission," report the same back with the recommendation that it be not passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 125 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 4, by Mr. Candland, "Commissioner of Indian War Records. An Act amending Section 3046, Compiled Laws of Utah, 1917, as amended by Chapter 66, Session Laws of Utah, 1921, relating to the expenses of the Commissioner of Indian War Records," report the same back with the recommendation that it be not passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 4 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 28, by Mr. Winder, "An Act making an appropriation to pay for diseased animals which have been condemned and slaughtered," report the same back with the recommendation that it do not pass for the reason that a portion of the appropriation therein has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

S. B. No. 28 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred H. C. R. No. 2, by Mrs. Graham, "Authorizing portraiture of Honorable Charles R. Mabey, Governor of

the State of Utah during the years 1921-1924, inclusive," report the same back with the recommendation that it do not pass, for the reason that the appropriation therein mentioned has been included in the general Budget Bill.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

H. C. R. No. 2 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Revenue and Taxation report back without recommendation, H. B. No. 143, by Mr. Crouch, entitled, "An Act amending Section 3971, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923; Section 3974, Compiled Laws of Utah, 1917, as amended by Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923; Section 3971x2, Chapter 81, Laws of Utah, 1921; Section 3973, Compiled Laws of Utah, 1917, as amended by Chapter 82, Laws of Utah, 1921, as amended by Chapter 46, Laws of Utah, 1923; Section 3988, Compiled Laws of Utah, 1917; substituting Section 3972x for and in lieu of Section 3972, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, so as to provide a new method of registration of motor vehicles, adding to Title 69, Compiled Laws of Utah, 1917, Section 3998, providing for the appointment of automobile inspectors, and repealing Section 3972, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and Sections 3974x, and 3974x23, Chapter 81, Laws of Utah, 1921, as amended by Chapter 45, Laws of Utah, 1923, and Section 3983, Compiled Laws of Utah, 1917, as amended by Chapter 83, Laws of Utah, 1921, and providing when certain provisions hereof shall become effective."

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

H. B. No. 143 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President.

Your Committeee on Public Health and Labor report back herewith House Bill No. 85, by Mrs. Graham, "An Act amending Sections 4294, 4296 and 4297, Compiled Laws of Utah, 1917, as amended by Chapter 85, Laws of Utah, 1921, relating to examination and registration of traiend nurses," and recommend that it be passed.

Respectfully,
JOSEPH T. FINLINSON,
Chairman.

Report filed.

H. B. No. 85 was placed on the second reading calendar.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

Your Committee on Appropriations, to which was referred S. B. No. 58, by Committee on Appropriations, entitled, "An Act making appropriations for the support of the State Government for the period beginning April 1, 1925, and ending March 31, 1927," having carefully considered the same, report it back and respectfully recommend that it pass, with the following amendments:

On page 1, line 12, strike the numerals "2,150.00" and insert in lieu thereof "1,650.00."

On page 1, line 23, strike the numerals "27,480.00" and insert in lieu thereof "28,080.00."

On page 1, line 25, after the word "Travel" insert the following, "and Inheritance Tax Investigation."

On page 1, line 25, strike the numerals "750.00" and insert in lieu thereof the numerals "1500.00."

On page 1, line 27, strike the entire line.

On page 2, line 3, strike the numerals "24,400.00" and insert in lieu thereof "28,200.00."

On page 2, line 9, strike the numerals "16,440.00" and insert in lieu thereof "18,740.00."

On page 2, line 10, strike the numerals "2,750.00" and insert in lieu thereof "4,000.00."

On page 2, line 11, strike the numerals "3,000.00" and insert in lieu thereof, "4,800.00."

On page 2, line 16, strike the numerals "20,680.00" and insert in lieu thereof "21,780.00."

On page 2, line 18, strike the numerals "5,000.00" and insert in lieu thereof "5,400.00."

On page 2, line 22, strike the numerals "16,000.00" and insert in lieu thereof "15,000.00."

On page 3, line 25, strike the numerals "5,000.00" and insert in lieu thereof "6,500.00."

On page 3, line 28, strike the numerals "750.00" and insert in lieu thereof "500.00."

On page 4, line 28, strike the numerals "1,250.00" and insert in lieu thereof, "2,000.00."

On page 5, after line 7, insert the following: "To pay for diseased animals which have been condemned, appraised and slaughtered, "9,000.00.,'

On page 5, after line 13, insert the following: "To cover deficit made necessary by flood of August 13, 1923, at Willard, Box Elder County, and Farmington, Davis County, 2,127.00. For expense incident to the illness of William Francis Murphy, 500.00."

On page 5, line 23, strike the numerals "6,000.00" and insert in lieu thereof "7,200.00."

On page 5, line 24, strike the numerals "54,000.00" and insert in lieu thereof, "61,800.00."

On page 5, line 27, strike the numerals "32,000.00" and insert in lieu thereof "34,000.00."

On page 5, line 30, strike the numerals "4,000.00" and insert in lieu thereof, "5,800.00."

On page 6, line 8, strike the numerals "7,200.00" and insert in lieu thereof '8,000.00."

On page 6, line 9, strike the numerals "57,800.00" and insert in lieu thereof "65,000.00."

On page 6, line 12, strike the numerals "40,000.00" and insert in lieu thereof "47,000.00."

On page 6, line 13, strike the word "Maintenance" and insert in lieu thereof the word "Travel;" also strike the numerals "12,5500.00" and insert in lieu thereof "2,000.00."

On page 6, after line 20, insert the following: "To install Sewer System, 6,000.00."

On page 7, line 4, after the words "State Engineer's Stream Measurement" add the numerals "10,000.00."

Strike all of line 5, page 7.

On page 7, line 6, strike the numerals "25,000.00" and insert in lieu thereof "35,000.00."

On page 7, line 9, strike the numerals "95,000.00" and insert in lieu thereof "125,000.00."

On page 7, line 11, strike the numerals "60,000.00" and insert in lieu thereof '78,000.00."

On page 7, after line 11, insert the following:

"For the purpose of establishing an agricultural experimental station in the Uintah Basin in connection with the Agricultural College of Utah, same to be established and be under the charge and general control and supervision of the Board of Trustees of the Agricultural College of Utah 8,000.00

"For agricultural experiment station in San Juan County 5,000.00

"Provided, however, that no part of the above appropriation made to the Utah Agricultural College, and the extension division thereof, shall be used for the purposes of advertising."

On page 7, line 19, strike the numerals "25,000.00" and insert in lieu thereof "40,000.00."

On page 7, line 22, strike the numerals "206,000.00." and insert in lieu thereof $250,000.00."

On page 7, after line 25, insert the following:

"Gymnasium repairs 10,000.00
Stables 10,000.00
Archaeology 4,000.00

"Provided, however, that no part of the above appropriation made to the University of Utah, and the extension division thereof, shall be used for the purposes of advertising."

On page 7, line 30, strike the numerals "8,000.00" and insert in lieu thereof "6,000.00."

On page 7, line 31, strike the numerals "4,000.00" and insert in lieu thereof "3,500.00."

On page 7, line 33, strike the numerals "2,500.00" and insert in lieu thereof "2,000.00."

On page 8, line 1, strike the numerals "10,000.00" and insert in lieu thereof "8,000.00."

On page 8, line 5, strike the numerals "7,500.00" and insert in lieu thereof "7,000.00."

On page 8, line 7, strike the numerals "10,000.00" and insert in lieu thereof "8,000.00."

On page 8, line 8, strike the numerals "12,000.00" and insert in lieu thereof "10,000.00."

On page 9, line 10, strike the numerals "5,000.00" and insert in lieu thereof "4,500.0."

On page 8, line 18, strike all of said line.

On page 8, line 19, strike the numerals "1,000.00" and insert in lieu thereof "250.00."

On page 8, strike all of lines 23, 25 and 25.

On page 9, after line 3, insert the following:

"For painting portrait of preceding Governor, 1,000.00.

"To Box Elder County to reimburse said County for road repairs made necessary in August, 1923, by reason of the Willard flood, the same to be a charge

against and paid from the State Highway and Maintenance fund, 14,645.62.

"To Davis County to reimburse said county for repairs to the State Road made necessary by reason of the Farmington flood, in August, 1923, the same to be a charge against and paid out of the State Highway and Maintenance fund, 10,359.20.

"To Memory Park Committee of the Service Star Legion of Utah, for the purpose of beautifying and improving Memory Park in Salt Lake City, Utah, 10,000.00.

"To Washington County to cover extraordinary expense incurred in prosecution of criminal cases, 5,000.00.

"To Lindsay Land & Livestock Company, refund on grazing lease No. 2482, to be charged against Reform School fund, interest, 119.22.

"To Jesse Green, refund on grazing lease No. 2480, to be charged to Reform School Fund, interest, 52.43.

"To Oscar Jensen, refund on grazing lease No. 2803, to be charged to Reform School fund, interest, 80.00.

"To Albert Joest, to cover refund of taxes erroneously collected from Creedmore Mines Corporation, 1923, 39.00.

"To James H. Wolfe, for refund to cover money erroneously paid to State Land Board, 19.17.

"To Piute County to reimburse said County for expenses incurred in maintaining priority of tax liens, 1,500.00."

On page 9, line 15, strike the numerals "1,200.00" and insert in lieu thereof "950.00."

On page 6, line 33, strike the numerals "7,000.00" and insert in lieu thereof "23,000.00."

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, S. B. No. 75, by Mr. Warnick, entitled, "An Act to amend Section 1 Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 75 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

I am directed to inform your Honorable Body that the House has, this day, passed S. B. No. 50, by Mr. Winder, entitled, "An Act to regulate the sale, offering, or exposing for sale of agricultural seeds within the State of Utah, and to repeal Chapter 38, Laws of Utah, 1919," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 50 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, S. B. No. 53, by Mr. C. Cottrell, Jr., entitled, "An Act to amend Sections 1952 and 1953 of Title 24, Compiled

Laws of Utah, 1917, relating to vinegar standard and adding a new section to be known as Section 1953x providing for a licensed rectifier," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 53 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

I am directed to inform your Honorable Body that the House has, this day, passed S. B. No. 152, by Mr. Callister, entitled, "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 152 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

I am directed to inform your Honorable Body that the House has this day passed as amended by the Senate, S. B. No. 64, by Mr. Hirschi, entitled, "An Act amending Sections three and four of Chapter 21, Laws of Utah 1923, relating to State Depository Board," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 64 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President.

I am directed to inform your Honorable Body that the House has this day rejected S. B. No. 62, by Mr. McConkie, entitled, "An Act to amend Section 786x6 of Chapter 24, Title 16, Compiled Laws of Utah, 1917, relating to powers of town trustees," and the same is herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 56, by Mr. Westphal, by request, entitled, "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating to the State Prison," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 56 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 122, by Mr. Robinson, entitled, "An Act approving and ratifying the Colorado River compact upon similar action by the six states which have already ratified, and providing for certification of the action of this State to the other States

and the United States," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 122 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, in open session, signed S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue and revocation of certificates; prescribing fees and imposing penalties, and repealing Sections 4315, 4316, 4319, 4321, 4326 ,and 4327 Compiled Laws of Utah, 1917, as amended by Chapter 86 Laws of Utah, 1921," and am returning same herewith for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 45 was transmitted to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 90, by Mr. Warnick, entitled, "An Act relating to the incorporation of societies and

associations not for pecuniary profit under the provisions of Chapter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14, Laws of Utah, 1923, and adding thereto Sections 898x, 898x1 and 898x2, relating to social clubs, recreational associations, athletic associations, and kindred associations, whose object is not for pecuniary profit, incorporating thereunder," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Warnick, the House amendments were concurred in.

S. B. No. 90 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Finlinson, McConkie, Ryan, Westphal.

S. B. No. 90 was referred to the Committee on Engrossing and Enrolling.

On motion of Senator Dixon, the rules were suspended and H. B. No. 189 was read the second time.

H. B. No. 189 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, McConkie, Winder.

On motion of Senator Dixon, the rules were suspended and H. B. No. 189 was read the third time and placed on its final passage.

H. B. No. 189 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Funk, McConkie, Winder.

H. B. No. 189 was transmitted to the House.

CONSIDERATION OF BILLS ON THIRD READING.

H. B. No. 78 was read the third time and placed on its final passage.

H. B. No. 78 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, McConkie, Peters, Warnick, Winder.

H. B. No. 78 was transmitted to the House.

On request of Senator Robinson, action on H. B. No. 144 was deferred for the present, the bill to retain its place on the calendar.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B.

No. 105, by Mrs. Dunyon, entitled, "An Act forbidding the teaching of partisan political or sectarian religious doctrine in the University of Utah, Agricultural College of Utah, and the Branch Agricultural College," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 105 was signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 55, by Mr. Beal ,entitled, "An Act amending Section 4597, Compiled Laws of Utah, relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first calss into county school district of the first class," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

H. B. No. 55 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 95, by Mr. J. H. Gardner, entitled, "An Act prohibit-

ing the use of red lights except for danger signals," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 95 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 43, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1275, Compiled Laws, of Utah, 1917, as amended by Chapter 32, of the Laws of Utah, 1921, relating to the reinstatement of corporations," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 43 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 62, by Mr. Fowles, entitled, "An Act relating to teachers' certificates, requiring an oath of allegiance for teachers, prohibiting disloyalty on the part of teachers and providing for the revocation of certificates," and the

same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 62 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 49 was read the second time.

H. B. No. 49 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 8; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Funk, O'Donnell, Peters, Robinson, Stahle, Winder, Mr. President.

Voting in the negative: Senators Cottrell, Dixon, Hirschi, Jenson, Lewis, Ryan, Warnick, Westphal.

Absent and not voting: Senators Finlinson, McConkie.

On motion of Senator Peters, the rules were suspended and H. B. No. 49 was read the third time and placed on its final passage.

H. B. No. 49 then passed on the following roll call:

Ayes, 11; nays, 7; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Funk, O'Donnell, Peters, Robinson, Stahle, Westphal, Winder, Mr. President.

Voting in the negative: Senators Cottrell, Dixon, Hirschi, Jenson, Lewis, Ryan, Warnick.

Absent and not voting: Senators Finlinson, McConkie.

H. B. No. 49 was transmitted to the House.

H. B. No. 113 was read the second time.

H. B. No. 113 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Hirschi.

Absent and not voting: Senators Finlinson, McConkie.

On motion of Senator Funk, the rules were suspended and H. B. No. 113 was read the third time and placed on its final passage.

H. B. No. 113 then passed on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator Hirschi.

Absent and not voting: Senators Finlinson, McConkie.

H. B. No. 113 was transmitted to the House.

H. B. No. 93 was read the second time.

H. B. No. 93 was then orderel read the third time on the following roll call:

Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators

Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Lewis, O'Donnell, Peters, Ryan, Westphal, Winder, Mr. President.

Voting in the negative: Senators Jenson, Robinson. Stahle, Warnick.

Absent and not voting: Senators Finlinson, McConkie.

On motion of Senator Funk, the rules were suspended and H. B. No. 93 was read the third time and placed on its final passage.

H. B. No. 93 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Finlinson, McConkie.

H. B. No. 93 was transmitted to the House.

H. B. No. 103 was read the second time.

H. B. No. 103 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, Finlinson, McConkie, Peters, Westphal, Winder.

On motion of Senator Jenson, the rules were suspended and H. B. No. 103 was read the third time and placed on its final passage.

H. B. No. 103 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Finlinson, Hirschi, McConkie, Peters, Winder.

H. B. No. 103 was tranmitted to the House.

H. B. No. 115 was read the second time.

H. B. No. 115 was then rejected on the following roll call:

Ayes, 7; nays, 7; absent, 6.

Those voting in the affirmative were: Senators Callister, Dixon, Funk, Hirschi, Lewis, Westphal, Mr. President.

Voting in the negative: Senators Auerbach, Candland, Cottrell, O'Donnell, Peters, Ryan, Warnick.

Absent and not voting: Senators Finlinson, Jenson, McConkie, Robinson, Stahle, Winder.

H. B. No. 115 was transmitted to the House.

On request of Senator Peters, action on H. B. No. 114 was deferred, the bill to retain its place on the calendar.

H. B. No. 79 was read the second time.

H. B. No. 79 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, McConkie, Winder.

H. B. No. 65 was read the second time.

The committee report on the bill was read.

On motion of Senator Peters the committee report was adopted.

On motion of Senator Westphal, the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 152, by Mr. Callister, "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 152 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 56, by Mr. Westphal, (by request), "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating

to the State Prison," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 56 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 122, by Mr. Robinson, "An Act approving and ratifying the Colorado River Compact upon similar action by the six states which have already ratified, and providing for certification of the action of this State to the other States and the United States," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 122 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Congressman Don B. Colton was introduced by President Irvine, and briefly addressed the Senate.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 60, by Mr. Pettit, entitled, "An Act to amend Section 3111 of the Compiled Laws of Utah, 1917, as amended by

Chapter 63, Session Laws of Utah, 1919, relating to the Industrial Commission of Utah, the State Insurance Fund, and Workmen's Compensation.

The same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 60 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 99, by Mr. Petty, entitled, "An Act amending Section 9057 of the Compiled Laws of Utah, 1917, relating to fines in district courts," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 99 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 119, by Mr. McCullough, entitled, "An Act to amend Section 8768, Compiled Laws of Utah, 1917, relating to preliminary examination and the duty of the magistrate to make full return of proceedings to the district court and providing a penalty for failure to com-

ply therewith," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 119 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 121, by Mr. McCullough, entitled, "An Act to amend Section 8860, Compiled Laws of Utah, 1917, relating to the arraignment of defendant," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 121 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. No. 180, (Substitute for H. B. No. 125), by Judiciary Committee, entitled, "An Act amending Section 2545 of the Compiled Laws of Utah, 1917, relating to witness' fees and mileage."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 67, by Mr. Jenson, entitled, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of Children," and the same is returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 67 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, S. B. No. 89, by Mr. Warnick, "An Act granting power to commissioners and city councils to regulate social clubs, recreational associations, athletic associations, and kindred associations, by adding a new section to Chapter 3 Title 16 Compiled Laws of Utah, 1917, to be known as Section 570x88."

The same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 89 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate,,

S. B. No. 71, by Mr. Jenson, entitled, "An Act amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 71 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 95, by Mr. Peters, entitled, "An Act relating to bank deposits of deceased persons," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 95 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 142, by Mr. Jenson, entitled, "An Act adding new section to Chapter 68, Session Laws of Utah, 1919, relating to dissolution of water conservation districts by petition to the district court ,and providing the procedure upon such petition, to be known as Section 46x," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 142 was referred to the Committee on Engrossing and Enrolling.

Senator Westphal announced the program for the proposed visit to Bingham and Garfield on Friday, March 13.

Senator Peters announced the plan for the entertainment of the "Third House" this evening, and urged the Senators to attend.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 90, by Mr. Warnick, "An Act relating to the incorporation of societies and associations not for pecuniary profit under the provisions of Chapter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14, Laws of Utah, 1923, and adding thereto Sections 898x, 898x1 and 898x2, relating to social clubs, recreational associations, athletic associations, and kindred associations, whose object is not for pecuniary profit, incorporating thereunder," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 90 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 50, by Mr. Winder, "An Act to regulate the sale, offering, or exposing for sale of agricultural seeds within the State of Utah, and to

repeal Chapter 38, Laws of Utah, 1919," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 50 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 64, by Mr. Hirschi, "An Act amending Sections three and four of Chapter 21, Laws of Utah 1923, relating to State Depository Board," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 64 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 180, (substitute for H. B. No. 125), by Judiciary Committee, entitled, "An Act amending Section 2545 of the Compiled Laws of Utah, 1917, relating to witness' fees and mileage," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 80 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply therewith," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

H. B. No. 123 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 82, by Mr. Sharp, entitled, "An Act repealing Chapter 34, Laws of Utah, 1923, providing for the levying of a tax for the control of hog cholera," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 82 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 41, by Mr. Sharp, entitled, "An Act to amend Section 2852 of the Compiled Laws of Utah, 1917, as amended by Chapter 61, Session Laws, 1921, and Chapter 65, Session Laws of Utah, 1923, relating to State Road Commission and repealing all acts and parts of acts in conflict herewith," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 41 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 100, by Mr. Bennion, entitled, "An Act to amend Section 4505, Compiled Laws of Utah, 1917, and adding a new section to be known as Section 4505x, relating to the control of the public school system," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 100 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day refused to concur in Senate amendments to H. B. No. 78, by Mr. Andrus, entitled, "An Act to amend Section 1400x24, Compiled Laws of Utah, 1917, as amended by Chapter 35, Laws of Utah, 1921, authorizing boards of county commissioners to lay out, maintain, control and manage sidewalks." I am also directed to request the Senate to recede from its amendments.

Respectfully,
E. L. CROPPER
Chief Clerk.

Communication filed.

On motion of Senator Callister the Senate receded from its amendments.

The House was requested to return H. B. No. 78 to the Senate.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day, under suspension of rules, reconsidered its action of the 10th inst., wherein it concurred with Senate amendments on H. B. No. 164, by Mr. Sharp, entitled, "An Act constituting the State Board of Examiners, a board of supplies and purchase; defining its powers and duties; and repealing Chapter 127, Session Laws of Utah, 1921, as amended by Chapter 5, Session Laws of Utah, 1923," and refuses to concur in the Senate amendments. I am also directed to request the Senate to recede therefrom.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Winder, the Senate receded from its amendments.

The House was requested to return H. B. No. 164 to the Senate.

H. B. No. 78 and No. 164 were returned to the Senate.

H. B. No. 164 then passed on the following roll call:

Ayes, 18; nays, 1; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senator McConkie.

Absent and not voting: Senator Peters.

H. B. No. 164 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 139, by Mr. Redd, entitled, "An Act relating to horse racing, and providing for the creation of a state racing commission and defining its powers and duties and repealing all acts and parts of acts in conflict therewith," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 139 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 42, by Mr. McCullough, entitled, "An Act creating

a State Board of Criminal Identification and defining the powers thereof," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 42 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 88, by Mr. Stark, "An Act to amend Section 887, Compiled Laws of Utah, 1917, relating to amendment to articles of incorporation of corporations," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 88 was placed on the second reading calendar.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 83, by Mr. Sharp, entitled, "An Act to amend Section 6015, Compiled Laws of Utah, 1917, as amended by Chapter 110, Session Laws, 1919, and as amended by Chapter 97, Session Laws, 1923, relating to the time when taxes become delinquent," and recommend that it be passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 83 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 183, by Committee on Appropriations, entitled, "An Act amending Section 19, of Chapter 17, Laws of Utah, passed at the Special Session, 1919, relating to securities commission," and recommend that it be not passed, for the reason that the provisions thereof are included in S. B. No. 160, which has been passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 183 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 72, by Mr. McCullough, entitled, "An Act to amend Section 8553, Compiled Laws of Utah, 1917, relating to the rights of the defendant," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 72 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 70, by Mr .McCullough, entitled, "An Act to amend Section 7920, Compiled Laws of Utah, 1917, relating to

the definition of accessories," and recommend that it be passed with the following amendment:

Strike out House amendment.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 70 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on State and Municipal Affairs report back without recommendation H. B. No. 188, by Committee on Prison and Penitentiary, entitled, "An Act providing for the use of convict labor on State Highways or on public roads; providing for the compensation of such convict labor; regulating the handling of such convict labor; providing for payment of compensation to the dependents of such convicts; providing for a forfeiture of such compensation; providing for manner of payment of compensation to said convicts upon release on parole or release or discharge from prison; authorizing allowance of extra good time credits for such labor; providing penalties for interference with such convict labor and repealing all acts or parts of acts in conflict herewith," without recommendation.

Respectfully,
J. W. PETERS,
Chairman.

Report filed.

H. B. No. 188 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Public Health and Labor report back H. B. No. 107, by Mr. Dyreng, entitled, "An Act

to amend Sections 5401 and 5402, Compiled Laws of Utah, 1917, relating to commitment of patients to the State Mental Hospital," and recommend that it be passed.

Respectfully,
JOSEPH T. FINLINSON,
Chairman.

Report filed.

H. B. No. 107 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 96, by Mr. Sharp, entitled "An Act to amend Chapter 87, Session Laws of Utah, 1923, empowering Boards of Education of school districts to permit the use of public school houses for general purposes other than school purposes; provided that public school houses shall not be used for commercial or religious purposes, except as herein provided," and recommend that it be not passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 96 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 160, by Mr. Hawley, entitled, "An Act providing for including lands and canal rights-of-way in a drainage district where the seepage waters from the same contribute to the water logging, seepage, and saturation of lands already included in an organized district, defining benefits to such lands and canal rights-of-way to be so includ-

ed, and providing for the assessment of benefits against the same and for the levying and collecting of taxes on the lands to be so included," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 160 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Agriculture report back H. B. No. 136, by Mr. Hawley, entitled, "An Act to amend Section 62, of Chapter 67, Session Laws of Utah, 1919, relating to water commissioners," and recommend that it be passed.

Respectfully,
M. S. WINDER,
Chairman.

Report filed.

H. B. No. 136 was placed on the second reading calendar.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Appropriations, to which was referred Senate Bill No. 58, by Committee on Appropriations, entitled, "An Act making appropriations for the support of the State Government for the period beginning April 1, 1925, and ending March 31, 1927," beg leave to submit the following supplemental report:

Your committee recommends that the said bill be further amended as follows:

On page 1, following line 20, insert the following:

"For administration of motor vehicle registration fund to be charged against and paid from said fund:

Salaries and wages	$38,000.00
Inspection fees	10,000.00
Office expense	57,600.00
Travel	9,000.00
Automobile and maintenance Secretary of State	4,000.00
Repairs	400.00
Equipment	1,000.00

"For administration of gasoline sales tax fund to be charged against and paid from said fund:

Salaries and wages	6,100.00
Office expense	400.00
Travel	1,000.00

On page 9, after line 3, insert the following:

"To Clawson Film Company for films of 145th Artillery	1,000.00
"To Traffic Bureau of Utah	3,000.00

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

The committee report on S. B. No. 58 was read.

On motion of Senator Callister, the report was adopted.

On motion of Senator Candland, the supplementary report was amended by changing $1,000 to $1,500 for purchase of films of the 145th artillery.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, H. B. No. 52, by Mr. Sharp, entitled, "An Act making appropriations for the support of the State Government for the period beginning April 1, 1925, and ending March 31,

1927," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Callister, the rules were suspended and H. B. No. 52 was read the second time.

S. B. No. 58 was taken up for consideration.

On motion of Senator Callister, consideration of the bill was postponed until 2:15.

UNFINISHED BUSINESS.

S. B. No. 65 was taken up as unfinished business.

S. B. No. 65 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators Callister, Cottrell, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senators Candland, Finlinson, Peters, Stahle.

Absent and not voting: Senators Auerbach, Dixon.

On motion of Senator Hirschi the Senate recessed until 7 p. m.

EVENING SESSION.

The Senate reconvened at 7 p. m., President Irvine in the Chair.

Roll call. Quorum present.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 142, by Mr. Jenson, "An Act adding new Section to Chapter 68, Session Laws of Utah, 1919, relating to dissolution of water conservation district by petition to the District Court, and providing the procedure upon such petition, to be known as Section 46x," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 142 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 71, by Mr. Jenson, "An Act amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 71 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 95, by Mr. Peters, "An Act relating to bank deposits of deceased persons," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 95 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 67, by Mr. Jenson, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of children," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 67 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open

session, S. B. No. 122, by Mr. Robinson, entitled, "An Act approving and ratifying the Colorado River Compact upon similar action by the six states which have already ratified ,and providing for certification of the action of this State to the other states and the United States," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 122 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 152, by Mr. Callister, entitled, "An act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 152 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 90, by Mr. Warnick, entitled, "An Act relating to the incorporation of societies and associations not for pecuniary profit under the provisions of Chapter 1, Title 19, Compiled Laws of Utah, 1917, as amended and re-enacted by Chapter 14 Laws of Utah, 1923, and

adding thereto Sections 898x, 898x1 and 898x2, relating to social clubs, recreational associations, athletic associations, and kindred associations, whose object is not for pecuniary profit, incorporating thereunder," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

S. B. No. 90 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 56, by Mr. Westphal (by request), entitled, "An Act amending Section 5464, of Chapter 12, Title 100, Compiled Laws of Utah, 1917, relating to the State Prison," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

S. B. No. 56 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 64, by Mr. Hirschi, entitled, "An Act amending Sections three and four of Chapter 21, Laws of Utah 1923, relating to state depository board," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER.
Chief Clerk.

Communication filed.

S. B. No. 64 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 50, by Mr. Winder, entitled, "An Act to regulate the sale ,offering or exposing for sale of agricultural seeds within the State of Utah, and to repeal Chapter 38, Laws of Utah, 1919," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 50 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

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. 43, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1275, Compiled Laws of Utah, 1917, as amended by Chapter 32, of the Laws of Utah, 1921, relating to the reinstatement of corporations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

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. 108, by Mr. Keyser, entitled, "An Act amending Sections 3, 4, 5, and 6, of Chapter 39, Laws of Utah, 1923, relating to motor vehicles and requiring distributors of and dealers in motor vehicle fuels to obtain a license therefor, and levying a tax of three

and one-half cents per gallon on the sale or use of motor vehicle fuels; providing for the regulation of the sales of such fuels and the collection of said tax, and for the crediting of proper amounts of the same to a fund for the payment of interest and sinking fund charges on State Road bonds and to the State Highway maintenance and construction fund; defining terms and prescribing penalties."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

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. 106, by Mr. Hamilton Gardner, entitled, "An Act to amend Sections 945 and 945x, Compiled Laws of Utah, 1917, as amended by Chapter 17, Laws of Utah, 1919, and as further amended by Chapter 66, Laws of Utah, 1923, relating to corporations; and adding a new Section providing for reports to be made annually by both domestic and foreign corporations; and the payment of fees by said corporations, said section to be known as Section 945x1; and also amending Section 2511, Compiled Laws of Utah, 1917, relating to fees paid by corporations."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 113, by Mr. McCullough, entitled, "An Act to repeal Sections 260, 261, 262, 263, 264, 265, 266, 267, 268,

and 269, of Title 4, Compiled Laws of Utah, 1917, relating to apprenticeship," and am transmitting same herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 113 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 93, by Mr. McCullough, entitled, "An Act to amend Sections 6704 and 6705, Compiled Laws of Utah, 1917, relating to attachment, providing an additional ground for attachment, and for attachment before maturity of claim," and am transmitting same herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 93 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 189, by Mr. Christensen, entitled, "An Act to amend Section 1 of Chapter 71, Session Laws of Utah, 1921, relating to Utah water storage commission," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 189 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. 103, by Mr. Fowles, entitled, "An Act to amend Section 6730, Chapter 125, Laws of Utah, 1919, relating to garnishment, amending said Act so as to provide for the garnishment before or after judgment of any person or corporation indebted to the defendant by filing an affidavit or bond ,and making no exception as to citizenship, of the plaintiff," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 103 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has, this day, signed in open session, H. B. No. 49, by Mr. McCarty, entitled, "An Act repealing Sections 8128, 8132, 8133, 8134, 8136, 8137, and 8138, Compiled Laws of Utah, 1917, relating to crimes against good morals," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 49 was signed by the President in the

presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 87, by Mr. Henry W. Stahle, entitled, "An Act adding a new section to Chapter 4 Title 91 Compiled Laws of Utah, 1917, to be known as Section 4818x, requiring automobile corporations to furnish liability insurance or bonds," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Stahle, the House amendments were concurred in.

S. B. No. 87 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Hirschi, O'Donnell, Westphal, Winder.

S. B. No. 87 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 104, by Mr. Dixon, entitled, "An Act for the assignment, transfer and conveyance of certain applications to appro-

priate water made in the name of the State of Utah to the United States of America," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Dixon, the House amendments were concurred in.

S. B. No. 104 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Hirschi, O'Donnell, Westphal, Winder.

S. B. No. 104 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House, this day, has passed, as amended by the House, S. B. No. 103, by Mr. Peters, entitled, "An Act amending Section 794, Compiled Laws of Utah, 1917, as amended by Chapter 19, Session Laws of Utah, 1921, relating to bonds of cities and towns," and returns same herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters, the House amendments were concurred in.

S. B. No. 103 then passed on the following roll call:

Ayes, 17; nays, none; absent 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Hirschi, Westphal, Winder.

S. B. No. 103 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House, S. B. No. 115, by Mr. Dixon, entitled, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah lake," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Dixon, the House amendment was concurred in.

S. B. No. 115 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Westphal, Winder.

S. B. No. 115 was referred to the Committee on Engrossing and enrolling.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, notwithstanding the Governor's veto, H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

The same is transmitted herewith for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, notwithstanding the Governor's veto, H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

The same is herewith transmitted for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Ryan, the rules were suspended and the question of passing House Bills No 36 and 37, notwithstanding the Governor's disapproval was considered.

The Governor's veto message on H. B. No. 37 was read.

Salt Lake City, Utah, March 10, 1925.

To The House of Representatives:

I am returning herewith without my approval H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

This bill provides that the name of no candidate for public office shall appear upon the official ballot more than once. In other words, it proposes that no person who has been nominated by one party and whose name appears on the ballot under the emblem of that party, shall have his name on the ballot again, even though he has been duly nominated by another political party, convention or committee. For example, if the Republican party should nominate a candidate for State Superintendent of Public Instruction it would be against the law for the Democratic party to nominate the same candidate no matter how desirous the Democratic convention might be to endorse him and to keep this important office out of partisan politics.

While the bill relates to a statute which is political in its nature, and although its author with commendable frankness stated before the Judiciary Committee of the Senate that it is a bill to aid a certain political party and a particular candidate of that party, it is my earnest hope that neither I, in stating my objections to the bill, nor you in your further consideration of this very important legislation, will be influenced by partisanship or expediency. Such considerations are of slight importance and I shall discuss the bill solely from the standpoint of our duty to all the people of the state, regardless of political affiliation.

Anything that concerns the nomination of candidates for public office goes directly to the elective franchise of the individual citizen, and hence affects his most sacred rights. Free government itself may be subverted by improper legislation on this subject. There can be no free government if the electors do not have absolute freedom of choice, and any law that makes it more difficult for the elector to vote for the candidates

of his choice is a step away from free government. In my opinion, this bill will have that effect.

On the form of ballot used in this state scratching a ticket is a complicated operation. It is notorious that in the last election several thousand ballots were thrown out because the voters did not know how to scratch, hence their intentions were frustrated. This bill will not only perpetuate that evil but will make scratching still more difficult, and hence will still further defeat the will of the people.

Not only does this bill curtail the rights of the voter by making it difficult for him to vote for candidates that he approves, but it is another step toward unintelligent voting, which is already a crying evil. In my message to the Legislature, I said:

> "Utah still retains in its election machinery the form of ballot which makes it possible to vote a straight party ticket by putting a cross in the circle beneath the party emblem. This presupposes a degree of ignorance and illiteracy that we should be ashamed to admit. We shall never be assured of intelligent voting until we adopt the headless ballot. In the form of ballot I have in mind the names of all the candidates for each office should be in a group under the title of the office, and the political designation of each should follow his name. The voter can then consider and compare the names and make a real choice between. He can still vote a straight ticket if he wishes, but he must vote separately for a candidate for each office. If he wants to vote a scratched ticket he can do so without fear of spoiling his ballot as he does so often under the present system."

I should greatly regret it if, instead of curing the evil pointed out in the foregoing paragraph, the situation should be made worse by the enactment of this bill.

In the original statutes of this state relating to nominations the right of the citizen to a free choice was fully recognized, and two methods of nomination were adopted. One method was by political parties, who

were designated as groups of electors who had cast at least two per cent of the total vote cast in the preceding election. The second method was by certificate filed by at least five hundred voters in the state or by a smaller number in the political subdivisions. Under both methods the fullest freedom was given in the selection of candidates, and in either case the names already upon other tickets could be selected in making up a new ticket. This permitted a selection of the best material available, whether some of it had already received recognition and nomination or not, and the electors of the state, in making up an independent ticket, were not limited in any respect. These methods of nomination were, by other provisions of the statute, and still are, carefully guarded against any possibility of political trickery.

In 1909, following the political activity of a group of citizens who attempted to form a political party in Salt Lake City, the statute relating to nomination by petition was amended so as to prohibit the nomination by certificate of any person nominated by any political party. This was the first step toward curtailment of the freedom of the electors of this state in making nominations for public office.

The rights of groups of citizens who have qualified as a political party has never been restricted since placed in our statutes by the founders of our system of government, and I am unable to see any fundamental reason for making this restriction. I am confident that there is no demand from the citizens of this state for this legislation, which violates the essential principles of democracy.

My own view on this question is not a novel one, for it has received the recognition of the Supreme Court of this State, speaking through one of its most distinguished members. My attention has been called to the case entitled Payne vs. Hodgson, a case similar in principle to this, reported in 34 Utah, at page 269, in which Mr. Justice Frick, speaking of this character of legislation, says:

"Such a law, however, is usually framed in

the interest of a political party that holds the balance of power. Where a party has a clear majority of all the votes nothing can be effected either way by such a law, and where it does not have a majority but only a plurality, we cannot well see why a party should complain if those who are opposed to its doctrines or policies should combine to defeat its candidates for office. The prime object of the law should be to afford the individual voter a fair opportunity to exercise the elective franchise in accordance with the dictates of his judgment and conscience and to protect him in this right."

The foregoing views received the concurrence of the other two distinguished members of the Supreme Court. Mr. Chief Justice McCarty and Mr. Justice Straup.

The language I have quoted not only discloses the purposes of such legislation and states the political exigency which inspires it, but it goes farther and declares what should be the policy of legislation relating to the exercise of the elective franchise. "The prime object of the law," as stated by the learned Judge, "should be to afford the individual voter a fair opportunity to exercise the elective franchise in accordance with the dictates of his judgment and conscience and to protect him in this right." That is the ground upon which I stand, and that is the fundamental reason for my objection to the changing of the language of this statute so ably commented upon and approved in this case.

The case just cited was one in which the Republican party in Salt Lake City placed upon its ticket a candidate theretofore placed upon the Democratic ticket. Under our present statute this has been frequently done by the Democratic party as well as by the Progressive party. It has usually been done in the case of the superintendent of schools or of the judges of the courts, and, under our present system, is the only means by which non-partisan recognition can be given to distinguished service in the administration of the schools or upon the bench. In a general election the candidates for these offices are usually given so little attention that unless

they are nominated on more than one ticket they are subject to the political fortunes of the party by whom they happen to be nominated.

If these officers, or any other public servants, have rendered distinguished service, every group of voters constituting a political party should be free in every possible way to aid in retaining them in office. And there is no sound reason that I have been able to find why a person belonging to one political party should be permitted to vote for any such officer by merely voting his party emblem, whilst an elector who happens to belong to another group of voters should be compelled to search through the other tickets in order to vote for such officer, with the difficulty thus involved and the risk of losing his ballot.

I am advised that in California a statute almost identical with H. B. No. 37 was passed some years ago, and in the case of Murphy vs. Curry reported in 137 California Reports 479, the Court passed upon the question here discussed. In the opinion of the Court written by Mr. Justice Henshaw holding the statute unconstitutional, this language appears:

> "It certainly must be true that a politcal party in convention assembled may nominate whomsoever it pleases for any office, provided that person have the proper legal qualifications. It is a drastic interference with the rights of such political parties to refuse any recognition to any of its nominees because, and only because, some other political party has likewise seen fit to nominate him."

In a concurring opinion by Mr. Chief Justice Beatty in the same case it is said:

> "All our election laws recognize in their substance and spirit that the only effective political action under a free constitution is that which is exercised by combinations of voters through the medium of party organization, and it follows that any discrimination against parties or their candi-

dates is a discrimination against the electors composing the party.

"These considerations condemn the provision here assailed, and they condemn it upon constitutional grounds. In the case of Eaton vs. Brown, 96 California 375, this court said of a similar provision in an earlier statute: 'Upon these grounds we hold that this provision destroys the just and equal and uniform operation which in an election law, of all others, is demanded, no less by the express terms of our fundamental law than by the genius and spirit of our institutions'."

"The law there under consideration gave an opportunity to every elector to cast his vote for the candidates of his choice, but it subjected certain classes of voters to the alternative of partial disfranchisement, or to the risk of total disfranchisement, unless they marked their ballot in a different and more inconvenient method than that prescribed for other classes of voters."

Further in the same opinion Chief Justice Beatty emphasizes the point that such a statute is unfair in its application because, as between different classes of electors, it gives some a better opportunity than it allows to others.

I am not a lawyer and make no pretense toward legal attainment, and have not quoted these excerpts from the opinions of these learned Judges with the view of placing my objections to the bill upon the ground of its unconstitutionality. I do not attempt to decide between the conflicting views of jurists as to whether such a law is constitutional. As I understand, however, that our code system was taken largely from California, and as California decisions are given considerable weight by our Courts, it would in my judgment be well for the members of the House and Senate to examine the views of the Courts respecting the constitutionality of the law. I am advised that there are other courts which have held similar legislation to be constitutional.

Section 2 of our Constitution, which I understand is similar to that of California, says:

> "All political power is inherent in the people; and all free governments are founded on their authority for their equal protection and benefit."

Wholly aside from any question of the constitutionality of this bill, it does not give "equal protection and benefit" to the electors of this State. It is, in my opinion, discriminatory against individual voters and also against groups of citizens forming political parties. It is a second step toward curtailment of the freedom of the voters of this State. Another step and their rights in this connection can be placed wholly under the control of political parties. I do not believe that the people want to be, or should be party-ridden. I believe that the tendency is and should be in the direction of individual freedom and individual responsibility rather than party responsibility.

Individual responsibility is the basis of personal salvation, and it must be the basis of governmental salvation. Good citizens no longer boast that they have never voted anything but a straight ticket, because an enlightened public opinion now denounces that as a disgraceful admission for any intelligent person to make.

Even those who argue for exclusive party responsibility in government cannot fairly justify so extreme a measure as this. Any party, through its leadership, is liable to become corrupt, and it would be a calamity if other parties were prohibited from co-operating in any manner they might see fit to drive the corruptionists from power. By that line of reasoning it was wrong for the allies to unite their forces in the late war against a common foe.

I believe that our law should be so that any necessary number of electors may put an independent ticket in the field at any election, choosing the best possible candidates, whether they have been previously nominated by a political party or not. Such freedom of action by the electors is a wholesome check upon all political

parties. And so believing that this bill is a plain step in the wrong direction, I am impelled by a sense of duty to the people as a whole to withhold my approval of it.

I appreciate that the members of the Legislature have so many duties that it is impossible to give long study to every measure presented for their action and by thus stating my objections I do not intend any reflection upon any member of either House. I do invite however, your very earnest investigation of the far-reaching effects of this bill. I am sincere in my belief that such a measure will result in no advantage, political or otherwise, and that it militates against the liberties of the people.

Respectfully.
GEO. H. DERN,
Governor.

The question was put, Shall H. B. No. 37 be passed notwithstanding the Governor's disapproval?

H. B. No. 37 then passed on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Voting in the negative: Senator McConkie.

Absent and not voting: Senators Westphal, Winder.

H. B. No. 37 was transmitted to the House.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the House, S. B. No. 160, by Committee on Banking, substitute for S. B. No. 97, by Committee on Revision and Printing, and S. B. No. 79, by Mr. Jenson, entitled, "An Act to prevent fraud in the sale and disposition of stocks,

bonds and other securities sold or offered for sale in the State of Utah, creating a state securities commission with power to employ a director, defining terms and offenses, prescribing penalties and fees, providing for registration of securities and revocation of orders and registration by commission, providing for procedure, sufficiency of evidence, orders of commission relating to escrows, and appeals from orders and action of commission, and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 ,13, 14, 15, 16, 17, 18, 19, 20, 20x, 21, 22, 23 and 24, Special Session Laws of Utah 1919. as amended by Chapter 111, Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah 1921," and the same is herewith returned for the further action of the Senate.

Respectfully,
E. L. CROPPER,
Chief Clerk.

On motion of Senator Candland, the House amendments were concurred in.

S. B. No. 160 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

S. B. No. 160 was referred to the Committee on Engrossing and Enrolling.

Absent and not voting: Senators Westphal, Winder.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Appropriations, to which was referred H. B. No. 73, by Mr. Openshaw, entitled, "An Act amending Section 1, Chapter 38, Session Laws, 1921, providing, upon application, aid for certain veterans of

the Civil War, their widows and army nurses and other Civil War veterans, and providing for their burial, and appropriating $1,000.00 to be used by the J. Q. Knowlton Post G. A. R. for the purpose of writing a history as in this act provided," report the same back and recommend that it be passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

H. B. No. 73 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Appropriations, to which was referred H. B. No. 117, by Mr. Redd, entitled, "An Act to appropriate the sum of $10,000.00 for the partial payment of unpaid bounty claims now on hand in the office of the State Auditor and contracted in 1924," report the same back and recommend that it be passed.

Respectfully,
E. R. CALLISTER,
Chairman.

Report filed.

H. B. No. 117 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Appropriations and Claims report back H. B. No. 170, by Mr. Sharp, entitled, "An Act appropriating the sum of fifteen hundred forty-nine dollars and six cents to the National Copper Bank of Salt Lake City, Utah, to reimburse said bank for commissions advanced for paying State of Utah bonds and coupons," an drecommend that it be passed.

E. R. CALLISTER,
Chairman.

Report filed.

H. B. No. 170 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 165, by Mr. Redd, entitled, "An Act amending Sections 1 and 3, Chapter 28, Laws of Utah, 1923, relating to audits of cities and counties," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 165 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Education report back H. B. No. 166, by Mr. Redd, entitled, "An Act amending Section 4515, Compiled Laws of Utah, as amended by Chapter 93, Laws of Utah, 1921, relating to powers and duties of the State Board of Education," and recommend that it be passed.

Respectfully,
DAVID HIRSCHI,
Chairman.

Report filed.

H. B. No. 166 was placed on the second reading calendar.

The Governor's veto message on H. B. No. 36 was read.

Salt Lake City, Utah, March 11, 1925.

To the House of Representatives:

I am returning herewith without my approval, H.

B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations."

House Bill No. 36 appears to be a companion measure to House Bill No. 37, by the same author, and my reasons for withholding approval to No. 37 also apply to No. 36.

Respectfully.
GEO. H. DERN,
Governor.

The question was put, Shall H. B. No. 36 be passed notwithstanding the Governor's disapproval?

H. B. No. 36 then passed on the following roll call:

Ayes, 18; nays, 1; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator McConkie.

Absent and not voting: Senator Westphal.

H. B. No. 36 was transmitted to the House.

Senator Peters was called to the chair.

On motion of Senator Cottrell, the rules were suspended and H. B. No. 79 was read the third time and placed on its final passage.

H. B. No. 79 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick|

Absent and not voting: Senators Westphal, Winder, Mr. President.

H. B. No. 79 was transmitted to the House.

CONSIDERATION OF BILLS ON SECOND READING.

On motion of Senator Finlinson, action on H. B. No. 144 was deferred, the bill retaining its place on the calendar.

H. B. No. 179 was read the second time.

H. B. No. 179 was then ordered read the third time on the following roll call:

Ayes, 13; nays, 5; absent, 2.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick.

Voting in the negative: Senators Auerbach, Candland, Stahle, Winder, Mr. President.

Absent and not voting: Senators Hirschi, Westphal.

President Irvine resumed the chair.

On motion of Senator Jenson, the rules were suspended and H. B. No. 179 was read the third time and placed on its final passage.

H. B. No. 179 then failed to pass on the following roll call:

Ayes, 9; nays, 10; absent, 1.

Those voting in the affirmative were: Senators Callister, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Robinson.

Voting in the negative: Senators Auerbach, Candland, Cottrell, Hirschi, Peters, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senator Westphal.

H. B. No. 179 was transmitted to the House.

H. B. No. 114 was read the second time.

On motion of Senator Peters, the bill was amended as follows:

On line 8, change 7,500 to 5,000.

On lines 6, 9 and 11, correct spelling of "offenses."

H. B. No. 114 was then ordered read the third time on the following roll call:

Ayes, 17, nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Hirschi, Westphal.

On motion of Senator Finlinson, the rules were suspended and H. B. No. 114 was read the third time and placed on its final passage.

H. B. No. 114 then passed on the following roll call:

Ayes, 17; nays, 1; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Hirschi, Westphal.

H. B. No. 114 was transmitted to the House.

On motion of Senator Winder, H. B. No. 139 was taken up.

H. B. No. 139 was read the second time.

H. B. No. 139 was then ordered read the third time on the following roll call:

Ayes, 12; nays, 4; absent, 4 .

Those voting in the affirmative were: Senators

Candland, Callister, Finlinson, Funk, Hirschi, Jenson, O'Donnell, Peters, Robinson, Ryan, Winder, Mr. President.

Voting in the negative: Senators Auerbach, Cottrell, Lewis, Warnick.

Absent and not voting: Senators Dixon, McConkie, Stahle, Westphal.

On motion of Senator Winder, the rules were suspended and H. B. No. 139 was read the third time and placed on its final pasage.

H. B. No. 139 then passed on the following roll call:

Ayes, 12; nays, 5; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Finlinson, Funk, Hirschi, Jenson, O'Donnell, Peters, Robinson, Ryan, Winder, Mr. President.

Voting in the negative: Senators Auerbach, Cottrell, Lewis, McConkie, Warnick.

Absent and not voting: Senators Dixon, Stahle, Westphal.

H. B. No. 139 was transmitted to the House.

H. B. No. 112 was read the second time.

H. B .No. 112 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Mr. President.

Absent and not voting: Senators Dixon, Funk, Stahle, Westphal, Winder.

On motion of Senator Candland the rules were suspended and H. B. No. 112 was read the third time and placed on its final passage.

H. B. No. 112 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Warnick, Mr. President.

Absent and not voting: Senators Dixon, Robinson, Stahle, Westphal, Winder.

H. B. No. 112 was transmitted to the House.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, March 11, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 42, by Mr. Jenson, "An Act concerning fraudulent conveyances and to make uniform the law relating thereto."

Respectfully.
GEO. H. DERN,
Governor.

Communication filed.

Salt Lake City, Utah, March 11, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 167, by Mr. Hirschi, "An Act authorizing the Board of Regents of the University of Utah to purchase or contract for irrigation water for the University of Utah."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

On motion of Senator McConkie, the Senate bills on the calendar were considered.

On motion of Senator Callister the enacting clause of S. B. No. 105 was stricken.

S. B. No. 144 was read the second time.

On motion of Senator Candland, the bill was amended as follows:

Strike the numerals in the title and the body of the bill and insert in lieu thereof, "$2,000."

S. B. No. 144 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 1; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Ryan, Warnick, Winder, Mr. President.

Voting in the negative: Senator Robinson.

Absent and not voting: Senators Dixon, Hirschi, Peters, Stahle, Westphal.

On motion of Senator Callister, the Senate adjourned.

SIXTIETH DAY.

SENATE CHAMBER,
State Capitol,

Salt Lake City, Utah, March 12, 1925.

The Senate met at 10 a. m., President Irvine in the Chair.

Roll call. Quorum present.

Prayer by Chaplain.

On invitation of President Irvine, Chaplain Charles A. Larsen addressed the Senate by way of farewell.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Revision report that we have read the Journal of the Fifty-ninth Day, and find it correct with a few changes.

Very respectfully,

OSCAR W. McCONKIE.
THOS. W. O'DONNELL.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, S. B. No. 67, by Mr. Jenson, "An Act amending Sections 13, 15 and 20, Compiled Laws of Utah, 1917, relating to the adoption of children," and the same is herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 67 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has signed, in open session, S. B. No. 71, by Mr. Jenson, entitled, "An Act amending Section 6865, Compiled Laws of Utah, 1917, relating to judgment book and entry of judgment," and the same is herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 71 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, S. B. No. 95, by Mr. Peters, entitled, "An Act relating to bank deposits of deceased persons," and the same is herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 95 was transmitted to the Governor.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, S. B. No. 142, by Mr. Jenson, entitled, "An Act adding new section to Chapter 68, Session Laws of Utah, 1919, relating to dissolution of water conservation district by petition to the District Court, and providing the procedure upon such petition, to be known as Section 46x." The same is herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 142 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 192[illegible]

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 53, by Judiciary Committee, entitled, "An Act relating to the organization, operation and supervision of building and loan associations, industrial loan companies, and certain investment companies, and

repealing Title 19, Chapter 9, Sections 1100, 1101, 1102, 1103, 1104, 1106, 1107, 1108, Compiled Laws of Utah, 1917, and Section 1105, as amended, and 1100x added by Session Laws, 1923."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 80, by Mr. Tangren ,entitled, "An Act to amend Section 4599, Compiled Laws of Utah, 1917, as amended by Chapter 101, Session Laws, 1921, relating to changes in representative precincts in county school districts."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I have been directed by the House to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 55, by Mr. Beal, entitled, "An Act amending Section 4597, Compiled Laws of Utah, relating to county school districts of the first class, and providing for the consolidation of two or more county school districts of the first class into one county school district of the first class."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has approved and filed with the Secretary of State, H. B. No. 146, by Mr. Parrish, entitled, "An Act amending Sections 973 and 978, Compiled Laws of Utah, 1917, as amended by Chapter 18, Session Laws of 1919; Sections 975 and 980, Compiled Laws of Utah, 1917, as amended by Chapter 24, Session Laws of Utah, 1921; Section 1006, Compiled Laws of Utah, 1917, as amended by Chapter 38, Session Laws of 1923; Section 972x1, Chapter 38, Session Laws of 1923, relating to the State Banking Department; the appointment by the State Bank Commissioner of Bank Examiners and prescribing their qualifications and duties; the examination of banks and fixing the fees therefor; limiting the amount of subscribed capital stock of banks; and prescribing the manner of qualifying by banks as depositories for United States deposits or postal savings funds."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee report back H. B. No. 122, by Mr. McCullough, entitled, "An Act to amend Section 9190, Compiled Laws of Utah, 1917, relating to bills of exceptions settled, etc., as in civil cases," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 122 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925

Mr. President:

Your Judiciary Committee return herewith the communication and resolution submitted by Honorable Harvey H. Cluff, Attorney General, and recommend that the resolution be not passed.

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

The resolution was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Public Health and Labor report back H. B. No. 89, by Mrs. Graham, entitled, "An Act relating to the examination and licensing of hairdressers, cosmeticians and cosmetologists, apprentices, shops and schools; defining the occupation of hairdressers, cosmeticians and cosmetologists, shops, schools and apprentices; prohibiting the serving of persons affected with contagious and infectious diseases, providing for the issuing and revocation of licenses, and prescribing the penalty for the violation of any of the provisions of this Act; providing for appeals and repealing all Acts and parts of Acts conflicting with this Act," and recommend that it be passed.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

H. B. No. 89 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 152, by Mr. Stark, entitled, "An Act to prohibit the

expenditure of public funds not appropriated by the Legislature and to make the creation of deficits by the Board of Examiners unlawful, except as herein provided," and recommend that it be passed with the following amendments:

Strike all of Title and insert in lieu thereof the following:

"An Act creating a commission to determine when an emergency exists, and to determine the amount necessary to meet such emergency and appropriating a fund therefor, prohibiting the expenditure of public funds not appropriated by the Legislature, and making the creation of deficits by the Board of Examiners unlawful, and requiring the State Auditor to check expenditures."

Strike all of Section 1 and insert in lieu thereof the following:

"Section 1. The President of the Senate, the Speaker of the House of Representatives, and the members of the Committee on Appropriations and Claims of the Senate, and the members of the Committee on Appropriations of the House of Representatives are hereby created and constituted a Commission to determine when an emergency exists under which state funds should be used in excess of the amounts appropriated for any office, board, department or institution of the State.

'Section 2. Whenever an emergency arises other than as provided in Section five of this Act, the Board of Examiners, after a hearing and upon unanimous vote of the members of such Board shall fix a day for a hearing before the Commission and cause notice thereof to be given to each member of the said Commission of the emergency needs of the State or any department thereof, together with a copy of all correspondence relating thereto, including a report of the Board thereon and stating the amount needed to meet such emergency. If after notice has been given as herein provided and a hearing had thereon, a majority of said commission shall determine that an emergency exists, then in that event they shall determine the amount or amounts necessary to meet such emergency, and the Board of Examiners shall certify such record to the State Auditor and the amount recom-

mended by the said Commission is hereby appropriated from the general fund for the department, board, commission or institution where such emergency exists. Such fund shall be expended in the same manner as other funds appropriated by the Legislature. In the event it becomes necessary to convene such commission the members thereof shall serve without compensation, but shall be paid actual traveling expenses, such payments to be made out of the funds of the Department or Departments, institution or institutions requesting said deficits, pro rata with the amounts appropriated to the various departments."

Strike "2" on line 1, page 2, and insert in lieu thereof "3."

Strike "3" on line 10, page 2, and insert in lieu thereof "4."

Strike "4" on line 14, page 2, and insert in lieu thereof "5."

Strike "5" on line 18, page 2, and insert in lieu thereof "6."

Strike "6" on line 24, page 2, and insert in lieu thereof "7."

Strike "7" on line 1, page 3, and insert in lieu thereof "8."

Strike "8" on line 7, page 3, and insert in lieu thereof "9."

Very respectfully submitted,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 152 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925

Mr. President:

Your Judiciary Committee report back H. B. No. 141, by Mr. Sharp, entitled, "An Act amending Section 9062, Compiled Laws of Utah, 1917, as amended by

Chapter 132, Session Laws of Utah, 1919, and providing that the Courts of the State of Utah in imposing sentence for criminal offenses shall have power to fix a minimum term of sentence," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 141 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 101, by Mr. McCarty, entitled, "An Act amending Section 3133, Compiled Laws of Utah, 1917, as amended by Session Laws, 1921, relating to workman's compensation, and third party liability, in case of injury or death of an employee caused by negligence of third party," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 101 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B.No. 150, by Judiciary Committee, entitled, "An Act to amend Section 5075, Compiled Laws of Utah, 1917, as amended by Chapter 62, Session Laws of Utah, 1923, relating to mileage of district judges and attorneys," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 150 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 67, by Mr. McCullough, entitled, "An Act providing for the examination, by the adverse party, of a party to the records of any civil action or proceeding, or person for whose immediate benefit such action or proceeding is prosecuted or defended, or the directors, officers, superintendent or managing agents of any corporation which is a party to such record and regulating the manner thereof," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 67 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee return herewith H. B. No. 120, by Mr. McCullough, entitled, "An Act to amend Section 9209, Compiled Laws of Utah, 1917, relating to the time for taking an appeal in criminal cases," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 120 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925

Mr. President:

Your Judiciary Committee return herewith H. B.

No. 92, by Mr. McCarty, entitled, "An Act to amend Section 6542, Compiled Laws of Utah, 1917, relating to issuance of summons, and to manner of commencing action," and recommend that it be passed.

Respectfully,
DAVID JENSON,

Report filed.

H. B. No. 92 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925

Mr. President:

Your Judiciary Committee return herewith H. B. No. 91, by Mr. McCarty, entitled, "An Act to amend Section 6966, Compiled Laws of Utah, 1917, relating to what is deemed excepted to and relating to exceptions," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 91 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee report back H. B. No. 127, by Mr. McCullough, entitled, "An Act to amend Section 7427, Compiled Laws of Utah, 1917, relating to change of venue and providing for payment of costs in case of change," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 127 was placed on the second reading calendar.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Judiciary Committee report back H. B. No.

142, by Mr. Sharp, entitled, "An Act to amend Section 4335, Compiled Laws of Utah, 1917, relating to parole and pardon of prisoners so as to provide that prisoners sentenced to life imprisonment for murder committed in burglary or robbery or in an attempt to commit burglary or robbery shall not be subject to parole, pardon or commutation of sentence," and recommend that it be passed.

Respectfully,
DAVID JENSON,
Chairman.

Report filed.

H. B. No. 142 was placed on the second reading calendar.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Public Health and Labor report back H. B. No. 131, by Mrs. Smart, entitled, "An Act amending Section 4, of Chapter 91, Laws of Utah, 1921, as amended by Chapter 58, Laws of Utah, 1923, and Sections 12, 17 and 19, Laws of Utah, 1921, relating to the treatment of human ailments," and recommend that it be passed.

Senator Dixon and Senator Hirschi do not concur.

Respectfully,
JOS. T. FINLINSON,
Chairman.

Report filed.

H. B. No. 131 was placed on the second reading calendar.

FINAL ACTION ON H. B. NO. 78.

H. B. No. 78 was placed on its final passage.

H. B. No. 78 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Ryan, Stahle, Warnick, Winder.

H. B. No. 78 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the House, S. B. No. 162, substitute for S. B. No. 82, by Committee on Revenue and Taxation, entitled, "An Act providing for the taxing of automobile corporations and other persons and corporations using the public streets and highways of the state for hire, denominating all of them operators, providing for certain reports to be made and providing punishment for the failure to truthfully so report," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Dixon moved that the Senate refuse to concur in the House amendments and a conference committee be appointed.

The motion carried, and Senators Dixon, Callister and O'Donnell were appointed.

On motion of Senator O'Donnell, S. B. No. 144 was read the third time and placed on its final passage.

On motion of Senator Funk, the bill was amended as follows:

Amend Title to read, "An Act appropriating $2,000 to Sperry Hutchinson Company, and to W. R. Hammond, $1,000 for taxes illegally collected."

Line 4, after "Corporation," insert "and to W. R. Hammond, the sum of $1,000."

Line 4, change "company" to "party."

Line 5, strike "between May, 1915," and the rest of the bill to line 11.

On motion of Senator Candland the bill was amended as follows:

Strike "at different times," and place a period after "treasury."

S. B. No. 144 then passed on the following roll call:

Ayes, 13; nays, 4; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Funk, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Westphal, Mr. President.

Those voting in the negative were: Senators Dixon, McConkie, Ryan, Warnick.

Absent and not voting: Senators Peters, Stahle, Winder.

S. B. No. 144 was transmitted to the House.

Unanimous consent being given, Senator Callister introduced S. C. R. No. 4, by Committee on Appropriations and Claims, "A Resolution endorsing the Navada Trans-Continental Highways Exposition to be held at Reno, Nevada, during the year 1926."

Senator Dixon was called to the Chair.

On motion of Senator Callister, the rules were suspended and S. C. R. No. 4 was read the first, second and third times ,and placed on its final passage.

S. C. R. No. 4 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Funk, Stahle, Mr. President.

S. C. R. No. 4 was transmitted to the House.

SPECIAL ORDER.

H. B. No. 52 was taken up on special order.

H. B. No. 52 was read the second time.

On motion of Senator Callister the bill was amended as follows:

In sert the amendments suggested in the committee's supplemental report.

On page 3, strike lines 12, 13, 14, 15, 16, and 17.

Page 2, following line 29, insert "For Board of Purchase and Supplies, $15, 000."

"For the administration of the motor vehicle registration fund to be charged and paid from said fund:

Salaries and wages	$38,000.00
Inspection fees	10,000.00
Oqice expense	57,600.00
Travel	9,000.00
Repair	400.00
Equipment	1,000.00
For automobile (stricken by Conf. Com.)	4,000.00
For administration of gasoline sales tax to be paid from said fund	7,500.00
Office expenses	8,500.00
Travel	6,00.00

On motion of Senator Callister the bill was amended as follows:

Page 6, line 23, strike "$78,000" and insert "$86,000.00"

On motion of Senator Peters the bill was amended as follows:

Page 4, line 26, increase "$8610" to "9250."

On motion of Senator Callister the bill was amended as follows:

Increase "Piute project" appropriation to $2500.

H. B. No. 52 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Westphal, Winder.

Absent and not voting: Senators Dixon, Hirschi, Robinson, Warnick, Winder.

On motion of Senator Callister, the rules were suspended and H. B. No. 52 was read the third time and placed on its final passage.

H. B. No. 52 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Westphal, Mr. President.

Absent and not voting: Senators Hirschi, Robinson, Warnick, Winder.

H. B. No. 52 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Representatives Redd, Woodruff and Keyser, as a conference committee on S. B. No. 162, by Committee on Revenue and Taxation, substitute for S. B. No. 82, "An Act providing for the taxing

of automobile corporations and other persons and corporations using the public streets and highways of the State for hire, denominating all them operators, providing for certain reports to be made and providing punishment for the failure to truthfully so report."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters the Senate went into executive session to consider the Governor's appointments.

The executive session adjourned and the open session was resumed. The report was made that the committee recommends the confirmation of all the Governor's appointments not previously confirmed.

Senator Peters moved the adoption of the Committee report.

Motion carried.

The Senate thereupon advised and consented to the following appointments:

FOR STATE ENGINEER: George M. Bacon, to serve four years.

BOARD OF TRUSTEES OF THE STATE INDUSTRIAL SCHOOL: Hugo B. Anderson, Dr. Jane W. Skolfield, to serve terms of four years.

UTAH WATER STORAGE COMMISSION: W. W. Armstrong, John A. Widtsoe, W. O. Creer, William R. Wallace, A. P. Bigelow, J. G. M. Barnes, to serve two years.

FOR STATE COMMISSIONER OF INSURANCE: J. G. McQuarrie of Salt Lake, to serve four years.

FOR COMMISSIONER OF AGRICULTURE: Harden Bennion of Salt Lake, to serve four years.

FOR BOARD OF TRUSTEES OF THE UTAH AGRICULTURAL COLLEGE: A. W. Ivins and Mrs. Lee Charles Miller of Salt Lake; C. G. Adney of Corinne,

and Weston Vernon of Logan, each to serve two years, filling unexpired terms; Frank B. Stephens and Mrs. Burton W. Musser of Salt Lake; Wilford Day of Parowan; Frederick P. Champ of Logan; John E. Griffin, of Newton; J. R. Beus, of Weber county, each to serve a term of four years.

FOR UTAH ART INSTITUTE: Orson D. Campbell of Provo; Calvin Fletcher of Logan; A. O. Treganza and Mrs. H. F. Dicke of Salt Lake City, to serve terms of two years; George W. Browning of Salt Lake, to serve two years, filling unexpired term.

FOR UTAH STATE FAIR BOARD: W. C. Winder, A. G. Mackenzie and Mrs. Norman G. Atkinson of Salt Lake; John T. Caine III of Logan; Thomas F. Pierpont of Provo; Charles Smith of Centerville, each to serve a term of four years; W. D. Sutton and H. L. Mulliner of Salt Lake, each to serve two years, filling unexpired terms.

FOR COMMITTEE ON UNIFORMITY OF LEGISLATION: C. R. Hollingsworth of Ogden; W. H. Leary and Wm. H. Folland of Salt Lake, each to serve two years.

For BOARD OF CONTROL OF UTAH STATE HISTORICAL SOCIETY: Professor Levi Edgar Young, Dr. George Emory Fellows, D. W. Parratt, Frank K. Seegmiller of Salt Lake, and William J. Snow of Provo, each to serve two years; Hugh Ryan, J. Cecil Alter, Albert F. Philips, Parley L. Williams of Salt Lake, and Joel F. Ricks of Logan, each to serve terms of four years.

For MEMBER OF PUBLIC UTILITIES COMMISSION: George F. McGonagle, to serve six years.

For MEMBER OF THE STATE BOARD OF EQUALIZATION: Edward H. Snow of St. George, Frank Page Stewart of Salt Lake, each to serve four years.

For MEMBERS OF THE BOARD OF CORRECTIONS: Samuel W. Stewart and James Ivers, Jr., both of Salt Lake, each to serve four years.

For MEMBER OF THE STATE BOARD OF HEALTH: Dr. Fred Stauffer of Salt Lake, to fill an unexpired term and serving until 1930.

For MEMBERS OF THE STATE TEXT BOOK COMMISSION: E. M. Reed of Kamas, R. V. Larson of Smithfield, Hugh M. Woodward of Provo, each to serve four years.

For MEMBERS OF THE BOARD OF REGENTS OF THE UNIVERSITY OF UTAH: Dr. John E. Carver of Ogden, J. W. Robinson of Provo, to fill unexpired terms, each serving two years; Dr. John J. Galligan, Mrs. Edward Rosenbaum, Oscar W. Carlson, James H. Wolfe, Wilson McCarthy, all of Salt Lake, and Henry H. Rolapp of Ogden, each to serve four years.

On motion of Senator Dixon, a calendar committee was appointed, consisting of Senators Dixon, Candland, Callister, Peters and Cottrell.

On motion of Senator Candland the Senate recessed until 2 p. m.

AFTERNOON SESSION.

The Senate reconvened at 2 p. m., President Irvine in the Chair.

Roll call. Quorum present.

On motion of Senator Warnick, the rules were suspended and S. B. No. 75 was recalled from the Governor's office.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 164, by Mr. Sharp, entitled, "An Act constituting the State Board of Examiners, a Board of Supply and Purchase, defining its powers and duties; and repealing Chapter 127, Session Laws of Utah, 1921, as amended by Chapter 85, Session Laws of Utah, 1923,"

and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 164 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

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, a certificate, certifying that H. B. No. 36, by Mr. McCarty, entitled, "An Act to amend Section 2181, Chapter 4, Title 27, Compiled Laws of Utah, 1917, relating to nominations," was on the 10th day of March, 1925, returned from the Governor without his approval, and on the 11th day of March, 1925, was passed by the House over the Governor's veto, and forwarded to the Senate and on the 11th day of March was passed by the Senate over the Governor's veto, and the same is transmitted herewith for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

The certificate was signed by the President and the Secretary in the presence of the Senate and was returned to the House for its action.

Salt Lake City, Utah, March 12, 1925.

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, a certificate, certifying that H. B. No. 37, by Mr. McCarty, entitled, "An Act to amend Section 2180, Chapter 4, Title 27, Compiled

Laws of Utah, 1917, relating to nominations," was on the 10th day of March, 1925, returned from the Governor without his approval, and on the 11th day of March, 1925, was passed by the House over the Governor's veto, and on the 11th day of March was forwarded to the Senate and on the 11th day of March was passed by the Senate over the Governor's veto, and the same is transmitted herewith for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

The certificate was signed by the President and the Secretary in the presence of the Senate and was transmitted to the House for its action.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 78, by Mr. Andrus, entitled, "An Act to amend Section 1400x24, Compiled Laws of Utah, 1917, as amended by Chapter 35, Laws of Utah, 1921, authorizing boards of county commissioners to lay out, maintain, control and manage sidewalks," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 78 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 87, by Mr. Henry W.

Stahle, "An Act adding a new section to Chapter 4 Title 91 Compiled Laws of Utah, 1917, to be known as Section 4818x requiring automobile corporations to furnish liability insurance or bonds," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 87 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 115, by Mr. Dixon, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah Lake," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 115 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 104, by Mr. Dixon, "An Act for the assignment, transfer and conveyance of certian applications to appropriate water made in the name of the State of Utah to the United States of America," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F RYAN,
Chairman.

Report filed.

S. B. No. 104 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 11, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 103, by Mr. Peters, "An Act amending Section 794, Compiled Laws of Utah, 1917, as amended by Chapter 19, Session Laws of Utah, 1921, relating to bonds of cities and towns," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 103 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 114, by Mr. Tangren, entitled, "An Act to amend Section 1784, Compiled Laws of Utah, 1917, relating to the criminal jurisdiction of justice's court," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 114 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker has this day signed in open session, H. B. No. 139, by Mr. Redd, entitled, "An Act relating to horse racing, and providing for the creation of a State Racing Commission and defining its powers and duties and repealing all acts and parts of acts in conflict therewith," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 139 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed H. B. No. 79, by Mr. Hamilton Gardner, entitled, "An Act to amend Section 1271, Compiled Laws of Utah, 1917, as amended by Chapter 66, Laws of Utah, 1923, relating to foreign and domestic corporations, and providing license taxes from certain corporations," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 79 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 112, by Mr. Dyreng, entitled, "An Act appropriating $2,000.00, from the general fund of the State, not otherwise appropriated, to be placed to the credit of the Indian

War Veterans' Fund," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 112 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Arising to a question of personal privilege, Senator Peters said:

Mr. President:

There come into the life of every man—if he has really tried to live his life—occasions so pleasant and tasks so gratifying that they serve as high lights in his experience. Such an opportunity has come to me; such a task, though more a privilege than a duty, has been given me by my associates.

Mr. President, I believe I but voice the sentiment of yourself and my other colleagues when I say that the past sixty days have been among the most pleasing and profitable in our individual lives. Associations formed, friendships cemented, admiration heightened, confidence confirmed—these are among the mutual results of our two months work together. If there has been any seriously discordant note, I have not heard it; if any serious division, I have failed to recognize it. The universal solvents, love and unity, have blended our somewhat fragmentary efforts into a harmonious whole no less pleasing than profitable. Ours has been an association of perfect confidence and sympathetic thought and labor.

You, sir, whom we chose as our presiding officer, have contributed more than any other individual or agency, to this happy result. Your uniform fairness and unfailing courtesy have prevented friction, disarmed disunion, and inspired perfect confidence. No matter how much or how little we may have accomplished for our constituents, how well or how ill we may fare in public opinion when we return to our homes and friends, how pleased or how dissatisfied we may be with our labors, neither

time nor chance can take from us the memory of the hearty good will that has characterized our session, fostered by your warm sympathy and willing helpfulness.

It has been made my pleasant duty by my associates, not only to voice the sentiment of esteem we feel for you, but to manifest it in a still more substantial way. In their behalf and my own, I present you this watch, which we trust you will accept in the spirit of affection and good will in which it is given. Its gold may symbolize the worth of your labors, its jewels the brightness and constancy of your civic service, and the gift itself may represent in small degree our regard for you. Our earnest hope is that this watch, in marking coming hours and years in your life, will witness more happy than unhappy ones, more joys than griefs, more sunshine than shadow. As you consult it from time to time in future days, may it bring to your recollection the hours we have spent together, and the anticipation that the close and pleasant association we have enjoyed, soon to be interrupted, will be renewed in scenes as pleasant and conditions as endearing as those we have here experienced.

(The Senators and employees greeted the President with standing applause.)

President Irvine responded:
Fellow Senators:

There are occasions in one's life when words are wholly inadequate to express the emotions that crowd themselves into the heart. This is one of those times. My emotions are such that I cannot find words to express my thanks for your beautiful gift.

Sixty days ago, when you honored me by electing me to this position, I entered upon its duties and responsibilities wtih two thoughts. One was that I would endeavor to the best of my ability to discharge the duties of the office with fidelity. The other was that I would so conduct myself as to merit the friendship of the splendid body of men with whom I was called to labor. If I have succeeded in accomplishing either of these ambitions, it has been due to the generous support and co-operation I have enjoyed from you.

We have been engaged in making laws that will be printed on the statute books of our state. This has constituted a grave responsibility. Our work is naturally imperfect, because we are but human after all, and our efforts are necessarily circumscribed by the limitations of our finite minds. Yet we have the satisfaction of knowing that we have done the best we could under our limitations.

Time will dim the pages of these statutes, and the ink will fade and pass from view. The progress of events will, in the course of years, make many of our laws obsolete. Future generations may regard our efforts as only temporary evidences of the struggle to create conditions that will make life more livable. But time will not erase nor will progress alter the genuine, lasting and affectionate friendship that has been written on the tablets of our hearts during this session.

Gentlemen, I thank you.

REPORT OF CONFERENCE COMMITTEE.

Salt Lake City, Utah, March 12, 1925.

Mr. Speaker:

Your Conference Committee to which was referred S. B. No. 162, begs leave to report that the Committee has agreed and recommend as follows:

1. That the Senate concur in the amendments made by the House.

Respectfully submitted,
LEROY DIXON,
E. R. CALLISTER,
Acting for Senate.
CHAS. REDD,
M. A. KEYSER,
E. S. WOODRUFF,
Acting for House.

Report filed.

On motion of Senator Dixon, the report of the Conference Committee was adopted.

S. B. No. 162 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Funk, Jenson, McConkie.

S. B. No. 162 was referred to the Committee on Engrossing and Enrolling.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

Pursuant to your request of this date, I am returning herewith for your further consideration, Senate Bill No. 75, by Mr. Warnick, entitled, "An Act to amend Section 1 Session Laws 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

On motion of Senator Warnick, the rules were suspended and S. B. No. 75 was reconsidered.

On motion of Senator Warnick, the bill was amended as follows:

Line 1 of Title, strike "Sessions" and insert "Chapter 145."

On same line after "Laws" insert "of Utah."

Line 2 of Title, strike "Sessions" and after "Laws" insert "of Utah."

Line 1, Section 1, strike "Sessions' and insert "Chapter 145."

On same line, after "Laws" insert "of Utah."

Line 2, strike "Sessions" and after "Laws" insert "of Utah."'

S. B. No. 75 then passed on the following roll call·

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, ODonnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Callister.

S. B. No. 75 was transmitted to the House.

FINAL ACTION ON BILLS.

On motion of Senator Callister the enacting clause of each of the following bills was stricken: S. B. No. 28, S. B. No. 4, S. B. No. 125, S. B. No. 57, S. B No. 35, S. B. No. 147, S. B. No. 138.

On motion of Senator Winder, the rules were suspended and H. B. No. 89 was read the second time.

H. B. No. 89 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Robinson.

On motion of Senator Winder the rules were suspended and H. B. No. 89 was read the third time and placed on its final passage.

H. B. No. 89 then passed on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlin-

son, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Robinson.

H. B. No. 89 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 10, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate amendments to H. B. No. 52, by Mr. Sharp, entitled, "An Act making appropriations for the support of the State government for the period beginning April 1, 1925, and ending March 31, 1927," and asks that the Senate recede from its amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senator Callister moved that the Senate refuse to recede from its amendments, and a Conference Committee be appointed.

The motion prevailed and Senators Callister, Finlinson and McConkie were appointed.

COMMUNICATION FROM THE GOVERNOR.

To the Legislature:

Attention: Chairman Appropriations Committee:

I respectfully direct attention to claims approved by the State Board of Examiners and included in the Miscellaneous Appropriations of the printed budget, which were inadvertently omitted from the Appropriation Bill, and ask that you give them your consideration with a view to including them in the Appropriation Bill as finally approved by the Legislature. The items to which I refer are listed in the printed bill as folows:

MISCELLANEOUS APPROPRIATIONS APPROVED BY STATE BOARD OF EXAMINERS.

Claim No. 27509. George H. H. Fisher—Car damaged by State road steam shovel $48.55

Claim No. 27514. Omar Victor—Car damaged by State road truck $94.02

Claim No. 27510. Willie Hoopes—Horses killed by Agricultural Department $162.50

Claim No. 27506. Chas. T. and Clarence H. Calvin—Inheritance tax overcharged $120.07

Claim No. 27507. Geo. H. Dern and Fred C. Dern—Inheritance tax overcharged $4,450.00

Claim No. 27511. Gertrude Louise Richards—Inheritance tax overcharged $225.00

Claim No. 27512. Salt Lake Telegram—Publishing Corporation tax delinquent $1,140.00

Claim No. 27513. Salt Lake Tribune—Publishing Corporation tax delinquent $1,140.00

Claim No. 27508. Deseret News Company, The—Publishing Corporation tax delinquent $103.00

Claim No. 27522. Ogden City—Paving tax Industrial School $1,740.61

Claim No. 27523. Ogden City—Paving tax Industrial School $6.499.20

These items were all included in the total of the budget as submitted, and are therefore not additions thereto.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker of the House has signed in open session, S. B. No. 115, by Mr. Dixon, entitled, "An Act providing for the release, relinquishment and conveyance to the United States of America of a portion of the bed of Utah Lake," S. B. No. 103, by Mr. Peters, entitled, "An Act amending Section 794, Compiled Laws of Utah, 1917, as amended by Chapter 19, Session Laws of Utah, 1921, relating to bonds of cities and towns," S. B. No. 104, by Mr. Dixon, entitled, "An Act for the assignment, transfer and conveyance of certain applications to appropriate water made in the name of the State of Utah to the United States of America," S. B. No. 87, by Mr. Henry W. Stahle, entitled, "An Act adding a new Section to Chapter 4 Title 91 Compiled Laws of Utah, 1917, to be known as Section 4818x requiring automobile corporations to furnish liability insurance or bonds," and the same are herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senate Bills No 115, 103, 104 and 87 were transmitted to the Governor.

On motion of Senator Candland the Senate recessed to pay a visit of respect to His Excellency the Governor.

The Senate reconvened at 3:40.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State Senate Bill No. 30, by Mr. Jenson, "An Act amending Section 6549, Compiled Laws of 1917 ,as amended by Chapter 143, Laws of Utah for 1921, relating to service of summons by publication.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 26, by Mr. Jenson, "An Act amending Section 6867, Compiled Laws of Utah, 1917, relating to judgment roll."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State, Senate Bill No. 25, by Mr. Jenson, "An Act amending Section 6969, Compiled Laws of Utah, 1917, relating to the service and settlement of bills of exceptions."

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

REPORT OF CALENDAR COMMITTEE.

Your Calendar Committee report back the following bills, and recommend that they be placed on the calendar in the order listed:

House Bills No. 89, No. 152, No. 125, No. 47, No. 130, No. 153, No. 96, No. 178, No. 186, No. 42, No. 85, No. 143, No. 185, No. 102, No. 133, No. 138, No. 169, No. 129, No. 160, No. 184, No. 127, No. 142, No. 120,, No. 110, No. 70, No. 72, No. 170, No. 73, No. 136, No. 117.

Respectfully,
LE ROY DIXON,
Chairman.

On motion of Senator Dixon, the committee report was adopted.

CONSIDERATION OF BILLS ON THIRD READING.

H. C. M. No. 9 was read the third time and placed on its final passage.

H. C. M. No. 9 then passed on the following roll call.

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Callister.

H. C. M. No. 9 was transmitted to the House.

H. B. No. 65 was read the third time and placed on its final passage.

On motion of Senator Winder, the bill was amended as follows:

Following Section 4, insert, "No territory shall be taken from any county under the provisions of this Act where the territory proposed to be taken shall include less than two per cent of the residents of such county unless the boundaries of the area to be taken shall be so fixed as to include not more than six per cent of the taxable valuation of public utilities of such county, nor more than one-fifth of the area of such county."

"No territory shall be taken from any county under the provisions of this Act where the territory proposed to be taken shall include less than ten per cent of the residents of such county unless the boundaries of the area to be taken shall be so fixed as to include not more than fifteen per cent of the taxable valuation of public utilities of such county, nor more than thirty per cent of its area."

H. B. No. 65 then passed on the following roll call:

Ayes, 13; nays, 6; absent, 1.

Those voting in the affirmative were: Senators

Auerbach, Callister, Cottrell, Hirschi, Jenson, Lewis, O'Donnell, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Candland, Finlinson, Funk, McConkie, Peters, Stahle.

Absent and not voting: Senator Dixon.

H. B. No. 65 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day appointed Representatives Keyser, Bennion and Woodruff, as a Conference Committee on H. B. No. 52, by Mr. Sharp, "An Act making appropriations for the support of the State government for the period beginning April 1, 1925, and ending March 31st, 1927."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 129, (substitute for S. B. No. 84), by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," and the same is returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 129 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed as amended by the Senate, S. B. No. 163, by Mr. Ryan, entitled, "An Act to amend Section 1, Chapter 123, Session Laws of Utah, 1921, relating to loans by the State Loan Board or the State Land Commissioner from the suspense fund," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 163 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day, passed as amended by the Senate, S. B. No. 156, by Mr. Finlinson, entitled, "An Act to amend Sections 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of boards of supervisors for including and excluding lands from drainage districts, and relating also to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts ,and adding Section 2055x relating to contracts with the United States and amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of boards of supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923, and Section 2068 Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073x3, 2073x4, 2073x5, 2073x6, 2073x7, 2073x8, 2073x9 making provision for subjecting state lands to the drainage laws," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 156 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to request your Honorable Body to suspend Senate Rule No. 99, and rescind the action by which the President signed H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply therewith," that the House may further consider said Bill.

Respectfully,

E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters the request of the House was complied with and the action was rescinded.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has, this day, passed as amended by the Senate, S. B. No. 55, by Mr. Dixon, entitled, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department ,and adding two additional sections to be known as Sections 14a and 14b," and the same is herewith returned for your further action.

Respectfully,

E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 55 was referred to the Committee on Engrossing and Enrolling.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 55, by Mr. Dixon, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department, and adding two additional sections to be known as Section 14a and 14b," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 55 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate Amendments to H. B. No. 114, by Mr. Tangren, entitled, "An Act to amend Section 1784, Compiled Laws of Utah, 1917, relating to the criminal jurisdiction of justice's courts."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 136, by Mr. Warnick, entitled, "An Act granting power to boards of town trustees to license, tax and regulate social clubs, recreational associations, athletic associations and kindred associations by

adding to Chapter 24 Title 16 Compiled Laws of Utah, 1917, to be known as Section 786x20," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Warnick the House amendments were concurred in.

S. B. No. 136 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, O'Donnell, Peters, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Hirschi, McConkie, Robinson, Stahle, Winder.

S. B. No. 136 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. C. M. No. 1, by Mr. Dixon, enttiled, "To the Honorable Senators and Representatives from Utah: Washington, D. C.," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. C. M. No. 1 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day, passed as amended, S. B. No. 100, by Mr. Jenson, entitled, "An Act amending Section

4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Jenson the Senate concurred in the House amendments.

S. B. No. 100 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Ryan, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie, Robinson, Stahle, Winder.

S. B. No. 100 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the House and the Senate, S. B. No. 135, by Mr. Dixon, entitled, "An Act to prevent the procreation of habitual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Dixon, the House amendments were concurred in.

S. B. No. 135 then passed on the following roll call:

Ayes, 11; nays, 4; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Warnick, Mr. President.

Those voting in the negative were: Senators Auerbach, Candland, Hirschi, Westphal.

Absent and not voting: Senators Callister, Finlinson, McConkie, Stahle, Winder.

S. B. No. 135 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. C. R. No. 4, by Mrs. Graham, entitled, "A resolution providing that Utah be suitably represented within the Washington Monument, Washington, D. C.," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. R. No. 4 was placed on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 126 was read the second time.

H. B. No. 126 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 3; absent, 3.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, O'Donnell, Westphal.

Absent and not voting: Senators Callister, Finlinson, McConkie.

On motion of Senator Peters the rules were suspended and H. B. No. 126 was read the third time and placed on its final passage.

H. B. No. 126 then passed on the following roll call:

Ayes, 14; nays, 3; absent, 3.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, O'Donnell, Westphal.

Absent and not voting: Senators Callister, Finlinson, McConkie.

H. B. No. 126 was transmitted to the House.

H. B. No. 47 was read the second time.

The committee report on the bill was read.

On motion of Senator Dixon, the committee report was adopted.

H. B. No. 47 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie, Warnick.

On motion of Senator Dixon, the rules were suspended and H. B. No. 47 was read the third time and placed on its final passage.

H. B. No. 47 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators

Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie.

H. B. No. 47 was transmitted to the House.

H. B. No. 152 was read the second time.

The Committee report on the bill was read.

On motion of Senator Callister, the report of the Committee was adopted.

On motion of Senator Candland, the bill was amended as follows:

Page 1, lines 1 and 3, change "members" to "chairman."

H. B. No. 152 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie.

On motion of Senator Candland, the rules were suspended and H. B. No. 152 was read the third time and placed on its final passage.

H. B. No. 152 then passed on the following roll call.

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie.

H. B. No. 152 was transmitted to the House.

H. B. No. 130 was read the second time.

H. B. No. 130 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie.

On motion of Senator Peters, the rules were suspended and H. B. No. 130 was read the third time and placed on its final passage.

H. B. No. 130 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Callister, Finlinson, McConkie.

H. B. No. 130 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has this day signed and filed with the Secretary of State, H. B. No. 189, by Mr. Christensen, entitled, "An Act to amend Section 1 of Chapter 71, Session Laws of Utah, 1921, relating to Utah water storage commission."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 153 was read the second time.

H. B. No. 153 was then ordered read the third time on the following roll call:

Ayes, 17; nays, 2; absent, 1.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Cottrell.

Absent and not voting: Senator Callister.

On motion of Senator Dixon, the rules were suspended and H. B. No. 153 was read the third time and placed on its final passage.

H. B. No. 153 then passed on the following roll call:

Ayes, 17; nays, 2; absent, 1.

Those voting in the affirmative were: Senators Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Cottrell.

Absent and not voting: Senator Callister.

H. B. No. 153 was transmitted to the House.

H. B. No. 96 was read the second time.

The committee report on the bill was read.

Senator Ryan was called to the Chair.

On motion of Senator Robinson, the bill was amended as follows:

On page 1, line 14, strike house amendment the word "Any."

On line 3, of house amendment, strike "5:00 P. M.," and in lieu thereof insert "one-half hour after close of school."

President Irvine resumed the Chair.

H. B. No. 96 was then ordered read the third time on the following roll call:

Ayes, 10; nays, 8; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Hirschi, Jenson, Lewis, Robinson, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Cottrell, Dixon, Finlinson, McConkie, O'Donnell, Ryan, Stahle, Warnick.

Absent and not voting: Senators Funk, Peters.

On motion of Senator Jenson, the rules were suspended and H. B. No. 96 was read the third time and placed on its final passage.

On motion of Senator McConkie, the bill was amended as follows:

Strike the subheads.

On motion of Senator Lewis, the enacting clause of H. B. No. 96 was stricken.

REPORT OF CONFERENCE COMMITTEE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Conference, to which was referred H. B. No. 52, by Mr. Sharp, "An Act making appropriations for the support of the State government for the period beginning April 1, 1925, and ending March 31, 1927," having carefully considered the matters in controversy between the Senate and House of Representatives, respectfully report:

That we have agreed that the item of $4,000.00, under the motor vehicle registration fund, for automobile and maintenance Secretary of State, be stricken.

That the House concur in all other Senate amendments.

Respectfully submitted,
E. R. CALLISTER,
JOS. T. FINLINSON,
OSCAR W. McCONKIE,
Members of the Senate.
M. A. KEYSER,
E. S. WOODRUFF,
OWEN BENNION,
Members of the House of Representatives.

Report filed.

On motion of Senator Callister, the report of the Conference Committee was adopted.

H. B. No. 52 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senators Candland, Peters.

H. B. No. 52 was transmitted to the House.

On motion of Senator Peters, the Senate recessed until 6:30.

The Senate reconvened at 6:30 p. m.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith S. C. M. No. 1, by Mr. Dixon, "To the Honorable Senators and Representatives from Utah: Washington, D. C.," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. C. M. No. 1 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate bill No. 163, by Mr. Ryan, "An Act to amend Section 1, Chapter 123, Session Laws of Utah, 1921, relating to loans by the State Loan Board or the State Land Commissioner from the suspense fund," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 163 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 129, (Substitute for S. B. No. 84), by Mr. Finlinson, "An Act providing for the refunding and sale of drainage district bonds," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 129 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker has this day signed in open session, H. C. M. No. 9, by Mr. Dyreng, entitled, "Memorializing the Congress of the United States, asking favorable action on H. R. 11585, relating to pensions to soldiers who were in the military service during Indian Wars," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. C. M. No. 9 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Governor has signed and filed with the Secretary of State H. B. No. 49, by Mr. McCarty, entitled, 'An Act repealing Sections 8128, 8132, 8133, 8134, 8136, 8137, 8138, Compiled Laws of Utah, 1917, relating to crimes against good morals."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 141, by Mr. Finlinson, entitled, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of State roads," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Peters, a conference committee on S. B. No. 141 was authorized. Senators Finlinson, O'Donnell and Candland were appointed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House, under suspension of rules, has this day rescinded its previous action, amended and passed H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply therewith," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. B. No. 190, by Appropriation Committee, entitled, "An Act making appropriations covering certain claims approved by the State Board of Examiners," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 190 was read the first time and placed on the second reading calendar.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. B. No. 191, by Appropriations Committee, entitled, "An Act making appropriations covering certain claims

approved by the State Board of Examiners," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 191 was read the first time and placed on the second reading calendar.

CONSIDERATION OF BILLS ON SECOND READING.

On motion of Senator Dixon, the rules were suspended and H. B. No. 178 was read the second time.

H. B. No. 178 was then ordered read the third time on the following roll call:

Ayes, 12; nays, none; absent, 8.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Callister, Hirschi, Jenson, Ryan, Westphal, Winder.

On motion of Senator Dixon the rules were suspended and H. B. No. 178 was read the third time and placed on its final passage.

H. B. No. 178 then passed on the following roll call:

Ayes, 12; nays, none; absent, 7; excused, 1.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Callister, Jenson, Ryan, Westphal, Winder.

Senator Hirschi was excused.

H. B. No. 178 was transmitted to the House.

H. B. No. 186 was read the second time.

H. B. No. 186 was then ordered read the third time on the following roll call:

Ayes, 12; nays, none; absent, 7; excused, 1.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Jenson, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Callister, Lewis, Ryan, Westphal, Winder.
Senator Hirschi was excused.

On motion of Senator Peters the rules were suspended and H. B. No. 186 was read the third time and placed on its final passage.

H. B. No. 186 then passed on the following roll call:

Ayes, 13 nays, none absent, 7.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Callister, Lewis, Ryan, Westphal, Winder.

H. B. No. 186 was transmitted to the House.

H. B. No. 42 was read the second time.

H. B. No. 42 was then ordered read the third time on the following roll call:

Ayes, 12; nays, 1; absent, 7.

Those voting in the affirmative were: Senators Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Stahle, Warnick, Mr. President.

Voting in the negative: Senator Funk.

Absent and not voting: Senators Auerbach, Candland, Callister, Robinson, Ryan, Westphal, Winder.

On motion of Senator Jenson the rules were suspended and H. B. No. 42 was read the third time and placed on its final passage.

H. B. No. 42 then passed on the following roll call: Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Funk, Ryan, Winder.

H. B. No. 42 was transmitted to the House.

H. B. No. 85 was read the second time.

H. B. No. 85 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Ryan, Winder.

On motion of Senator Peters, the rules were suspended and H. B. No. 85 was read the third time and placed on its final passage.

H. B. No. 85 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Candland, Hirschi, McConkie, Ryan, Winder.

H. B. No. 85 was transmitted to the House.

H. B. No. 143 was read the second time.

H. B. No. 143 was then ordered read the third time on the following roll call:.

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Winder.

On motion of Senator Dixon, the rules were suspended and H. B. No. 143 was read the third time and placed on its final passage.

H. B. No. 143 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Winder.

H. B. No. 143 was transmitted to the House.

Senator Peters moved that the rules be suspended and H. B. No. 123 be considered.

The motion carried, and H. B. No. 123 was read the second time.

H. B. No. 123 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Funk, Jenson, Lewis, McCon-

kie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Finlinson, Hirschi, Winder.

On motion of Senator Ryan, the rules were suspended and H. B. No. 123 was read the third time and placed on its final passage.

H. B. No. 123 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, Callister, Funk, Westphal, Winder.

H. B. No. 123 was transmitted to the House.

H. B. No. 185 was read the second time.

H. B. No. 185 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, Callister, O'Donnell, Westphal, Winder.

On motion of Senator Ryan the rules were suspended and H. B. No. 185 was read the third time and placed on its final passage.

H. B. No. 185 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Auerbach, O'Donnell, Westphal, Winder.

H. B. No. 185 was transmitted to the House.

H. B. No. 102 was read the second time.

H. B. No. 102 was then ordered read the third time on the folowing roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, O'Donnell, Westphal, Winder.

On motion of Senator Finlinson, the rules were suspended and H. B. No. 102 was read the third time and placed on its final passage.

H. B. No. 102 then passed in the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, O'Donnell, Westphal, Winder.

H. B. No. 102 was transmitted to the House.

H. B. No. 133 was read the second time.

H. B. No. 133 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Mr. President.

Absent and not voting: Senators Candland, Callister, O'Donnell, Westphal, Winder.

On motion of Senator Ryan the rules were suspended and H. B. No. 133 was read the third time and placed on its final passage.

H. B. No. 133 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Winder.

H. B. No. 133 was transmitted to the House.

H. B. No. 138 was read the second time.

H. B. No. 138 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Robinson, Winder.

On motion of Senator Ryan the rules were suspended and H. B. No. 138 was read the third time and placed on its final passage.

H. B. No. 138 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Candland, Callister, Robinson, Winder.

H. B. No. 138 was transmitted to the House.

H. B. No. 169 was read the second time.

H. B. No. 169 was then ordered read the third time on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Robinson, Winder.

On motion of Senator Dixon, the rules were suspended and H. B. No. 169 was read the third time and placed on its final passage.

H. B. No. 169 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Finlinson, Robinson, Winder.

H. B. No. 169 was transmitted to the House.

H. B. No. 129 was read the second time.

H. B. No. 129 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senators Candland, Funk, Hirschi, Lewis.

Absent and not voting: Senators Finlinson, Winder.

On motion of Senator Peters, the rules were suspended and H. B. No. 129 was read the third time and placed on its final passage.

H. B. No. 129 then passed on the following roll call:

Ayes, 14; nays, 4; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Jenson, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Voting in the negative: Senators Candland, Funk, Hirschi, Lewis.

Absent and not voting: Senators Finlinson, Winder.

H. B. No. 129 was transmitted to the House.

H. B. No. 160 was read the second time.

H. B. No. 160 was then ordered read the third time on the following roll call:

Ayes, 11; nays, 3; absent, 6.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Warnick, Westphal.

Voting in the negative: Senators Auerbach, Ryan, Mr. President.

Absent and not voting: Senators Callister, Finlinson, Hirschi, O'Donnell, Stahle, Winder.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day appointed Representatives Key-

ser, Woodruff and Browning as a conference committee on S. B. No. 141, by Mr. Finlinson, "An Act to amend Section 2855, Chapter 62, Session Laws of Utah, 1921, as amended by Chapter 89, Session Laws of Utah, 1923, relating to the designation of State Roads."

Respectfully,

E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 162, Substitute for S. B. No. 82, by Committee on Revenue and Taxation, "An Act providing for the taxing of automobile corporations and other persons and corporations using the public streets and highways of the State for hire, denominating all of them operators, providing for certain reports to be made and providing punishment for the failure to truthfully so report," properly engrossed and enrolled for the signature of the President.

Respectfully,

G. F. RYAN,
Chairman.

Report filed.

S. B. No. 162 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Sepaker.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 127 was read the second time.

H. B. No. 127 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent 4.

Those voting in the affirmative were: Senators Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Auerbach, Callister, Hirschi, Winder.

On motion of Senator Ryan, the rules were suspended and H. B. No. 127 was read the third time and placed on its final passage.

H. B. No. 127 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senators Callister, Hirschi, Winder.

H. B. No. 127 was transmitted to the House.

H. B. No. 142 was read the second time.

Senator Dixon was called to the chair.

H. B. No. 142 was then ordered read the third time on the following roll call:

Ayes, 9; nays, 7; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Cottrell, Dixon, McConkie, Robinson, Stahle, Warnick, Westphal, Winder.

Voting in the negative: Senators Callister, Funk, Jenson, Lewis, Peters, Ryan, Mr. President.

Absent and not voting: Senators Candland, Finlinson, Hirschi, O'Donnell.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker of the House has this day signed in open session, S. B. No. 55, by Mr. Dixon, entitled, "An Act to amend Sections 2, 4, 6, 11 and 16 of Chapter 110, Laws of Utah 1921, relating to real estate department, and adding two additional sections to be known as Sections 14a and 14b," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 55 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended by the Senate, S. B. No. 86, by Mr. Lewis, entitled, "An Act appropriating the sum of fifteen thousand ($15,000.00) dollars to reimburse the Ogden Chamber of Commerce of Ogden, Utah, for moneys expended in the purchase of land at Ogden, Utah, which was deeded to the State for the purpose of erecting a State Armory thereon," and the same is herewith transmitted for your action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 86 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rescinded, through suspension of rules, its previous action on S. B. No. 75, by Mr. Warnick entitled, "An Act to amend Section 1 Session Laws, 1921, as amended by Chapter 52 Session Laws 1923, relating to the sale of cigarettes and the excise tax derived therefrom," and repassed the same as amended by the

Senate and House, and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 75 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected S. B. No. 38, by Mr. Dixon, "An Act amending Sections 5383, 5384, 5406, 5409, 5413, and 5415, Compiled Laws of Utah, 1917, changing the name of the State Mental Hospital, located at Provo City, in the County of Utah, to the Utah State Hospital and Sanatorium," by striking the enacting clause.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 120 was read the second time.

H. B. No. 120 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Candland, Finlinson, Hirschi, O'Donnell, Ryan, Mr. President.

On motion of Senator Cottrell, the rules were suspended and H. B. No. 120 was read the third time and placed on its final passage.

H. B. No. 120 then passed on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Candland, Finlinson, Hirschi, O'Donnell, Ryan, Mr. President.

H. B. No. 120 was transmitted to the House.

H. B. No. 110 was read the second time.

H. B. No. 110 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Candland, Finlinson, Funk, O'Donnell, Mr. President.

On motion of Senator Peters the rules were suspended and H. B. No. 110 was read the third time and placed on its final passage.

H. B. No. 110 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Candland, Finlinson, O'Donnell, Mr. President.

H. B. No. 110 was transmitted to the House.

H. B. No. 70 was read the second time.

The committee report on the bill was read.

On motion of Senator Cottrell the report of the committee was adopted.

H. B. No. 70 was then ordered read the third time on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Candland, Finlinson, O'Donnell, Mr. President.

On motion of Senator Peters, the rules were suspended and H. B. No. 70 was read the third time and placed on its final passage.

H. B. No. 70 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Auerbach, Candland, Finlinson, O'Donnell, Mr. President.

H. B. No. 70 was transmitted to the House.

H. B. No. 72 was read the second time.

H. B. No. 72 was then ordered read the third time on the following roll call:

Ayes, 14; nays, none; absent, 6.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Ryan, Stahle, Warnick, Westphal, Winder.

Absent and not voting: Senators Candland, Finlinson, McConkie, O'Donnell, Robinson, Mr. President.

On motion of Senator Callister, the rules were suspended and H. B. No. 72 was read the third time and placed on its final passage.

H. B. No. 72 then passed on the following roll call:

Ayes, 12; nays, none;absent, 8.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Ryan, Warnick, Winder.

Absent and not voting: Senators Candland, Finlinson, McConkie, O'Donnell, Robinson, Stahle, Westphal, Mr. President.

H. B. No. 72 was transmitted to the House.

H. B. No. 170 was read the second time.

H. B. No. 170 was then ordered read the third timo on the following roll call:

Ayes, 12; nays, none; absent, 8.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Ryan, Warnick, Winder.

Absent and not voting: Senators Candland, Finlinson, McConkie, O'Donnell, Robinson, Stahle, Westphal, Mr. President.

On motion of Senator Callister, the rules were suspended and H. B. No. 170 was read the third time and placed on its final passage.

H. B. No. 170 then passed on the following roll call:

Ayes, 13; nays, none; absent, 7.

Those voting in the affirmative were: Senators Auerbach, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Warnick, Winder.

Absent and not voting: Senators Candland, Finlinson, McConkie, O'Donnell, Stahle, Westphal, Mr. President.

H. B. No. 170 was transmitted to the House.

President Irvine resumed the Chair.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker of the House has this day signed in open session, S. B. No. 129, (Sub. for S. B. No. 84), by Mr. Finlinson, entitled, "An Act providing for the refunding and sale of drainage district bonds," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 129 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. C. M. No. 1, by Mr. Dixon, entitled, "To the Honorable Senators and Representatives from Utah; Washington, D. C.," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. C. M. No. 1 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. B. No. 163, by Mr. Ryan, entitled, "An Act to amend Section 1, Chapter 123, Session Laws of Utah, 1921, relating to loans by the State Loan Board or the State Land Commissioner from the suspense fund," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 163 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in the Senate Amendments to H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 370, 371, 374 and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1 and 371x, relating to State Board of Barber Examiners."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day rejected, by striking the enacting clause, S. B. No. 91, by Mr. Cottrell, Jr., entitled, "An Act amending Sections 3070, 3100, 3113, 3114, 3124, 3136, 3147, 3152, 3156 and 3156x, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 63, Laws of Utah, 1919, by Chapter 67, Laws of Utah, 1921, and by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance Fund, and Workmen's Compensation," and S. B. No. 133, by Mr. M. S. Winder, entitled, "An Act requesting cattle brought into the state for dairy or breeding purposes to be kept from other cattle for 90 days and subjected to the tuberculin tests," and the same are herewith returned.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 165, by Mr. Finlinson, (by request), entitled, "An Act author-

izing the State Land Board to remit the accrued interest on payment of the principal of certain indebtedness due the state of Utah on account of State Loan No. D-31," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 165 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 166, by Mr. Callister, entitled, "An Act to amend Section 5593 of the Compiled Laws of Utah 1917 as amended by Chapter 118, Laws of Utah, 1921 as amended by Senate Bill No. 7 by Mr. Callister of the Sixteenth Legislature," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 166 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed S. B. No. 161, (Sub. for S. B. No. 73, by Mr. Jenson), by Judiciary Committee, entitled, "An Act amending Section 6408 Compiled Laws of Utah, 1917, relating to succession," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 161 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 149, by Mr. Winder, entitled, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah, 1917, as amended by Chapter 15, Laws of Utah, 1919, and all other Acts in conflict herewith," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 149 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, S. B. No. 107, by Mr. Jenson, entitled, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to fees of constables," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 107 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the House has this day passed S. B. No. 96, by Mr. Callister entitled, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the law in reference thereto," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 96 was referred to the Committee on Engrossing and Enrolling.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 89, by Mrs. Graham, entitled, "An Act creating a State Board of Examiners for hairdressers, cosmeticians and cosmetologists," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 89 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith S. B. No. 156, by Mr. Finlinson, "An Act to amend Sections 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of boards of supervisors for including and excluding lands from drainage districts, and relating also to drainage taxes and tax liens and sale of property for taxes and cor-

recting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts and adding Section 2055x relating to contracts with the United States and amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of boards of supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923, and Section 2068 Compiled Laws of Utah, 1917 ,relating to the organization and government of drainage districts. Also adding Sections 2073x3, 2073x4, 2073x5, 2073x6, 2073x7, 2073x8, 2073x9 making provision for subjecting state lands to the drainage laws," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 156 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 135, by Mr. Dixon, "An Act to prevent the procreation of habitual sexual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 135 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling re-

port back herewith Senate Bill No. 136, by Mr. Warnick, "An Act granting power to boards of town trustees to regulate social clubs, recreational associations, athletic associations and kindred associations, by adding to Chapter 24 Title 16 Compiled Laws of Utah, 1917, to be known as Section 786x20," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 136 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back Senate Bill No. 100, by Mr. Jenson, entitled, "An Act amending Section 4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 100 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B.

No. 65, by Mrs. Dunyon, entitled, "An Act providing the manner of creating a new county out of more than one existing county," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 65 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 126, by Mr. Hamilton Gardner, entitled, "An Act defining industrial loan companies, providing for their incorporation, powers and repealing of acts in conflict therewith," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 126 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has signed, in open session, H. B. No. 153, by Mr. Redd, entitled, "An Act amending Section 1 of Chapter 86, Laws of Utah, 1923, authorizing the levy of the tax of one-twelfth of a mill on the dollar for the purpose of creating an agricultural inspection fund," and

the same is herewith transmitted for the signature of the President.

E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 153 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that S. B. No. 162, (Sub. for S. B. No. 82), by Committee on Revenue and Taxation, entitled, "An Act providing for the taxing of automobile corporations and other persons and corporations using the public streets and highways of the State for hire, denominating all of them operators, providing for certain reports to be made and providing for punishment for the failure to truthfully so report," has been signed by the Speaker of the House

and the same is herewith returned for thansmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 162 was transmitted to the Governor.

Represetative Mrs. Dunyon, author of H. B. No. 65, commonly known as the "County Bill," addressed the Senate on invitation of President Irvine.

Senator Winder offered a resolution and moved its adoption suggesting that the residents of the new county when it shall be created from the western portions of Juab and Tooele Counties, name it Dunyon County, in honor of the author of the measure. The resolution was adopted.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 73 was read the second time.

H. B. No. 73 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 1; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Peters, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Voting in the negative: Senator Lewis.

Absent and not voting: Senators Callister, McConkie, O'Donnell, Warnick.

On motion of Senator Peters, the rules were suspended and H. B. No. 73 was read the third time and placed on its final passage.

H. B. No. 73 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Callister, Cottrell, McConkie, O'Donnell, Westphal.

H. B. No. 73 was transmitted to the House.

On motion of Senator Dixon, the enacting clause of H. B. No. 160 was stricken.

H. B. No. 136 was read the second time.

H. B. No. 136 was then ordered read the third time on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Finlinson, Funk,

Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Auerbach, McConkie, O'Donnell, Westphal.

On motion of Senator Dixon, the rules were suspended and H. B. No. 136 was read the third time and placed on its final passage.

H. B. No. 136 then passed on the following roll call:

Ayes, 16; nays, none; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Funk, Hirschi, Jenson, Lewis, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Finlinson, McConkie, O'Donnell, Westphal.

H. B .No. 136 was transmitted to the House.

H. B. No. 131 was read the second time.

On motion of Senator Dixon, the bill was amended as follows:

Strike paragraph 17 of the bill.

Strike the House amendment regarding drugless healing.

H. B. No. 131 was then ordered read the third time on the following roll call:

Ayes, 14; nays, 2; absent, 4.

Those voting in the affirmative were: Senators Auerbach, Candland, Cottrell, Dixon, Hirschi, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Westphal, Winder, Mr. President.

Voting in the negative: Senators Funk, Warnick.

Absent and not voting: Senators Callister, Finlinson, McConkie, Stahle.

On motion of Senator Dixon, the rules were suspend-

ed and H. B. No. 131 was read the third time and placed on its final passage.

H.B. No. 131 then passed on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Hirschi, Jenson, O'Donnell, Peters, Robinson, Ryan, Warnick, Westphal, Winder, Mr. President.

Voting in the negative: Senators Funk, Lewis.

Absent and not voting: Senators Finlinson, McConkie, Stahle.

H. B. No. 131 was transmitted to the House.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 160, by Committee on Banking, Substitute for S. B. No. 97, by Committee on Revision and Printing, and S. B. No. 79 by Mr. Jenson, "An Act to prevent fraud in the sale and disposition of stocks, bonds and other securities sold or offered for sale in the State of Utah, creating a State Securities Commission with power to employ a director, defining terms and offenses, prescribing penalties and fees, providing for registration of securities and revocation of orders and registration by commission, providing for procedure, sufficiency of evidence, orders of commission relating to escrows, and appeals from orders and action of commission, and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 20x, 21, 22, 23 and 24, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah 1921," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 160 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day concurred in Senate amendments to H. B. No. 70, by Mr. McCullough, entitled, "An Act to amend Section 7920, Compiled Laws of Utah, 1917, relating to the definition of accessories."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Salt Lake City, Utah, March 12, 1925.

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. 105, by Mrs. Dunyon, entitled, "An Act forbidding the teaching of partisan, political or sectarian religious doctrine in the University of Utah, Agricultural College of Utah, and the Branch Agricultural College."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

CONSIDERATION OF BILLS ON SECOND READING.

H. B. No. 161 was read the second time.

H. B. No. 161 was then ordered read the third time on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators

Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Westphal.

Absent and not voting: Senators Finlinson, Hirschi, McConkie.

On motion of Senator Peters, the rules were suspended and H. B. No. 161 was read the third time and placed on its final passage.

H. B. No. 161 then passed on the following roll call:

Ayes, 15; nays, 2; absent, 3.

Those voting in the affirmative were: Senators Candland, Callister, Cottrell, Dixon, Funk, Jenson, Lewis, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Those voting in the negative were: Senators Auerbach, Westphal.

Absent and not voting: Senators Finlinson, Hirschi, McConkie.

H. B. No. 161 was transmitted to the House.

Senator Auerbach presented the following resolution and moved its adoption:

WHEREAS, a tendency has been growing in various State institutions and in various departments of the State to spend the amounts appropriated to them by the Legislature in the early part of the biennium and to create deficits to carry on their activities during the latter part of each biennium; and

WHEREAS, such practice has a tendency to encourage reckless extravagance and the improvident use of the money of the taxpayer; and

WHEREAS, after such deficits have been created, in order to preserve the good name of the state and the integrity of its institutions, it has been necessary for each succeeding Legislature since Utah became a state to appropriate large sums of money to provide for such deficits; and

WHEREAS, if the burden of taxation is ever to be lifted such practices must be discouraged.

NOW, THEREFORE, BE IT AND IT IS HEREBY RESOLVED, by the Senate of the Sixteenth Session of the Legislature of Utah, that the said Senate is unalterably opposed to the creation of any deficit in any Department or Institution of the State of Utah, except in cases of the most grave emergency; and

BE IT FURTHER RESOLVED, that we pledge our efforts as citizens and as legislators to do all in our power to curb this reprehensible practice; and

BE IT FURTHER RESOLVED, that a copy of this Resolution be spread upon the minutes of the Senate and that copies be sent to the State Board of Examiners.

The Resolution was adopted.

REPORT OF CONFERENCE COMMITTEE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Conference Committee, to which was referred Senate Bill No. 141, by Mr. Finlinson, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of state roads," report that the committee has agreed and recommends as follows:

That the Senate concur in the amendments made by the House, reading as follows:

Strike "From Mt. Pleasant in a southerly direction to Moroni."

Respectfully submitted,

JOS T. FINLINSON,
THOS. W. O'DONNELL,
W. D. CANDLAND,
Acting for Senate.

M. A. KEYSER,
E. S. WOODRUFF,
T. S. BROWNING,
Acting for the House.

On motion of Senator Dixon, the Conference Committee report was adopted.

S. B. No. 141 then passed on the following roll call:

Ayes, 15; nays, none; absent, 5.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Hirschi, Lewis, McConkie,, O'Donnell, Westphal.

S. B. No. 141 was referred to the Committee on Engrossing and Enrolling.

On motion of Senator Dixon the enacting clause of H. B. No. 144 was stricken.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate amendments to H. B. No. 143, by Mr. Crouch, entitled, "An Act amending Section 3971, Compiled Laws of Utah, 1917, etc., etc., and asks that the Senate recede from its amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Callister, the Senate receded from its amendments.

H. B. No. 143 then passed on the following roll call:

Ayes, 17; nays, none; absent, 3.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators Hirschi, O'Donnell, Westphal.

Salt Lake City, Utah, March 12, 1925

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 145, by Mr. Finlinson, entitled, "An Act creating a State Board of Elk Control and providing for the killing of elk under certain regulations; fixing a fee for the killing of elk; and providing rules and regulations governing the increase of elk on certain Utah forests," and the same is herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Finlinson, the House amendments were concurred in.

S. B. No. 145 then passed on the following roll call:

Ayes, 16; nays, 2; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Finlinson, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Westphal, Winder, Mr. President.

Those voting in the negative were: Senators Dixon, Funk.

Absent and not voting: Senators O'Donnell, Warnick.

S. B. No. 145 was referred to the Committee on Enrolling and Engrossing.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, as amended, S. B. No. 63, by Mr. Winder, entitled, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919, as amended by Chapter 7, Session Laws 1921 and Sections 3, 4, 5 and 6,

Chapter 124 Sessions Laws 1919, and adding Section 9 to said Chapter relating to noxious weeds," and S. B. No. 78, by Mr. Peters, entitled, "An Act amending Section 5236 Compiled Laws of Utah, 1917, relating to the powers of the board of trustees of the Agricultural College," and the same are herewith returned for your further action.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senate Bills No. 63 and 78 were referred to the Committee on Engrossing and Enrolling.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 166, by Mr. Callister, "An Act to amend Section 5593 of the Compiled Laws of Utah 1917 as amended by Chapter 118 Laws of Utah, 1921 as amended by Senate Bill No. 7 by Mr. Callister of the Sixteenth Legislature," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 166 was signed by the President in the Presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House refuses to concur in Senate amendment to H. B. No. 152, by Mr. Stark, entitled, "An Act creating a

commission to determine when an emergency exists and to determine the amount necessary to meet such emergency and appropriating a fund therefor, prohibiting the expenditure of public funds not appropriated by the Legislature, and making the creation of deficits by the Board of Examiners unlawful, and requiring the State Auditor to check expenditures."

I am also directed to request the Senate to recede from its amendments.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

On motion of Senator Candland, the Senate refused to recede from its amendments.

Senator Dixon moved that the rules be suspended and the Senate proceed to the consideration of House Bills No. 190 and 191.

Motion carried.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Sifting Committee report back H. B. No. 190, by Appropriation Committee, entitled, "An Act making appropriations covering certain claims approved by the State Board of Examiners," and recommend that it be placed on the Calendar.

Respectfully,
LE ROY DIXON,
Chairman.

Report filed.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Sifting Committee report back H. B. No. 191, by Appropriations Committee, "An Act making appro-

priations covering certain claims approved by the State Board of Examiners," and recommend that the same be passed.

Respectfully,
Le ROY DIXON,
Chairman.

Report filed.

H. B. No. 190 was read the second time.

H. B. No. 190 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Mr. President.

Absent and not voting: Senator Winder.

On motion of Senator McConkie, the rules were suspended and H. B. No. 190 was read the third time and placed on its final passage.

H. B. No. 190 then passed on the following roll call:

Ayes, 20; nays, none; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, O'Donnell, Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

H. B. No. 190 was transmitted to the House.

H. B. No. 191 was read the second time.

H. B. No. 191 was then ordered read the third time on the following roll call:

Ayes, 19; nays, none; absent, 1.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Hirschi, Jenson, Lewis, McConkie, O'Donnell,

Peters, Robinson, Ryan, Stahle, Warnick, Westphal, Winder, Mr. President.

Absent and not voting: Senator Funk.

On motion of Senator Callister, the rules were suspended and H. B. No. 191 was read the third time and placed on its final passage.

Senator Callister was called to the Chair.

President Irvine moved that the rules be suspended and the vote reconsidered by which H. B. No. 96 was rejected, and that the House be requested to return H. B. No. 96 to the Senate.

The motion prevailed.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

According to your request, I am hereby returning H. B. No. 96, by Mr. Sharp, entitled, "An Act to amend Chapter 87, Session Laws of Utah, 1923, empowering boards of education of school districts to permit the use of public school houses for general purposes other than school purposes, provided that public school houses shall not be used for commercial or religious purposes," for your further consideration.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 96 was taken up for reconsideration.

On motion of Senator Peters the bill was amended as follows:

In the Senate amendment, after "whatsoever" insert "except funeral services."

On motion of Senator Hirschi the bill was amended as follows:

In the House amendment between "house" and "shall," insert "erected by school funds."

H. B. No. 96 then passed on the following roll call:

Ayes, 11; nays, 9; absent, none.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Hirschi, Jenson, Lewis, Robinson, Westphal, Winder, Mr. President.

Those voting in the negative were: Dixon, Finlinson, Funk, McConkie, O'Donnell, Peters, Ryan, Stahle, Warnick.

H. B. No. 96 was transmitted to the House.

H. B. No. 191 then passed on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Westphal.

H. B. No. 191 was transmitted to the House.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day passed, under suspension of rules, H. B. No. 192, by the Appropriations Committee, entitled, "An Act to provide revenue for the support of the government of the state, and for high school purposes for the fiscal years 1925 and 1926."

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

President Irvine resumed the Chair.

Under suspension of the rules, H. B. No. 192 was read the second time.

H. B. No. 192 was then ordered read the third time on the following roll call:

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Westphal.

On motion of Senator Lewis, the rules were suspended and H. B. No. 192 was read the third time and placed on its final passage.

H. B. No. 192 then passed on the following roll call.

Ayes, 18; nays, none; absent, 2.

Those voting in the affirmative were: Senators Auerbach, Candland, Callister, Cottrell, Dixon, Finlinson, Funk, Hirschi, Jenson, Lewis, McConkie, Peters, Robinson, Ryan, Stahle, Warnick, Winder, Mr. President.

Absent and not voting: Senators O'Donnell, Westphal.

H. B. No. 192 was transmitted to the House.

COMMUNICATION FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 370, 371, 374, and 376, Compiled Laws of Utah, 1917, as amended by Chapter 5, Laws of Utah, 1919 ,as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368X, 368XI, and 371X, relating to the State Board of Examiners"; H. B. No. 136, by Mr. Hawley, entitled "An Act to amend Section 62, of Chapter 67, Session Laws of Utah, 1919, relating to water commissioners"; H. B. No. 192, by Appropriations Committee, entitled, "An Act to provide revenue for the support of the government of the State, and for High School purposes for the fiscal year 1925 and 1926"; H. B. No. 96, by Mr. Sharp, entitled, "An Act to amend Chapter 87, Session Laws of Utah, 1923, empowering boards of education of school districts to permit the use of public school houses for general purposes other than school purposes, provided that public school houses shall not be used for commercial or religious purposes, except as herein provided"; H. B. No. 42, by Mr. McCullough, enitled, "An Act creating a State Board of Criminal Identification and defining the powers thereof"; H. B. No. 152, by Mr. Stark, entitled, "An Act creating a commission to determine when an emergency exists, and to determine the amount necessary to meet such emergency and appropriating a fund therefor, prohibiting the expenditure of public funds, not appropriated by the Legislature, and making the creation of deficits by the Board of Examiners unlawful, and requiring the state auditor to check expenditures"; H. B. No. 131, by Mrs. Smart, entitled, "An Act amending Section 4, of Chapter 91,

Laws of Utah, 1921, as amended by Chapter 56, Laws of Utah, 1923, and Sections 12, 17, and 19, Laws of Utah, 1921, relating to the treatment of human ailments," and the same are herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

House Bills No. 47, 136, 192, 96, 42, 152, and 131 were signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Senator Winder, on behalf of himself and the other Senators, extended thanks to the Secretary, Minute Clerk, Docket Clerk, Sergeant at Arms, and the other employees for their faithfulness and efficient services during the session, to the press for its fair treatment, and to the Deseret News, Ogden Examiner, and the Citizen for complimentary copies, to the Pantages theatre management for weekly passes, to the Hotel Utah for furnishing committee rooms, and to all other persons and companies that have done so much to make the work of the Senate pleasant.

Senator Peters moved the appointment of a committee of three to wait on the Governor and inform him that the table is clear, and the Senate awaits his further advices.

The motion carried, and the President appointed Senators Peters, Auerbach and Dixon.

On motion of Senator Cottrell, the enacting clauses were stricken from all bills now in the Senate.

The House was notified that this action affected the following House bills:

H. B. No. 122; H. B. No. 101; H. B. No. 92; H. B. No. 91; H. B. No. 67; H. B. No. 141; H. B. No. 150; H. B. No.

166; H. B. No. 165; H. B. No. 107; H. B. No. 128; H. B. No. 135; H. B. No. 94; Communication and Resolution submitted by Harvey H. Cluff, Attorney General; H. B. No. 188; H. B. No. 183; H. B. No. 83; H. B. No. 88; H. B. No. 134; H. B. No. 156; H. C. R. No. 1.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day nominated the following persons for the positions designated, and am submitting their names herewith for your consideration and confirmation:

For MEMBER OF STATE BOARD OF EDUCATION: Oscar W. McConkie of Monticello, to serve six years.

For MEMBERS UTAH WATER STORAGE COMMISSION: A. F. Doremus of Tooele, J. R. Murdock of Heber City, S. M. Nielsen of Mt. Pleasant, W. R. Ballard of Logan, Karl F. Keeler of Provo, R. R. Lyman of Salt Lake, each to serve a term of two years.

Respectfully,
GEO. H. DERN,
Governor.

On motion of Senator Winder, the Senate unanimously confirmed Senator McConkie in open session under suspension of rules. Mr. McConkie expressed his appreciation of the Senate's action.

On motion of Senator Funk, the rules were suspended and the other appointees were confirmed in open session.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open

session, S. B. No. 160, by Committee on Banking, (Sub. for S. B. No. 97, by Committee on Revision and Printing and S. B. No. 79, by Mr. Jenson), entitled, "An Act to prevent fraud in the sale and disposition of stocks, bonds and other securities sold or offered for sale in the State of Utah, creating a state securities commission with power to employ a director, defining terms and offenses, prescribing penalties and fees, providing for registration of securities and revocation of orders and registration by commission, providing for procedure, sufficiency of evidence, orders of commission relating to escrows ,and appeals from orders and action of commission, and repealing Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14, 15, 16, 17, 18, 19, 20, 20x, 21, 22, 23 and 24, Special Session Laws of Utah, 1919, as amended by Chapter 131, Laws of Utah 1921," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 160 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the House has this day killed the following bills by striking the enacting clause: S. B. No. 144, S. B. No. 126, S. B. 36, S. B. 155, S. B. 61, S. B. 13, S. B. 65, S. B. 81, S. B. 80, S. B. 130, S. B. 128, S. B. 101, S. B. 143, S. B. 119, S. B. 139, S. B. 108, S. B. 153, S. B. 137, S. B. 74, S. B. 77, S. B. 112, S. B. 146.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith S. B. No. 165, by Mr. Finlinson, by request, "An Act authorizing the State Land Board to remit the accrued interest on payment of the principal of certain indebtedness due the State of Utah on account of State Loan No. D-31," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 165 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 96, by Mr. Callister, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the law in reference thereto," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 96 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 75, by Mr. Warnick, "An Act to amend Section 1 Chapter 145 Laws of

Utah 1921 ,as amended by Chapter 52 Laws of Utah 1923, relating to the sale of cigarettes and the excise tax derived therefrom," properly engrossed and enrolled for the signature of the Speaker.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 75 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 78, by Mr. Peters, "An Act amending Section 5236 Compiled Laws of Utah, 1917, relating to the powers of the board of trustees of the Agricultural College," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 78 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 161, by Judiciary Committee, Substitute for S. B. No. 73, by Mr. Jenson, "An Act amending Section 6408 Compiled Laws of Utah,

1917, relating to succession," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 161 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 86, by Mr. Lewis, "An Act appropriating the sum of fifteen thousand dollars ($15,000.00) to reimburse the Ogden Chamber of Commerce of Ogden, Utah, for moneys expended in the purchase of land at Ogden, Utah, which was deeded to the State for the purpose of erecting a state armory thereon," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 86 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 149, by Mr. Winder, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this Act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah, 1917, as amended by Chapter 15, Laws of Utah,

1919, and all other acts in conflict herewith," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 149 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 145, by Mr. Finlinson, "An Act creating a State Board of Elk Control and providing for the killing of elk under certain regulations; fixing a fee for the killing of elk; and providing rules and regulations governing the increase of elk on certain Utah forests," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 145 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 63, by Mr. Winder, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919 ,as amended by Chapter 7, Session Laws 1921 and Sections 3, 4, 5 and 6, Chapter 124, Session Laws 1919 ,and adding Section 9 to said Chapter relat-

ing to noxious weeds," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 63 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Commtitee on Engrossing and Enrolling report back herewith Senate Bill No. 141, by Mr. Finlinson, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of State roads," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

Report filed.

S. B. No. 141 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE GOVERNOR.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State S. B. No. 45, by Mr. Peters, entitled, "An Act relating to the practice of optometry; defining the practice of optometry; providing for the examination of applicants for certificates; prescribing the qualifications for applicants' certificates and fixing minimum standards of preliminary and professional education; prescribing minimum requirements in practice; providing for the issuance of certificates without examination in certain cases; providing for the refusal to issue

and revocation of certificates; prescribing fees and imposing penalties and repealing Sections 4315, 4316, 4319, 4321,4326 and 4327 Compiled Laws of Utah, 1917, a amended by Chapter 86 Laws of Utah, 1921."

Respectfully,
GEO. H. DERN,
Governor.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have this day approved and filed with the Secretary of State S. B. No. 152, by Mr. Callister, entitled, "An Act amending Section 794, of Chapter 25, Title 16, Compiled Laws of Utah, 1917, as amended by Chapter 19, Laws of Utah, 1921, relating to bonds of cities and towns."

Respectfully,
GEO. H. DERN,
Governor.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 178, by Mr. Parrish, entitled, "An Act amending Section 3114, of Title 49, Compiled Laws of Utah, 1917, as amended by Chapter 64, Laws of Utah, 1923, relating to the Industrial Commission, the State Insurance fund and Workmen's Compensation law," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 178 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 47, by Mr. McCullough, entitled, "An Act amending Sections 367, 368, 370, 374, and 376, Compiled Laws of Utah, 1917, as amended by Chapter 3, Laws of Utah, 1919, as amended by Chapter 5, Laws of Utah, 1921, and adding Sections 368x, 368x1, and 371x, relating to State Board of Barber Examiners," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 47 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session, H. B. No. 52, by Mr. Sharp, entitled, "An Act making appropriations for the support of the State government for the period beginning April 1, 1925, and ending March 31, 1927," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 52 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker of the House has this day signed in open session S. B. No. 100, by Mr. Jenson, entitled, "An Act amending Section 4406, Compiled Laws of Utah, 1917, as amended by Chapter 90, Laws of Utah, 1921, relating to licensing registered pharmacists"; S. B. No. 135, by Mr. Dixon, entitled, "An Act to prevent the procreation of habitual sexual criminals, idiots, epileptics, imbeciles and insane and providing penalties for the violation thereof"; S. B. No. 136, by Mr. Warnick, entitled, "An Act granting power to Boards of Town Trustees to regulate social clubs, recreational associations, athletic associations and kindred associations, by adding to Chapter 24 Title 16 Compiled Laws of Utah, 1917, to be known as Section 786X20"; and S. B. No. 156, by Mr. Finlinson, entitled, "An Act to amend Sections 2058 and 2063, Chapter 47, Laws of Utah, 1921, relating to reports and findings of boards of supervisors for including and excluding lands from drainage districts, and relating also to drainage taxes and tax liens and sale of property for taxes and correcting errors in tax proceedings and in the assessment of benefits and taxes in drainage districts and adding Section 2055X relating to contracts with the United States and amending Section 2061 Compiled Laws of Utah, 1917, relating to reports of boards of supervisors, public hearings and removal from office; amending Section 2065 Chapter 48, Laws of Utah, 1923 ,and Section 2068 Compiled Laws of Utah, 1917, relating to the organization and government of drainage districts. Also adding Sections 2073X3, 2073X4, 2073X5, 2073X6, 2073X7, 2073X8, 2073X9 making provision for subjecting state lands to the drainage laws," and the same are herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senate Bills No. 100, 135, 136, and 156 were transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session S. B. No. 166, by Mr. Callister, entitled, "An Act to amend Section 5593 of the Compiled Laws of Utah 1917 as amended by Chapter 118 Laws of Utah, 1921 as amended by Senate Bill No. 7 by Mr. Callister of the Sixteenth Legislature," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. B. No. 166 was transmitted to the Governor.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Bill No. 107, by Mr. Jenson, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to Fees of Constables," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F. RYAN,
Chairman.

S. B. No. 107 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATION FROM THE GOVERNOR.

Salt Lake City, Utah, March 12, 1925.

To the Senate:

I have the honor to inform you that I have no further

communications to lay before you prior to your adjournment.

I congratulate you upon having finished your labors in the Sixteenth Legislature of the State of Utah, and I trust that the legislation enacted my redound to your credit and to the welfare of the State.

I am happy to avail myself of this opportunity to convey to you my appreciation of the courtesies extended to the Executive Office during the past sixty days. Permit me to express my best wishes for your health, happiness and length of days.

Respectfully,
GEO. H. DERN,
Governor.

Communication filed.

REPORTS OF STANDING COMMITTEES.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

Your Committee on Engrossing and Enrolling report back herewith Senate Concurrent Resolution No. 4, by Appropriations and Claims Committee, "A Resolution Endorsing the Nevada Trans-Continental Highways Exposition to be held at Reno, Nevada, During the Year 1926," properly engrossed and enrolled for the signature of the President.

Respectfully,
G. F .RYAN,.
Chairman.

Report filed.

S. C. R. No. 4 was signed by the President in the presence of the Senate and was transmitted to the House for the signature of the Speaker.

COMMUNICATIONS FROM THE HOUSE.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker has this day signed in open session H. B. No. 85, by Mrs. Graham, entitled, "An Act amending Sections 4294, 4296 and 4297, Compiled Laws of Utah, 1917," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 85 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open sesion S. B. No. 165, by Mr. Finlinson, by request ,entitled, "An Act authorizing the State Land Board to remit the accrued interest on payment of the principal of certain indebtedness due the State of Utah on account of State Loan No. D-31."

Also S. B. No. 149, by Mr. Winder, entitled, "An Act providing for the regulation of the sale of eggs; providing for the classification and labeling of eggs displayed for sale; providing penalties for the violation of the provisions of this act and repealing Chapter 21, Laws of Utah, 1921, and Section 848 Compiled Laws of Utah, 1917, as amended by Chapter 15, Laws of Utah, 1919, and all other acts in conflict herewith."

Also S. B. No. 145, by Mr. Finlinson, entitled, "An Act creating a State Board of Elk Control and providing for the killing of elk under certain regulations; fixing a fee for the killing of elk; and providing rules and regulations governing the increase of elk on certain Utah forests."

Also S. B. No. 63, by Mr. Winder, "An Act to amend Sections 1, 2 and 7, Chapter 124, Session Laws 1919, as amended by Chapter 7, Session Laws 1921 and Sections 3, 4, 5 and 6, Chapter 124, Session Laws 1919, and

adding Section 9 to said Chapter relating to noxious weeds."

Also S. B. No. 75, by Mr. Warnick, "An Act to amend Section 1 Chapter 145 Laws of Utah 1921, as amended by Chapter 52 Laws of Utah 1923, relating to the sale of cigarettes and the excise tax derived therefrom."

Also S .B. No. 78, by Mr. Peters, "An Act amending Section 5236 Compiled Laws of Utah, 1917, relating to the powers of the board of trustees of the Agricultural College."

Also S. B. No. 86, by Mr. Lewis, "An Act Appropripating the sum of Fifteen Thousand Dollars ($15,000.00) to reimburse the Ogden Chamber of Commerce of Ogden, Utah, for moneys expended in the purchase of land at Ogden, Utah, which was deeded to the State for the purpose of erecting a state armory thereon."

All the above entitled bills are herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senate Bills No. 165, 149, 145, 63, 75, 78, and 86 were transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker has this day signed in open session S. B. No. 107, by Mr. Jenson, "An Act amending Section 2530, Compiled Laws of Utah, 1917, relating to fees of constables."

Also S. B. No. 141, by Mr. Finlinson, "An Act to amend Section 2855 Chapter 62 Session Laws of Utah 1921 as amended by Chapter 89 Session Laws of Utah 1923, relating to the designation of State Roads."

Also S. B. No. 161, by the Judiciary Committee,

(Substitute for S. B. No. 73, by Mr. Jenson), "An Act amending Section 6408 Compiled Laws of Utah, 1917, relating to succession."

S. B. No. 96, by Mr. Callister, "An Act concerning liability for participation in breaches of fiduciary obligations and to make uniform the law in reference thereto."

The same are herewith returned to be transmitted to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

Senate Bills No. 107, 141, 161, and 96 were transmittel to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 129, by Mr. Fowles, entitled, "An Act to Amend Sections 666 and 666X1, Chapter 13, of the Session Laws of Utah, 1921, as amended by Chapter 60, of the Session Laws of Utah, 1923, and Section 666X2, Chapter 13, of the Session Laws of Utah, 1921, providing for a civil service commission in cities of the first and second class for police and fire departments." H. B. No. 169, by Mr. Woodruff, entitled, "An Act relating to the designation of ownership of all automobiles owned and operated by the state, counties, cities and school districts"; H. B. No. 133, by Mr. Dyreng, entitled, "An Act amending Section 3574, of the Compiled Laws of Utah, 1917, relating to unappropriated waters"; H. B. No. 120, by Mr. McCullough, entitled, "An Act to amend Section 9209, Compiled Laws of Utah, 1917, relating to the time for taking an appeal in criminal cases"; H. B. No. 123, by Mr. McCullough, entitled, "An Act to amend Section 8779, Compiled Laws of Utah, 1917, relating to the time when the information in criminal cases shall be filed and providing contempt proceedings for failure to comply

therewith"; H. B. No. 73, by Mr. Openshaw, entitled, "An Act amending Section 1, Chapter 38, Session Laws of 1921, providing, upon application, aid for certain veterans of the civil war, their widows and army nurses and other civil war veterans, and providing for their burial, and appropriating $1.000.00 to be used by the J. Q. Knowlton Post, G. A. R., for the purpose of writing a history as in this act provided"; H. B. No. 170, by Mr. Sharp, entitled, "An Act appropriating the sum of fifteen hundred forty-nine dollars and six cents to the National Copper Bank of Salt Lake City, Utah, to reimburse said bank for commissions advanced for paying state of Utah bonds and coupons"; H. B. No. 70, by Mr. McCullough, entitled, "An Act to amend Section 7920, Compiled Laws of Utah, 1917, relating to the definition of accessories"; H. B. No. 185, by Committee on Appropriations, entitled, "An Act requiring the commissioner of Agriculture and the Secretary of the State Board of Agriculture to pay into the State Treasury all fees collected by them in their official capacity"; H. B. No. 127, by Mr. McCullough, entitled, "An Act to amend Section 7427, Compiled Laws of Utah, 1917, relating to change of venue and providing for payment of costs in case of change"; H. B. No. 186, by Committee on Appropriations, entitled, "An Act requiring all moneys received in the administration and enforcement of Title 54, Compiled Laws of Utah, 1917, relating to intoxicating liquors to be paid into the State Treasury," and the same are herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

House Bills No. 129, 169, 133, 120, 123, 73, 170, 70, 185, 127 and 186 were signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that

the Speaker has this day signed in open session H. B. No. 161, by Mr. Fowles, entitled, "An Act authorizing the Governor of the State of Utah, to convey certain lands in Weber County to Ogden City, a Municipal Corporation," and H. B. No. 190, by Appropriations Committee, entitled, "An Act making appropriations covering certain claims approved by the State Board of Examiners," and said bills are herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

House Bills No. 161 and 190 were signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, S. C. R. No. 4, by Appropriations and Claims Committee, entitled, "A Resolution endorsing the Nevada Trans-continental highways exposition to be held at Reno, Nevada, during the year 1926," and the same is herewith returned for transmission to the Governor.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

S. C. R. No. 4 was transmitted to the Governor.

Salt Lake City, Utah, March 12, 1925.

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session, H. B. No. 110, by Mr. Goggin, entitled, "An Act providing for the county clerks to register in counties having a population of 20,000 or more, and for the trans-

mission of registration oaths to registry agents of election districts, and designating such sections as 2120x and 2120x1," H. B. No. 138, by Mr. Dyreng, entitled, "An Act amending Section 52, of Chapter 68, of the Laws of Utah, 1919, relating to irrigation districts," H. B. No. 72, by Mr. McCullough, entitled, "An Act to amend Section 8553, Compiled Laws of Utah, 1917, relating to the rights of the defendant," and the same are herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

House Bills No. 110, 138, and 72 were signed by the President in the presence of the Senate and returned to the House for transmission to the Governor.

Salt Lake City, Utah, March 12, 1925

Mr. President:

I am directed to inform your Honorable Body that the Speaker of the House has this day signed in open session H. B. No. 102, by Mr. Stone, entitled, "An Act requiring manufacturers of dairy products to report annually to the State Board of Agriculture, and to purchase milk and cream upon tests made by some person holding a license," and the same is herewith transmitted for the signature of the President.

Respectfully,
E. L. CROPPER,
Chief Clerk.

Communication filed.

H. B. No. 102 was signed by the President in the presence of the Senate and was returned to the House for transmission to the Governor.

Senator Dixon moved that a committee be appointed to notify the House that the Senate is ready to adjourn.

The motion was carried, and Senators Cottrell, Ryan and Auerbach were appointed.

The committee shortly returned with the report that the House is awaiting a communication from the Governor, and will notify the Senate when it is received.

A committee from the House reported that the House had finished its business and was ready to adjourn.

On motion of Senator Finlinson the Senate adjourned sine die.

SUPPLEMENTAL.

After the adjournment of the Sixteenth Session of the Legislature of the State of Utah, the following Senate Bills were approved by the Governor:

S. B. No. 100, by Mr. Jenson.
S. B. No. 103, by Mr. Peters.
S. B. No. 122, by Mr. Robinson.
S. B. No. 50, by Mr. Winder.
S. B. No. 63, by Mr. Winder.
S. B. No. 78, by Mr. Peters.
S. B. No. 75, by Mr. Warnick.
S. B. No. 129, by Mr. Finlinson.
S. B. No. 163, by Mr. Ryan.
S. B. No 141, by Mr. Finlinson
S. B. No 166, by Mr Callister.
S B No 95, by Mr. Peters
S B No. 55, by Mr Dixon
S. B No 165, by Mr Finlinson
S. B. No. 135, by Mr. Dixon.
S. B. No. 145, by Mr. Finlinson.
S. B. No. 53, by Mr. Cottrell.
S. B No. 149, by Mr. Winder.
S. B. No. 96, by Mr. Callister.
S. B. No. 160, by Judiciary Committee.
S. B. No. 161, by Judiciary Committee.
S. B. No. 71, by Mr. Jenson.
S. B. No. 67, by Mr. Jenson.
S. B. No. 107, by Mr. Jenson.
S. B. No. 104, by Mr. Dixon.
S. B. No. 115, by Mr. Dixon.
S. B. No 142, by Mr. Jenson.
S. B. No. 156, by Mr. Finlinson.
S. B. No. 136, by Mr. Warnick.
S. B. No. 90, by Mr. Warnick.
S. B. No. 89, by Mr. Warnick.
S. B. No. 162, by Committee on Revenue and Taxation.
S. B. No. 64, by Mr. Hirschi.
S. B. No. 56, by Mr. Westphal.
S. B. No. 146, by Mr. Lewis.

CERTIFICATION.

I, H. L. Cummings, Secretary of the State Senate of the State of Utah, do hereby certify that the within is a full, true, and correct record of the proceedings of the Senate of the Sixteenth Regular Session of the Legislature of the State of Utah, held at Salt Lake City, Utah, commencing on the 12th day of January, A. D. 1925, and ending on the 12th day of March, A. D. 1925.

H. L. CUMMINGS,
Secretary.

The undersigned, members of the Revision Committee of the Senate Journal of the Sixteenth Session of the Legislature of the State of Utah, do hereby certify that we have completed the work, and the within is a correct copy of the Journal as revised.

D. H. ROBINSON
H. L. CUMMINGS
WILLARD DONE
WILL F. LANGENBACKER

SENATE BILLS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Candland—Board of Supplies and Purchase	36	161	184				69, 138, 171, 184, 226, 269, 299
2	Candland—Board of Examiners	36						70, 120, 141, 172
3	Candland—Commissioner of Immigration	36						10
4	Candland—Commissioner of Indian Records	36						71, 716, 810
5	Candland—Employment of Females	36	219	226				71, 195, 226
6	Candland—Board of Health	36						71
				121				539, 572, 583, 601
7	Callister—State Land Board	36	100	108	371	393	524	73, 93, 108, 334, 360, 492, 535
				125	374	375		370
8	Candland—Stock Bank Corporation	67	100	114	202	208	258	74, 92, 100, 198, 258, 259, 311, 330
9	Candland—Chattel Mortgages	67						74, 179
10	Candland—Chattel Mortgages	67						74, 180
11	Candland—Negotiable Paper	67	100	108	202	208	237	75, 93, 197
12	Candland—Promissory Notes	68	115	125	203	209	237	75, 93, 100, 198
13	Lewis—Gasoline Tax	68	473	486				75, 478, 479, 874
14	Lewis—Driving Motor Vehicles	68	111	114	253	259	270	76, 106, 142, 143, 238
15	Lewis—Trustees—School for the Deaf	68	97	99	237	245	275	76, 84, 231
16	Candland—Claims	72	172					79, 120, 141, 172
17	Cottrell Jr.—Hotel Inspection	72	506					79, 366, 506
			145					
18	Robinson—Kindergarten Schools	79	132	150				83, 119, 132, 150

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
				242				367, 390, 556
19	Lewis—Intoxicating Liquors	79	205	218				84, 178, 218, 242, 339
20	Funk—Billiard and Pool Halls	85	172	184				89, 149, 313
21	Callister—Intoxicating Liquors	85	187	203	281	289	306	89, 118, 147, 173, 276
22	Callister—Intoxicating Liquors	85	132	144	281	289	307	89, 118, 273
23	Candland—Sale Piute Irrigation Project	86	146	160	242	245	266	90, 130, 223, 227, 238
24	Jenson—Life Estate	86	453	472				90, 339 671
25	Jenson—Bills of Exceptions	86	494	498	682	691	814	91, 364, 670
26	Jenson—Judgment Rolls	86	228	242	681	691	814	91, 213, 671
27	Westphal—Sale of Poultry	86	274					91, 253, 274
28	Winder—Diseased Animals	86						92, 716, 810
29	Winder—Diseased Animals	86	656	656				92, 622
30	Jenson—Service of Summons	94	257	272	681	691	813	98, 235, 673
31	Jenson—Criminal Procedure	95	258					98, 236, 258
32	Peters—Public Utilities	95						98, 503, 637
33	Jenson—State Historical Society	99	132	145	281	289	306	104, 119, 270
34	Jenson—Release of Mortgages	107	172	184				108, 149, 255
35	Auerbach—Memorial Park	107						109, 714, 810
36	Lewis—Vehicles—Motor	110	581	582				128, 467, 580, 874
37	Peters—Fixing Fiscal Year	110	207	219	287	288	306	128, 186, 285
38	Dixon—Name—Mental Hospital	114	203	217				128, 176, 844
39	Hirschi—Prosecution of Criminals	114						129

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
40	Callister—Pensions—Police Departments	114	304	312	576	580	667	129, 173, 280, 570, 576
41	Jenson—Assessing and Collecting Taxes	123	204					130, 177, 242, 299, 328
42	Jenson—Fraudulent Conveyances	124	453	472	681	692	781	130, 340, 674
43	Hirschi—Jury Trials—Civil	124	228	243				133, 213, 428
44	Dixon—Insurance Department	124	396	412	479	488	497	133, 320, 378, 474, 475
			272					
45	Peters—Practice of Optometry	124	219	284	708	726	879	134, 193, 219, 226, 250, 693
46	Lewis—State Road Fund	124	219					134, 192, 219, 226, 270
47	O'Donnell—Water Conservation Districts	124						135, 498, 568
48	Lewis—Parks and Playgrounds	131	207					435, 185, 207
								381, 409
49	Peters—Registration—Motor Vehicles	131	204	217	318			136, 177, 314, 329, 331, 345
50	Winder—Agricultural Seeds—Sale of	131	505	574	742	758		136, 343, 483, 555, 723
					495			489
51	Ryan—Amending Sec. 1655, Laws of Utah, 1917	144	229	243	449	517	561	147, 214, 444, 456, 481 482 489
52	Warnick—Prima Facie Evidence	144	206	218	484	489	560	147, 178, 480
53	Cottrell, Jr.—Vinegar Standard	144	378	396	700	723		162, 321, 692
				353				693
54	Callister—Admission to Practice	146	304	332				162, 280, 304, 312, 332, 444
55	Dixon—Real Estate Department	146	483	496	819	842		174, 356, 818
56	Westphal—Salaries—State Prison	150	506	542	736	757		174, 354, 725
57	O'Donnell—Agricultural Experiment Station	150						163, 265, 715, 810

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
58	Appropriations and Claims—State Appropriations	160						163, 703, 718, 751, 752, 753
59	Dixon—Plans—School Buildings	170	451					175, 338, 451
60	Stahle—Water Conservation Districts	170						175, 366, 498, 549, 568, 773
61	McConkie—Conditions—Hotels, Etc.	170	288	300				266, 301, 312, 874
62	McConkie—Powers Town Trustees	170	220	227				176, 196, 725
63	Winder—Noxious Weeds	170	499	542	879	885		176, 343, 483
64	Hirschi—State Depository Board	182	409	410	742	757		188, 374, 724
65	Dixon—Admission for Treatment	182	257	272				188, 753, 874
66	Jenson—Candidates for Election	182	287					189, 264, 287
67	Jenson—Adoption of Children	182	544	544	755	783		189, 365, 506, 739
68	Jenson—Attachment and Garnishment	182	230	243	448	454	463	189, 214, 442
69	Jenson—Jurors	182	230	244	449	455	464	190, 215, 442
70	Jenson—Alternate Jurors	183	230	244	450	455	464	190, 215, 443
				332				
71	Jenson—Judgment Book	183	258	272	754	783		190, 236, 299, 739
72	Jenson—Admission of Evidence	183	548					191, 365, 506, 548
73	Jenson—Succession of Husband and Wife	183	232	244				191, 215, 444, 500
			605	644				874
74	Lewis—Amend Section 2852	183	301	639				192, 262, 301, 430, 639
			435					
			396		876	885		596, 684, 800, 809, 843
75	Warnick—Cigarette Tax	183	377	440	700	723		192, 309, 377, 414, 585

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
								554, 573
76	Ryan—Bounty—Predatory Animals	200	416	432	583	584	708	210, 216, 324, 432, 545
77	Warnick—Motor Vehicle Fuels	200	353	373				210, 307, 874
78	Peters—Powers—Board of Trustees	200	451	451	876	885		211, 844, 864
79	Jenson—Sale of Securities	200						247, 499
			578	578				
80	Lewis—Traffic Regulations—Highways	200	301	312				211, 263, 312, 391, 874
81	Lewis—Regulation—Motor Vehicles	201	578	579				211, 263, 304, 392, 874
82	Lewis—Taxing—Automobile Corporations	201						212, 535
83	Finlinson—Inspection Water Sources, Etc.	201						212
84	Finlinson—Drainage District Bonds	217						233, 619, 637
			637					541, 582, 637
85	Funk—Finance and Purchase	217	353					223, 296, 353, 433, 505
								645, 843
86	Lewis—Armory Building, Ogden, Utah	225	596	646	877	885		233, 265, 585, 586, 596
87	Stahle—Automobile Corporation Bonds	225	604	641	803	812		234, 762
			556					
88	Westphal—Practice of Dentistry	225	377					234, 310, 377, 556
89	Warnick—Social Clubs	240	493	497	711	739		247, 360, 701,810
90	Warnick—Athletic Associations	240	493	497	741	756		248, 358, 726
91	Cottrell, Jr.—Industrial Commission	240	378	411				248, 320, 378, 394, 849
92	Callister—District and Supreme Judges	241	614					249, 423, 614

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
93	Callister—Directors Stock Company	241						249, 408, 602
94	O'Donnell—Automobile Corporations	241						250, 429, 640
95	Peters—Bank Deposits	256	450	471	755	784		260, 324, 740
96	Callister—Fiduciary Obligations	256	453	472	875	887		260, 338, 851
97	Committee Revision and Printing—Sale of Securities	247						407, 425, 499, 602, 637
98	O'Donnell—Power Town to Borrow Money	256	397	413	554	557	666	261, 322, 551
99	Jenson—Registration of Pharmacies		450					
		268	378					277, 321, 379, 397, 415, 450
100	Jenson—Licensing Pharmacists	268	603	639	854	881		277, 419, 820
101	Jenson—Vagrancy	268	548	548				277, 365, 506, 874
102	Finlinson—Organization Drainage Districts	268						278
103	Peters—Bonds of Cities	269	397	413	804	812		278, 322, 763
								453, 506, 507, 762
104	Dixon—Conveyance of Water	269	434	434	804	812		279, 368, 433, 441, 452
105	Robinson—Appropriation Tax Liens	269						279, 712, 782
106	Funk—Hog Control	283	416	438				291, 324, 475
107	Jenson—Fees of Constable	283	549	549	883	886		291, 366, 151
108	Jenson—Lottery	283	603	639				292, 423, 522, 874
109	Jenson—Gaming	283	603					292, 422, 603
110	Jenson—Gaming	284						293, 424, 604
111	Jenson—Gaming	284						293, 424, 604
112	Jenson—Industrial Commission	284	473	482				293, 340, 874

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
								568
113	O'Donnell—Irrigation Districts	284						294, 341, 369, 498, 549 709
114	Lewis—Commission Manager Form	298	571	621				458, 459, 514, 577, 622 453, 506, 507, 764
115	Dixon—Relinquishment Portion Bed of Utah Lake	299	433	433	803	812		318, 372, 433, 441, 452
116	Winder—Fees Justice of Peace	303						319, 562, 653
117	Stahle—Water Conservation Districts	311						335, 498, 568
118	Westphal—Intoxicating Liquors	311	603					335, 422, 603
119	Westphal—Sales of Furs, Pelts, Skins	311	641	642				336, 448, 874
120	Lewis—Motor Vehicle Fuels	317						336
121	Stahle—Money road purposes	326						336, 350, 426
122	Robinson—Colorado River Compact	327	612	612	736	755		337, 447, 725
123	Funk—Appointments	327						337
124	Ryan—Water Conservation Districts	327						381, 498, 568
125	Ryan—Utah Mormon Battalion Monument	327						382, 715, 810
126	Warnick—Control of Water and Water Courses	327	580	600				417, 459, 580, 601, 874
127	Finlinson—Underground Water	327						382, 466
128	Finlinson—Underground Water	327	579	579				383, 406, 874
129	Finlinson—Drainage District Act	328	518	518	829	847		383, 425, 816
130	Westphal—State Historian	328	609	610				383, 435, 874
131	Banking Com.—Banking Corporations and Banks	328						384, 408, 602, 605, 646

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
132	Peters—Sale of Poisons	328	640					384, 447, 644
133	Winder—Tuberculin Tests	328	649	649				385, 465, 849
134	Jenson—Utilities Act	346						385, 562, 653
135	Dixon—Procreation of Criminals, Etc.	346	648	649	853	881		385, 461, 821
136	Warnick—Social Clubs	346	642	643	854	882		386, 406, 580, 819, 820
137	Warnick—Social Clubs	346	647	647				386, 407, 580, 874
138	Stahle—Repair State Highway	346						400, 713, 810
139	Lewis—Traffic Regulation	346	640	640				386, 426, 874
140	Lewis—Gasoline and Oils	346						387, 419, 602
141	Finlinson—Designation of State Roads	347	615	617	879	886		363, 430, 830, 840, 862
142	Jenson—Water Conservation Districts	347	654	658	754	784		387, 618, 740
143	Lewis—Moving Picture Houses	347	646	646				388, 461, 874
144	O'Donnell—Sperry and Hutchinson Co. Claim for Taxes	347	782	794				388, 713, 874
145	Finlinson—Elk Control	347	650	650	878	885		388, 713, 874
146	Peters—Special Taxes	347	604	604				389, 425, 874
147	Peters—Repair State Highway	348						401, 714, 810
148	Peters—Formation of Corporations	348						389, 519
149	Winder—Sale of Eggs	348	651	651	878	885	401, 465, 851	
150	Warnick—State Seed Laboratory	348						390, 622, 656
151	Callister—Automobile Corporation Tax	348						401
152	Callister—Bonds of Cities and Towns	348	517	517	735	756	880	402, 459, 724
153	Callister—Sale of Marihuana	349	655	657				402, 561, 653, 655, 874

SENATE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
154	Jenson—Pensions of State Employees	349	652					403, 519, 652
155	Hirschi—Sale of Securities	349	653	653				417, 569, 874
156	Finlinson—Water Drainage District	349	630	643	853	882		417, 605, 613, 631, 817
157	Peters—Courses of Study U. A. C.	361	635					403, 501, 580
158	Agricultural Com.—Ownership of Water	466	651	657				466, 657
159	Agricultural Com.—Water Commission	498	568	630				567, 568, 577, 630
160	Banking Committee—Sale of Securities	499	637	638	860	873		522, 602
161	Judiciary Com.—Relating to Succession	500	652	652	877	886		850
162	Revenue and Taxation Com.—Taxing Automobile Corps.	535	594	614	841	856		580, 794, 797, 808
163	Ryan—State Land Board Suspense Fund	541	655	657	829	848		619, 817, 864
164	Funk—Waters Logan River	560						
165	Finlinson—State Loan No. D. 31	577	653	654	875	885		618, 849
166	Callister—Amend Sec. 5593	616	616	617	865	883		850
167	Hirschi—Purchase Irrigation Water	621	621	621	682	694	781	669

SENATE CONCURRENT RESOLUTIONS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Peters—Messenger Governor	33	33 463	33				55, 66
2	Dixon—Classification of Property	67	377					78, 308, 377, 463
3	Lewis—Tax Rates	350						404, 602
4	Appropriation and Claims Committee	795	795	795	884	889		

SENAAE CONCURRENT MEMORIALS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Dixon—State's Mineral Lands	350	647	648	829	848		404, 460, 820
2	Finlinson—Farmer's Export Corporation	350	373	395	430	436		427, 437
3	Jenson—Great Salt Lake Basin Reclamation Project	434	435	435	441	446		436, 447

SENATE JOINT RESOLUTIONS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Lewis—Special Tax	72	373					77, 131
2	Lewis—City and County Government	72	207					77, 186, 207
3	Winder—Rejecting Twentieth Amendment	85	161					113, 137
4	Finlinson—Cost of Production	298						350

SENATE CLAIMS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Intermountain Trading Stamp Company	102						
2	Sperry and Hutchinson Company	102						
3	Chas. J. Bengtsen	103						
4	William J. Murphy	103						
5	County Commissioners Box Elder County, Utah	101						
6	County Commissioners Davis County, Utah	101						
7	Alma Eldredge	112						
8	O. P. Eldredge	345						

SENATE PETITIONS

Page
1—Utah Sec. Am. Institute of Mining and Metallurgical Eng.— 55
2—Ladies' Literary Club, Salt Lake City, Utah— 56
3—John G. M. Barnes and sixty other tax-payers—148
4—Fred R. Hicken, et al., Wasatch County—174
5—Spirit of Liberty Chapter —326
6—Alumni Association University of Utah—326
7—Business and Professional Women's Club, Salt Lake—380
8—Johanna G. Anderson, Provo, Utah —431
9—Daughters of Utah Pioneers —496

SENATE COMMUNICATIONS

Invitation Bonneville Club, Salt Lake City, Utah.

Utah State Farm Bureau.

From H. E. Crockett, Secretary of State.

From Ladies' Auxiliary of Brotherhood of Railway Trainmen.

Geo. H. Dern, Governor.

Utah Tax Payers' Association.

State Historical Society

Salt Lake Branch Unitarian Church.

E. G. Peterson, President Agricultural College.

Transportation Brotherhoods.

Service Star Legion.

Mr. I. C. Thoresen.

Children's Aid Society of Ogden, Ogden, Utah.

George Thomas, President State University.

Governor Geo. H. Dern, Submitting Executive Budget.

H. E. Crockett, Secretary of State, Submitting Report State Memorial Convention.

State Organization of County Officers.

Women's Democratic Club.

College Club, Salt Lake City.

Argonne Chapter No. 2, Disabled American Veterans.

Froebel Club, Salt Lake City.

Fox Film Corporation.

Gov. Geo. H. Dern, concernng iSesqui-Sentinel Exposition.

Harvey H. Cluff, Attorney General, Relating to Coal Industry.

Utah Department Disabled American Veterans.

Legislature State of Wisconsin, Relating to Chicago Drainage Canal.

Legislature State of Idaho, Game Law Cooperation.

Authors' Club, Salt Lake City, Utah.

Secretary of Senate, State of Texas.

Salt Lake Post No. 2, G. A. R.

Commercial Club, Alton, Utah.

SENATE COMMUNICATIONS—Continued

Governor of States of Georgia and Alabama.
Senator Reed Smoot, Washington, D. C.
Utah Association of the Blind.
Student Body University of Utah.
Associated Students University of Utah.
American Association of University Women, Salt Lake.
Utah Manufacturers Association.
Rotarians, Salt Lake City, Utah.
Mountain States Telephone and Telegraph Company.
Utah Water Storage Commission.
Gov. Nellie Taylor, Ross, Wyo.
Warden James Devine, State Prison.
Randall Jones, Cedar City, Utah.
Gov. Geo. H. Dern, State Officials.
Gov. Geo. H. Dern, from General Assembly State of Colorado.
Gov. Geo. H. Dern, Nominating State Officials.
House of Reprseentatives.
Utah Chapter Minnig Congress.
Charles E. Mooser, Reno, Nevada.
Salt Lake Kiwanis.
Weber River Water Users' Association.
Sevier River Water Users' Association, Salina, Utah.
Gov. Geo. H. Dern, Miscellaneous Claims.
Gov. Geo. H. Dern, On Adjournment.

HOUSE BILLS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Sharp—Contingent Expense Legislature	34	35	35	54	55	69	
2	Petty—Transient Live Stock							
3	Petty—Incorporation of Towns	96	112	115	123	122	150	105
4	Andrus—Practice of Embalming							
5	McCullough—Railway Corporations		257					
6	Sharp—Definite Sentence	123	220	271	283	283	329	195, 220
7	Anderson, W. E.—Levy and Lien of Taxes							
8	Gardner, H.—Building and Loan Assoc.							
9	Jacobs—Railroad Crossings							
10	Parrish—Banking Corporations and Banks							
11	McCarty—Search and Seizure							
			550	667				553, 577, 634, 672
12	Hansen, N. J.—City Zoning	127	220	577	697	697		196, 221, 269, 372
13	Graham, Mrs.—Public Welfare							
14	Tangren—Water Resources							
15	Goggin—Intoxicating Liquors							
16	Hickman—Public Libraries							
17	Hansen, A. W.—Industrial Commission							
18	Stark—State Insurance Fund							
19	Hansen, A. W.—County Insurance Companies							
20	Tangren—Salaries County Officers	143	221					197, 221
21	Dunyon, Mrs.—Wage Scale for Females							

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
22	Gardner, J. H.—State Bacteriologist	232	287	300	313	313		264, 305
23	Hickman—Public School Teachers	123	172	226	255	256	299	148, 172
24	Welsh—County Budgets	199	285	300	490	490	541	261, 300, 352, 367, 398, 399, 475, 476
25	Live Stock Com.—Transient Live Stock	274	679					406, 679
26	McCullough—Employees State Prison							
27	McCullough—Old Age Pensions				570	571		538, 547
28	Welsh—School District Budgets	206	315	332 352	428	428	592	294, 332, 350, 376
29	Welsh—City Budgets	200	286	300	380	380	435	262, 300
30	Graham, Mrs.—Relating to Hair Dressers							
31	Hansen, A. W.—County Insurance Companies	122	394	411	457	457		355
32	Hawley—Public Utilities Commission							
33	Dyreng—Delinquent Taxes							
34	Stark—Creation of Deficits							477, 478
35	Welsh—City Budgets	267	361	367	490 801	491 801	593	308, 361, 398, 399, 476
36	McCarty—Relating to Nominations	254	487	487	514 801	515 802	710	422, 512, 765, 776, 777
37	McCarty—Relating to Nominations	254	488	488	515	515	710	421, 488, 512, 765, 773

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
38	Petty—Intoxicating Liquors	169	679					420, 603, 679
			523					
39	Sharp—Judges of Election	240	493	543	556	557	709	421, 493
40	Morris—Relating to Contracts							
41	Sharp—State Road Commission	303	706	706	744	744		586
42	McCullough—Criminal Identification	626	833	834	871	872		746
43	Gardner, H.—Reinstatement of Corporations	143	679	680	730	730	758	420, 698
44	Dunyon, Mrs.—Teaching Sectarian Religious Doctrine	229	377	395	416	416	501	309, 603
45	Findlay—Eradicating Weeds							
46	Pettit—Relating to Coal Mines							
		516			881	881		
47	McCullough—Barber Examiners	471	823	823	871	872		480, 687, 849
48	McCullough—Relating to Barbers							
49	McCarty—Crimes Against Good Morals	298	731	731	761	761	830	586
50	Stone—Taxation of Property							
51	Dyreng—Witnesses Criminal Cases							
			796					
52	Sharp—State Appropriations	753	753	597	881	881		811, 816, 827
								558, 559, 560
53	Judiciary Com.—Building and Loan Associations	224	483	483	596	597	784	356, 507, 514, 551, 552
			333					392, 418
54	Keyser—Fish and Game	224	273	369	479	480	524	252, 273, 295, 350, 370

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
55	Beal—Consolidation of School Districts	274	678	679	729	729	785	319, 370, 405, 697
56	Hickman—Park Commissioners	286	399	413	457	458	513	323, 410, 434
57	Paxman, Mrs.—Relating to Barber Shops	239	377	395	427	428	552	310
58	Dyreng—Alcoholic Liquors							
59	Goggin—Use of Containers	510						
60	Pettit—Industrial Insurance	315	695	696	736	737		544
61	Fowler—Legal Holidays	354	550	555	572	573	709	371
62	Fowler—Teachers' Certificates	355	677	678	730	731		404
63	Stone—Payment of Taxes							
64	Gardner, H.—Declaratory Judgments	304	454	473	491	491	539	340
65	Dunyon, Mrs.—New County	393	735	815	854	855		599
66	Parrish—Relating to Purchases							
67	McCullough—Relating to Examination in Civil Action	354						791, 872
68	Tangren—Jurisdiction of City Courts	282	680					420, 603, 680
69	Gardner, H.—Wearing of Medals	316	415	437	458	458	513	323
70	McCullough—Definition Accessories	282	845	846	888	888		748, 860
71	Hartmann—Jurisdiction of Towns							
72	McCullough—Rights of Defendant	298	846	846	889	890		748
73	Openshaw—Relating to "G. A. R."	633	857	857	888	888		774
74	Hansen, N. J.—Removal of State Prison							
75	Sharp—Personal Property							
76	Public Health Com.—Relating to Plumbing							

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
77	Stone—Dairying and Foods							
78	Andrus—Control and Maintain Sidewalks	303	683	728	802	802		431, 745, 793
79	Gardner, H.—Foreign and Domestic Corporations	302	734	777	805	805		538, 538, 588
80	Tangren—County School Districts	316	690	690	704	704	785	502
81	Sharp—Tubercular Cattle							
82	Sharp—Hog Colera	445	705	705	743	743		569
83	Sharp—Delinquent Taxes	663						747, 873
84	Hansen, A. W.—Relating to Corporations							
85	Graham, Mrs.—Trained Nurses	471	834	834	884	885		718
86	Jacobs—Relating to Full Crews							
87	Stark—Articles of Incorporation							
88	Stark—Incorporation of Incorporations	634						747, 873
89	Graham, Mrs.—Relating to Hair Dressers, Etc.	591	810	810	852	852		787
90	Andrus—Qualifications of Locomotive Engineers, Etc.							
91	McCarty—Relating to Exemptions	485						792, 872
92	McCarty—Issuance of Summons	186						791, 872
93	McCullough—Relating to Attachments	508	732	733	760	760		587
94	Gardner, J. H.—Tax Levies of Cities	457						661, 873
95	Gardner, J. H.—Use of Red Lights	481	694	695	729	730		519, 708
96	Sharp—Public School Houses—Use of	827	826	827	871	872		750, 827, 868, 869
97	Com. on Irrigation—Relating State Engineer	540						659, 677
98	Dyreng—Delinquent Taxes							

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
99	Petty—Fines in District Court	486	706	707	737	737		586
100	Bennion—Public School System	415	699	699	744	744		502
101	McCarty—Workingmen's Compensation	492						790, 872
102	Stone—Dairy Products	509	837	837	890	890		686
103	Fowles—Relating to Garnishment	540	733	733	761	761		588
104	Petty—Fees of County Officers							
105	Dunyon, Mrs.—Teaching Sectarian Religions	481	689	689	728	729	860	492
106	Gardner, H.—Fees by Corporations	452	631	672	696	697	759	599
107	Dyreng—Committment of Patients	599						749, 873
108	Keyser—Motor Vehicle Fuel Tax	496	522	543	557	557	758	520
109	Redd—Brand Inspection Fees							
110	Goggin—Appointment of Registry Agents	664	845	845	889	890		687
111	Pettit—Construction of Sidewalks							
112	Dyreng—Indian War Veterans	591	780	780	805	806		623
113	McCullough—Relating to Apprenticeship	539	732	732	759	760		587
114	Tangren—Criminal Jurisdiction	552	778	779	804	804		595, 734, 819
115	McCullough—Dismissal of Criminal Actions	508	734					588, 734
116	McCullough—Appeals in Criminal Cases							
117	Redd—Unpaid Bounty Claims	665						775
118	Dunyon, Mrs.—Privileged Communications							
119	McCullough—Preliminary Examinations	510	703	703	737	738		563
120	McCullough—Appeal in Criminal Cases	511	844	844	887	888		791

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
121	McCullough—Relating to Arraignment of Defendant	511	701	702	738	738		563
122	McCullough—Bills of Exceptions	511	835	836	887	888		786, 872
123	McCullough—Information Criminal Cases	512	704	704	743	743		564, 818, 831
124	Hickman—Water Sources							
125	Morris—Fees of Jurors and Witnesses							
126	Gardner, H.—Industrial Loan Companies	633	822	823	855	855		675
127	McCullough—Change of Venue	514	841	842	888	888		792
128	Andrus—Cemetery Districts	623						685, 873
129	Fowles—Civil Service Commission	589	839	840	887	888		675
130	Petty—Department of Registration	592	825	825				688
131	Smart, Mrs.—Treatment of Human Ailments	664	858	859	871	872		793
132	Crouch—Brand Inspection							
133	Dyreng—Unappropriated Waters	666	837	838	887	888		685
134	Sharp—Certificates of Nomination	666						688
135	Sharp—Voting of Absent Electors	633						675, 873, 873
136	Hawley—Water Commissioners	590	857	858	871	872		751
137	Woodruff—Location of County Officers							
138	Dyreng—Irrigation Districts	666	838	838	889	890		686
139	Redd—State Racing Commission	628	779	780	804	805		746
140	Sharp—Board of Correction							
141	Sharp—Imprisonment of Prisoners	626						789, 872

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
142	Sharp—Relating to Parole	623	842					792
143	Crouch—Registration of Motor Vehicles	625	834	835				717, 863
144	Hickman—Designation of State Roads	470						564, 705, 728, 778, 863
145	Stark—Audit of State Departments							
146	Parrish—Banking Corporations and Banks	485	565	577	597	598	786	565
147	Goggin—Relating to Death Penalty							
148	Gardner, H.—Exemption of Taxation							
149	Gardner, H.—Relating to Railroad Tickets							
150	Judiciary Com.—Mileage of District Judges and Attorneys	663						790, 872
151	Kinney—State Road Commission							
152	Stark—Creation of Deficits	445	824	824	871	872		670, 787, 865
153	Redd—Agricultural Inspection Fund	590	826	826	855	856		661
154	Goggin—Mother's Monument							
155	Hickman—Americanization Schools							
156	Parman, Mrs.—Board of Insanity	598						623, 873
157	Fowles—Purchase Motion Pictures							
158	Pettit—State Securities Commission							
159	Petty—Powers of County Commissioners							
160	Hawley—Land and Canal Rights-of-way	632	840					750, 857
161	Fowles—Convey Certain Lands	628	860	861	888	889		676
162	Andrus—Organizing Transportation Districts							
163	Crouch—New Hope Irrigation Bonds	561						

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
								746
164	Sharp—Supplies and Purchase	555	583	670	800	801		566, 580, 584, 634, 745
165	Redd—Audits of Cities and Counties	662						698, 776, 873
166	Redd—Powers of State Board of Education	663						776, 872
167	Shurtliff—Fees Director of Registration							
168	Petty—Sale of Marahuana							
169	Woodruff—Ownership of Automobiles	598	839	839	887	888		660
170	Sharp—Claim National Copper Bank	665	847	847	888	888		775
171	Andrus—Powers of City Commissioners							
172	Andrus—Powers of County Commissioners							
173	Andrus—Powers of Board of Trustees							
174	Stark—Claim Sperry-Hutchinson Co.							
175	Military Affairs Com.—Payment of Militia							
176	Fowles—Registration of Automobiles							
177	Woodruff—Pertaining to Motor Vehicles							
178	Parrish—Workingmen's Compensation	634	832	832	880	880		674
179	Rowan—Removal State Prison	591	778	778				609
180	Judiciary Com.—Witness Fees	516	702	702	742			563, 738
181	Parrish—Davis County Experiment Farm	516	668	669	682	683	710	566, 620, 673
182	Pettit—Real Estate Brokers							
183	Appropriations Com.—Sureties Commission	629						748, 873
184	Appropriations Com.—Registration of Motor Vehicles	629						659

HOUSE BILLS—Continued

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
185	Appropriations Com.—Fees Board of Agriculture	630	836	836	888	888		660
186	Appropriations Com.—Relating to Intoxicating Liquor Fees	630	833	833	888	888		661
187	Dunyon, Mrs.—Dealers in Chewing Gum							
188	Prison and Penitentiary Com.—Convict Labor	627						749, 873
189	Christensen—Utah Water Storage Commission	698	727	728	760	761	825	
190	Appropriations Com.—Claims Board of Examiners	831	867	867	888	889		
191	Appropriations Com.—Claims Board of Examiners	831	867	868				869
192	Appropriations Com.—State Revenue	869	870	870	871	872		

HOUSE CONCURRENT MEMORIALS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Hunt—Grazing Fees National Forests	87	108	111	116	116	127	94, 101
2	Stark—Regulate Commerce	88	106	106	110	111	115	105, 106
3	Sharp—Messenger Electoral College	95	112	112				105
4	Whittaker—Potash Deposits	96	207	219	229	229	267	179, 224
5	Whittaker—Duty on Potash		160					
6	Whittaker—Purchase of Silver	99	132	171	185	185	204	117, 132, 145, 180
7	Whittaker—Potash Leasing Act							
8	Whittaker—Potash Leasing Act							
9	Dyreng—Pensions to Soldiers Indian Wars	446	689	815	830			460

HOUSE CONCURRENT RESOLUTIONS

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Judiciary Com.—Old Age Pensions	592						688, 873
2	Graham, Mrs.—Portrait Chas. R. Mabey	508						716
3								
4	Graham, Mrs.—Relating to Washington Monument	822						

HOUSE JOINT RESOLUTIONS.

Number	AUTHOR AND SUBJECT	Introduced and Read First Time	Read Second Time	Read Third Time	Signed by President Senate	Signed by Speaker	Action of Governor	Other References
1	Welsh—Advertisement Intoxicating Liquors							
2	Gardner, H.—Rejecting Proposed 20th Amendment	169	169	169	184	185		
3	Hunt—Recognition, Services Lieutenant Maughan	180	221	227	254	254		196
4	Judiciary Com.—Old Age Pensions							
5	Paxman, Mrs.—Superintendent Public Instruction							
6	Hickman—Farmers' Export Corporation							
7	Stark—Government Lands							