

SENATE JOURNAL

OF THE

THIRTEENTH LEGISLATURE

OF THE

STATE OF WASHINGTON


BEGUN AND HELD AT

OLYMPIA, THE STATE CAPITAL

JANUARY 13, 1913

Adjourned Sine Die, March 13, 1913

LOUIS F. HART, PRESIDENT
WM. T. LAUBE, SECRETARY

OLYMPIA, WASH. :
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WM. T. LAUBE
SECRETARY OF THE SENATE

JOURNAL OF THE SENATE.

THIRTEENTH SESSION

FIRST DAY.

SENATE CHAMBER,

OLYMPIA, WASH., Monday, January 13, 1913.

12 o'clock, noon.

The Thirteenth Senate of the State of Washington assembled at the Senate Chamber in the State Capitol, pursuant to law at 12:00 o'clock noon.

Wm. T. Laube, secretary of the Senate of the Twelfth Session, called the Senate to order.

Rev. F. W. Bateson, of the First Baptist Church of Olympia, offered prayer.

The secretary read the following certificate from the Secretary of State:

UNITED STATES OF AMERICA, STATE OF WASHINGTON,
OFFICE OF SECRETARY OF STATE.

I, I. M. Howell, Secretary of State of the State of Washington, do hereby certify that the following is a full, true and correct list of the persons elected at the general election held on the 5th day of November, A. D. 1912, for the several senatorial districts, as shown by the official returns of said election on file in this office, and are entitled to seats in the Senate of the legislature of the State of Washington, at its thirteenth biennial session commencing Monday, January 13, 1913; and also the list of the "holdover" senators from the twelfth session of the state legislature:

HOLDOVER SENATORS.

	<i>Name.</i>	<i>Counties Represented.</i>
District No. 2.....	A. W. Anderson.....	Stevens
District No. 6.....	George W. Shaefer.....	Spokane
District No. 7.....	Harry Rosenhaupt.....	Spokane
District No. 8.....	Oliver Hall.....	Whitman

	<i>Name.</i>	<i>Counties Represented.</i>
District No. 16.....	John E. Chappell.....	Klickitat, Skamania
District No. 19.....	H. A. Espy.....	Pacific, Wahkiakum
District No. 21.....	H. B. Hewitt.....	Chehalis
District No. 24.....	David S. Troy.....	Jefferson Clallam, San Juan
District No. 26.....	Ralph Metcalf.....	Pierce
District No. 29.....	Peder Jensen.....	Pierce
District No. 30.....	B. A. Bowen.....	King
District No. 31.....	Ralph D. Nichols.....	King
District No. 32.....	Daniel Landon.....	King
District No. 33.....	Pliny L. Allen.....	King
District No. 34.....	George U. Piper.....	King
District No. 35.....	Josiah Collins.....	King
District No. 37.....	Frank C. Jackson.....	King
District No. 39.....	E. Milton Stephens.....	Snohomish
District No. 40.....	Emerson Hammer.....	Skagit
District No. 42.....	Henry M. White.....	Whatcom

LIST OF SENATORS ELECTED IN 1912.

	<i>Name.</i>	<i>Counties Represented.</i>
District No. 1.....	Arthur McGuire.....	Grant, Douglas, Ferry, Okanogan
District No. 3.....	Harve H. Phipps.....	Spokane
District No. 4.....	R. A. Hutchinson.....	Spokane
District No. 5.....	W. J. Sutton.....	Spokane
District No. 9.....	W. C. McCoy.....	Whitman
District No. 10.....	J. C. Weatherford.....	Asotin, Columbia, Garfield
District No. 11.....	D. A. Scott.....	Adams, Franklin, Walla Walla
District No. 12.....	John L. Sharpstein.....	Walla Walla
District No. 13.....	Chas. H. Flummerfelt.....	Chelan, Kittitas
District No. 14.....	C. W. Bethel.....	Lincoln
District No. 15.....	Henry H. Wende.....	Benton, Yakima
District No. 17.....	Edward L. French.....	Clarke
District No. 18.....	A. H. Imus.....	Cowlitz
District No. 20.....	J. E. Leonard.....	Lewis
District No. 22.....	P. H. Carlyon.....	Thurston
District No. 23.....	Peter Iverson.....	Island, Kitsap, Mason
District No. 25.....	W. D. Cotter.....	Pierce
District No. 27.....	Walter S. Davis.....	Pierce
District No. 28.....	Wilburn Fairchild.....	Pierce
District No. 38.....	John E. Campbell.....	Snohomish

	<i>Name.</i>	<i>Counties Represented.</i>
District No. 41.....	Ed Brown.....	Whatcom
District No. 36.....	*G. E. Steiner.....	King

In testimony whereof, I have hereunto set my hand and affixed here-to the seal of the State of Washington. Done at Olympia, this 13th day January, 1913.

[SEAL]

I. M. HOWELL, *Secretary of State.*

The secretary called the roll, all members being present.

Chief Justice Herman D. Crow administered the oath of office to the following senators: McGuire, Phipps, Hutchinson, Sutton, McCoy, Weatherford, Scott, Sharpstein, Flummerfelt, Bethel, Wende, French, Imus, Leonard, Carlyon, Iverson, Cotter, Davis, Fairchild, Campbell, Brown, Steiner.

Senator Collins nominated Senator Allen for president *pro tempore* of the Senate.

Senator Shaefer nominated Senator Hutchinson for president *pro tempore*.

The secretary called the roll and the following senators voted for Senator Allen for president *pro tempore*: Senators Anderson, Bowen, Carlyon, Collins, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—27.

Those voting in favor of Senator Hutchinson for president *pro tempore* were: Senators Bethel, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Jensen, Landon, Phipps, Shaefer—13.

Not voting: Senators Allen, Hutchinson—2.

On motion of Senator Hutchinson the election of Senator Allen as president *pro tempore* was made unanimous.

Senator Allen was escorted to the president's chair by Senators Collins, Hutchinson, White and Sutton, and presided over the session.

Wm. T. Laube was nominated for secretary of the Senate by Senator Jackson and was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

* Elected for two years to fill unexpired term.

Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Senator Collins moved that the rules of the twelfth session be temporarily adopted as the rules of this session with the following amendment to Rule No. 6.

The following standing committees shall constitute the standing committees of the Senate:

<i>Committee.</i>	<i>No. of Members.</i>
1. Agriculture	5
2. Appropriations	9
3. Banks and Banking.....	5
4. Cities of the First Class.....	7
5. Claims and Auditing.....	3
6. Commerce and Manufactures.....	5
7. Congressional Apportionment	9
8. Constitution and Constitutional Revision.....	5
9. Corporations other than Municipal.....	5
10. Counties and County Boundaries.....	5
11. Dairy and Live Stock.....	5
12. Dikes, Drains and Drainage.....	3
13. Education	5
14. Educational Institutions	7
15. Elections and Privileges.....	5
16. Engrossed Bills	5
17. Enrolled Bills	5
18. Fisheries	8
19. Game	5
20. Game Fish	5
21. Harbor and Harbor Lines.....	5
22. Horticulture and Forestry.....	5
23. Insurance	5
24. Irrigation and Arid Lands.....	5
25. Judiciary	13
26. Labor and Labor Statistics.....	5
27. Legislative Apportionment	9
28. Medicine, Dentistry, Surgery and Hygiene.....	3
29. Memorials	3
30. Military	5
31. Mines and Mining	7

<i>Committee.</i>	<i>No. of Members.</i>
32. Municipal Corporations	5
33. Printing	5
34. Public Buildings and Grounds.....	5
35. Public Morals ..?	7
36. Public Revenues and Taxation.....	7
37. Pure Food and Drugs.....	3
38. Railroads and Transportation.....	9
39. Roads and Bridges.....	11
40. Rules and Joint Rules.....	7
41. Salaries and Mileage.....	3
42. State Charitable Institutions.....	7
43. Senate Employes other than Regular.....	3
44. State, Granted, School and Tide Lands.....	7
45. State Library	5
46. State Penal and Reformatory Institutions.....	5

The motion carried.

On motion of Senator Collins the courtesies of the Senate were extended to Lieutenant Governor-elect Louis F. Hart until such time as he is duly inaugurated and assumes the chair.

On motion of Senator Collins, the secretary was instructed to select the employes of the Senate with the following exceptions, to-wit: postmaster, assistant postmaster, sergeant-at-arms, doorkeeper, assistant doorkeeper and watchman, bill clerk, assistant bill clerk, three janitors and three pages; the selections to be made by the secretary without regard to politics and based solely on merit and efficiency.

Senator Piper nominated John D. Logan for sergeant-at-arms and he was elected to that office by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Mrs. W. E. McCroskey was nominated for postmistress by Senator McCoy and was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Elmer Hall was nominated for assistant sergeant-at-arms and assistant postmaster by Senator Hutchinson and was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Senator Brown nominated L. G. Strange for bill clerk.

Edward Jorgensen was nominated by Senator McCoy for the same position.

Senator Chappell nominated Archie Springer and Senator Hutchinson nominated W. D. Wyland for bill clerk.

The secretary called the roll with the following results:

Those voting for Edward Jorgensen were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Collins, Flummerfelt, French, Hall, Hammer, Imus, Jackson, Landon, Leonard, Metcalf, McCoy, Nichols, Piper, Scott, Sharpstein, Steiner, Stephens, Sutton—23.

Those voting for W. D. Wyland were: Senators Bethel, Hutchinson, Phipps, Rosenhaupt, Shaefer, Troy, Weatherford, Wende—8.

Those voting for Archie Springer were: Senators Campbell, Cotter, Davis, Espy, Iverson, Jensen, McGuire—7.

Those voting for L. G. Strange were: Senators Brown, White—2.

Not voting: Senators Fairchild, Hewitt—2.

The president declared Edward Jorgensen elected bill clerk.

The following nominations were made for assistant bill clerk: Senator French nominated A. D. Elwell, Senator Steiner nominated R. A. Spansail; Senator White nominated Nona Snyder; Senator Shaefer nominated R. B. Blaine.

The following voted for A. D. Elwell: Senators Allen, Anderson, Bowen, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, Nichols, Piper, Scott, Sharpstein, Stephens, Sutton—26.

Those voting for Nona Snyder were: Senators Bethel, Brown, Campbell, Cotter, Flummerfelt, Hutchinson, Landon, McGuire, Troy, Weatherford, Wende, White—12.

Those voting for R. B. Blaine were: Senators Phipps, Rosenhaupt, Shaefer—3.

Voting for R. E. Spansail: Senator Steiner—1.

The president declared A. D. Elwell elected assistant bill clerk.

Senator Metcalf nominated W. S. Peacock for doorkeeper and he was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

For assistant doorkeeper and nightwatchman, Senator Leonard nominated Perry M. Watson, Senator Davis nominated W. M. Ludwig, Senator Flummerfelt nominated James Laughlin.

Senator Troy moved that the matter of selection of a doorkeeper and nightwatchman be referred to a committee of three senators to be appointed by the president.

The motion failed to carry.

The secretary called the roll with the following result:

Those voting for Harry M. Watson were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell.

Collins, Espy, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy—32.

Those voting for James Laughlin were: Senators Fairchild, Flummerfelt, McGuire, Weatherford, Wende, White—6.

Those voting for W. M. Ludwig were: Senators Cotter, Davis, Jensen, Phipps—4.

Perry M. Watson was declared elected doorkeeper and night-watchman.

Lieutenant Governor-elect Louis F. Hart was escorted before the bar of the Senate, was introduced by the president and invited to a seat at the president's desk.

For janitors Senator Shaefer nominated J. E. Hagen, Senator Sharpstein nominated A. F. Haynes, Senator Flummerfelt nominated R. S. Taylor, Senator Stephens nominated James Knapp, Senator Cotter nominated W. M. Ludwig, Senator Jackson nominated P. M. Cole.

Senator White moved that the matter of the employment of janitors be referred to a committee of three senators to be appointed by the chair.

The motion was lost.

The secretary called the roll with the following result:

Those voting for A. F. Haynes were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—39.

Those voting for R. S. Taylor were Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Landon, Leonard, McCoy, Nichols, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende—29.

Those voting for J. B. Hagen were: Senators Anderson,

Bethel, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Wende—24.

Those voting for P. M. Cole were: Senators Allen, Bowen, Brown, Carlyon, Fairchild, Flummerfelt, French, Hall, Hammer, Iverson, Jackson, McCoy, McGuire, Nichols, Piper, Steiner, Troy, Weatherford, Wende—19.

Those voting for Jas. W. Knapp were: Senators Campbell, Cotter, Davis, Jensen, Metcalf, McGuire, Phipps, Rosenhaupt, Stephens—9.

Those voting for W. M. Ludwig were: Senators Chappell, Fairchild, Iverson, Shaefer, Weatherford, White—6.

The president declared that A. F. Haynes, R. S. Taylor and J. B. Hagen had been elected janitors.

Hobart Peters was nominated for page by Senator Carlyon and was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Lawrence T. Mack was nominated for page by Senator Troy and was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

Senator Bowen nominated John M. Wilson, Jr., for page and he was elected by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

The secretary and sergeant-at-arms of the Senate were sworn in by the president.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 13, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 1, providing for the appointment of a joint committee to notify the governor that the legislature is organized and is ready to receive messages; and the speaker has appointed as the House members of said committee Messrs. Hughes, Stevenson and Sweet; and the same is hereby transmitted.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Hall, the following resolution was adopted:

Resolved, That a committee of three senators be appointed to notify the House of Representatives that the Senate is now organized and ready for business.

The secretary read:

HOUSE CONCURRENT RESOLUTION NO. 1.

Resolved, By the House, the Senate concurring, that a committee of two members on the part of the Senate and three members on the part of the House, be appointed by the president and speaker, respectively, to notify the governor that the legislature is organized, in session and ready to receive any communication he may have to make.

On motion of Senator Nichols the resolution was adopted.

On motion of Senator Hutchinson, the following resolution was adopted:

SENATE CONCURRENT RESOLUTION NO. 1.

Resolved, By the Senate, the House concurring, that the Senate meet the House in joint session at two o'clock p. m. Tuesday, January 14th, for the purpose of canvassing the vote for the state officers.

By unanimous consent, Senator Piper at this time introduced a bill.

Senate bill No. 1, entitled "An act appropriating the sum of ninety thousand dollars, or so much thereof as may be necessary, for the expenses of the thirteenth legislature," was read first time.

On motion of Senator Hutchinson, the rules were suspended, the bill read second time by title, ordered printed, and referred to the committee of the whole.

Senate bill No. 1 was considered in committee of the whole, Senator Hutchinson in the chair, and was reported back to the Senate with the recommendation that it do pass.

On motion of Senator Hutchinson, the report of the committee was adopted, the rules suspended, the reading of the bill had in the committee of the whole was considered the third reading of the bill and it was placed on final passage.

The secretary called the roll and Senate bill No. 1 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Voting nay were: Senators Hutchinson, Bethel—2.

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

On motion of Senator Piper, the rules were suspended and Senate bill No. 1 was ordered transmitted to the House immediately.

The president announced the appointment of Senators Hall, McGuire and Shaefer as a committee to notify the House that the Senate is organized and ready for business, and Senators Nichols and Jackson under House concurrent resolution No. 1.

The secretary read the following:

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH.

To the Honorable, the Senate of the State of Washington:

GENTLEMEN: I have the honor to submit herewith a list of appointments, subject to your confirmation, made by me since the adjournment of the legislative session of 1911:

BOARD OF CONTROL.

A. E. Cagwin, Kelso, appointed April 1, 1911, for the term ending March 31, 1917, succeeding himself.

BOARD OF TAX COMMISSIONERS.

M. J. Carrigan, Seattle, appointed February 1, 1912, for the term ending June 8, 1913, succeeding T. A. Parish, resigned.

PUBLIC SERVICE COMMISSION.

George A. Lee, Spokane, appointed November 6, 1911, for the term ending June 8, 1917, succeeding H. A. Fairchild, deceased.

Harry E. Wilson, Seattle, appointed March 5, 1912, for the term ending June 16, 1913, succeeding J. C. Lawrence, resigned.

CHAPLAIN OF STATE PENITENTIARY.

John LeCornu, Walla Walla, appointed October 4, 1911, for the term ending June 7, 1913, succeeding himself.

STATE OIL INSPECTOR.

A. A. Tozier, Everett, appointed June 12, 1911, for the term ending June 11, 1915, succeeding himself.

REGENTS OF THE UNIVERSITY OF WASHINGTON.

Charles P. Spooner, Seattle, appointed May 2, 1911, for the term ending the 2nd Monday in March, 1914, succeeding M. F. Backus, resigned.

F. A. Hazeltine, South Bend, appointed March 29, 1911, for the term ending the 2nd Monday in March, 1917, succeeding himself.

Alexander F. McEwan, Ballard, appointed November 21, 1911, for the term ending the 2nd Monday in March, 1917, succeeding himself.

REGENTS OF THE STATE COLLEGE.

J. C. Cunningham, Spokane, appointed September 6, 1912, for the term ending March 9, 1917, succeeding J. J. Browne, deceased.

STATE BOARD OF EDUCATION.

H. M. Hart, Spokane, appointed April 13, 1911, for the term ending April 13, 1913, succeeding himself.

Josephine Preston, Walla Walla, appointed April 13, 1911, for the term ending April 13, 1913, succeeding C. E. Beach, term expired.

Frank B. Cooper, Seattle, appointed April 13, 1911, for the term ending April 13, 1913, succeeding himself.

BOARD OF MANAGERS OF THE WASHINGTON STATE REFORMATORY.

Corwin S. Shank, Seattle, appointed July 8, 1911, for the term ending July 7, 1916, succeeding himself.

Frank C. Jackson, Seattle, appointed June 8, 1912, for the term ending July 7, 1917, succeeding himself.

BOARD OF FOREST COMMISSIONERS.

R. W. Condon, Port Gamble, appointed June 8, 1911, for the term ending June 7, 1915, succeeding himself.

Frank H. Lamb, Hoquiam, appointed June 8, 1911, for the term ending June 7, 1915, succeeding himself.

STATE FAIR COMMISSION.

W. A. Ritz, Walla Walla, appointed April 17, 1911, for the term ending March 27, 1913, succeeding C. M. Hauser, term expired.

T. N. Henry, Prosser, appointed April 1, 1911, for the term ending March 27, 1915, succeeding himself.

Charles Heath, North Yakima, appointed April 1, 1911, for the term ending March 27, 1915, succeeding himself.

BOARD OF TRUSTEES OF THE STATE NORMAL SCHOOL AT CHENEY.

G. A. Fellows, Cheney, appointed July 30, 1911, for the term ending July 26, 1917, succeeding himself.

Henry W. Collins, Rockford, appointed July 30, 1912, for the term ending July 29, 1918, succeeding himself.

BOARD OF TRUSTEES OF THE NORMAL SCHOOL AT BELLINGHAM.

Emerson Hammer, Sedro-Woolley, appointed May 5, 1911, for the term ending June 12, 1917, succeeding F. F. Handshy, term expired.

J. J. Donovan, Bellingham, appointed December 16, 1911, for the term ending June 12, 1917, succeeding himself.

BOARD OF TRUSTEES OF THE STATE NORMAL SCHOOL AT CHENEY.

J. D. Cornett, North Yakima, appointed July 6, 1912, for the term ending June 26, 1918, succeeding himself.

STATE BANK EXAMINER.

J. L. Mohundro, Seattle, appointed October 13, 1911, for the term ending June 11, 1915, succeeding himself.

STATE BOARD OF HEALTH.

Elmer E. Heg, Seattle, appointed December 31, 1911, for the term ending December 30, 1916, succeeding himself.

E. J. McCaustland, Seattle, appointed February 21, 1912, for the term ending December 30, 1915, succeeding James R. Yocum, term expired.

Mrs. Marion M. McCredie, Sunnyside, appointed April 20, 1912, for the term ending December 30, 1913, succeeding P. Frank, deceased.

STATE FISH COMMISSIONER.

John L. Riseland, Bellingham, appointed March 5, 1911, for the term ending the 1st Monday in March, 1915, succeeding himself.

Respectfully submitted,

January 13, 1913.

M. E. HAY, *Governor.*

On motion of Senator Jackson the foregoing message from the governor was made a special order for consideration at 11:15 a. m. tomorrow.

Senator Nichols moved that hold-over and re-elected senators who desire to remain in the seats occupied by them at the last session retain same, that those desiring to change seats have first choice of the seats remaining and that the newly elected senators decide their selection of seats from those remaining by drawing.

The motion carried.

The following employees were sworn in by the president: Elmer Hall, Lawrence T. Mack, John M. Wilson, Jr., Ed Jorgenson, Mrs. W. E. McCroskey, R. S. Taylor, A. F. Haynes, A. D. Elwell, W. S. Peacock, Perry M. Watson, J. B. Hagens, Hobert Peters.

At 2:15 p. m., on motion of Senator Jackson, the Senate adjourned to 10:30 o'clock tomorrow morning as a mark of respect to the memory of the late Senator John A. Whalley.

WM. T. LAUBE,

Secretary of the Senate.

PLINY L. ALLEN,

President of the Senate.

SECOND DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, January 14, 1913.

The Senate was called to order at 10:30 o'clock a. m., by Senator Allen, president *pro tempore*.

Rev. F. W. Bateson offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Jensen the reading of yesterday's journal was dispensed with, and it was approved.

Senator Piper moved the adoption of the following resolution:

Resolved, That the sergeant-at-arms be, and he is hereby, instructed to purchase and deliver to the lieutenant-governor, the secretary of the Senate, and to each senator ten dollars worth of postage.

Senator Davis moved that the resolution be amended by changing the word "ten" to read "five."

Senator Hutchinson moved as a substitute for the resolution that the postmaster be authorized to furnish postage for such letters as may be handed him for mailing by the senators, secretary, and lieutenant-governor.

Senator Davis withdrew his amendment and accepted the substitute motion of Senator Hutchinson.

The substitute motion was put and failed to carry.

Senator Brown moved that the original resolution be amended by substituting the word "five" for the word "ten."

The amendment carried.

The resolution, as amended, was put and carried.

Senator Wende moved the adoption of the following resolution:

Resolved, That the sergeant-at-arms is hereby instructed to procure for the use of the Senate one set of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.

On motion of Senator Rosenhaupt, the resolution was amended by substituting the words "six sets" for the words "one set."

The resolution, as amended, carried.

On motion of Senator Jackson, the following resolution was adopted:

SENATE CONCURRENT RESOLUTION NO. 2.

WHEREAS, The Divine Providence has, in His infinite wisdom, seen fit to remove from his sphere of usefulness and activity among us, John A. Whalley, who at the time of his death was a member of the Senate of the State of Washington; and

WHEREAS, It is desired to pay special and fitting tribute to the memory of Senator Whalley, because of his sterling character, recognized honesty and high integrity, his strong devotion to duty and his many other admirable qualities, and to express our sympathy to his bereaved family; be it

Resolved, That in the death of Senator John A. Whalley the State of Washington has suffered the loss of a faithful servant and a devoted citizen; and be it

Resolved, By the Senate, the House of Representatives concurring, That in recognition of the valued services rendered to the state by Senator John A. Whalley, appropriate services be held in the House chamber on Tuesday, January 28th, at 2 p. m. 1913, and that an opportunity be then given for a tribute to his memory; and be it

Resolved, That a joint committee of two members of the Senate and three members of the House be appointed to arrange for said memorial services; and be it

Resolved, That as a further mark of respect to the memory of the deceased the secretary of the Senate be instructed to transmit a copy of these resolutions, suitably engrossed, to the family of the deceased and that a printed record of these resolutions and of the memorial services provided for be made for the members of the legislature, state officials and the family of the deceased.

SPECIAL ORDER.

At 11:15 the Senate considered the Governor's message submitting for confirmation various appointments, which was a special order for this hour.

Senator Collins moved that the appointments submitted by the governor in his message be confirmed by the Senate, with the exception of the appointment of John L. Riseland as State Fish Commissioner.

Senator White moved as a substitute that the matter of confirming the appointments made by the Governor go over until

next Tuesday and be made a special order for consideration at 11:00 o'clock a. m. on that day.

The previous question was demanded by Senators Nichols, Collins and Hutchinson.

The motion for the previous question prevailed.

The substitute motion was lost.

Senator Davis moved as an amendment that the confirmation of each appointment submitted be taken up separately.

The amendment was lost.

Senator Espy moved as an amendment that all the appointments be confirmed without exception.

The amendment failed to carry.

The secretary called the roll and the original motion of Senator Collins carried, the appointments of the governor, with the exception of the appointment of John L. Riseland, being confirmed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Espy, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton—28.

Those voting nay were: Senators Bethel, Campbell, Chappell, Flummerfelt, Jensen, Landon, McGuire, Troy, Weatherford, Wende, White—11.

Senators Hammer and Jackson were excused from voting at their own request.

Not voting: Senator Fairchild—1.

Senator Espy moved the confirmation of John L. Riseland as state fish commissioner, and, the roll being called, it was confirmed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Shaefer, Steiner, Sutton, Troy—28.

Those voting nay were: Senators Bethel, Brown, Cotter, Flummerfelt, Iverson, McGuire, Nichols, Scott, Weatherford, Wende, White—11.

Not voting were: Senators Hutchinson, Sharpstein, Stephens—3.

A committee from the House, consisting of Representatives Farnsworth, Childs and Stevens, appeared before the bar of the Senate and announced that the House was organized and ready for the transaction of buisness.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 14, 1913

MR. PRESIDENT:

The House has passed Senate bill No. 1, entitled "An act appropriating the sum of ninety thousand dollars, or so much thereof as may be necessary, for the expenses of the thirteenth legislature, with the following amendment:

"Section 2. This act is necessary for the support of the state government and shall take effect immediately."

Also Senate concurrent resolution No. 2, providing for a joint meeting of the Senate and House on Tuesday, January 14, 1913, to canvass the vote for state officers;

Also House concurrent resolution No. 2, providing for a joint session of the Senate and the House on Wednesday, January 15, 1913, in the House chamber to receive Governor Hay's message.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Piper moved that the Senate concur in the House amendment to Senate bill No. 1.

The secretary called the roll and the Senate concurred in the amendment by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shafer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Bethel, Bowen, Hutchinson, Imus, Stephens—5.

The secretary read:

SENATE JOINT MEMORIAL NO. 1.

By Senator Rosenhaupt:

To the Honorable Woodrow Wilson, President-elect of the United States:

Your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, respectfully and earnestly petition and request that you appoint as secretary of the interior a man from one of the Pacific coast states of sufficient length of residence therein to make him familiar with the general conditions in this section of our national domain and who has also a good understanding of the actual conditions existing in Alaska. We believe it imperative that a man of the above qualifications be selected.

On motion of Senator Rosenhaupt the rules were suspended, the memorial read second time, ordered printed, read third time and placed on final passage.

The secretary called the roll and Senate joint memorial No. 1 passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—33.

Those voting nay were: Senators Allen, Bowen, Brown, Hall, Hammer, Nichols, Piper, White—8.

Not voting: Senator Hewitt—1.

On motion of Senator Rosenhaupt, the rules were suspended and Senate joint memorial No. 1 was ordered transmitted to the House immediately.

At 1:15 p. m., on motion of Senator Troy, the Senate took a recess until 2:00 o'clock this afternoon.

 AFTERNOON SESSION.

The Senate was called to order at 2:00 o'clock p. m. by the president *pro tempore*.

The sergeant-at-arms of the House appeared at the door of the Senate and announced that the House was ready to receive the Senate in joint session.

On motion of Senator Jackson the Senate repaired to the House to meet the House in joint session to canvass the vote for state officers.

JOINT SESSION.

The sergeant-at-arms of the House announced the arrival of the Senate and the senators were by the speaker invited to seats within the bar of the House and the president of the Senate to a seat at the speaker's desk.

Lieutenant Governor-elect Louis F. Hart appeared on the floor of the joint session and was by the speaker invited to a seat at the speaker's desk.

The speaker presided.

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

The chief clerk of the House called the House roll, all members present except Mr. Jensen.

The joint session proceeded to canvass the vote cast for state officers as returned by counties.

The speaker announced the result of the canvass as follows:

FOR GOVERNOR.

Republican—M. E. Hay	96,629
Democrat—Ernest Lister	97,251
Socialist—Anna L. Maley	37,155
Socialist Labor—Abraham L. Brearcliff	1,369
Prohibition—Geo. F. Stivers	8,163
Progressive—Robt. T. Hodge	77,792

FOR LIEUTENANT GOVERNOR.

Republican—Louis F. Hart.....	95,128
Democrat—Harry H. Collier.....	76,473
Socialist—Adam H. Barth.....	38,655
Progressive—Govnor Teats	86,672

FOR SECRETARY OF STATE.

Republican—I. M. Howell.....	99,949
Democrat—Geo. E. Ryan.....	71,154
Socialist—Frans Bostrom	39,595
Progressive—W. H. Ford.....	82,273

FOR STATE AUDITOR.

Republican—C. W. Clausen.....	97,710
Democrat—Geo. K. Stephenson.....	71,424
Socialist—J. E. Arnett.....	39,683
Progressive—Andrew E. Moberg.....	82,160

FOR STATE TREASURER.

Republican—Edward Meath	95,543
Democrat—Louis Gilbert	71,583
Socialist—Minnie E. Parks.....	40,668
Progressive—Arthur S. Cory.....	85,853

FOR ATTORNEY GENERAL.

Republican—W. V. Tanner.....	91,789
Democrat—William C. Jones.....	72,542
Socialist—Bruce Rogers.....	40,344
Progressive—E. G. Mills.....	85,057

FOR COMMISSIONER OF PUBLIC LANDS.

Republican—Clark V. Savidge.....	97,560
Democrat—Albert Schooley	68,980
Socialist—Horace G. Cupples.....	46,872
Progressive—W. H. Kaufman.....	84,511

FOR SUPERINTENDENT OF PUBLIC INSTRUCTION.

Republican—Josephine Preston.....	96,756
Democrat—Mary A. Monroe.....	72,915
Socialist—Frances Cora Sylvester.....	40,061
Progressive—C. E. Beach.....	86,396

The speaker declared the following elected: Governor, Ernest Lister; lieutenant governor, Louis F. Hart; secretary of state, I. M. Howell; state auditor, C. W. Clausen; state treasurer, Edward Meath; attorney general, W. V. Tanner; commissioner of public lands, Clarke V. Savidge; superintendent of public instruction, Josephine Preston.

On motion of Senator White, the joint session adopted the following resolution:

Resolved, That the speaker of the House of Representatives be, and he is hereby instructed to appoint a committee of two from the Senate and three from the House to meet the Honorable Ernest Lister and convey to him the greetings of this joint session of the House of Representatives and Senate, and notify him of his election to the office of governor of the State of Washington.

The speaker appointed as a committee under the above resolution, Senators White, Metcalf, Representatives Davis, Farnsworth, Moll.

At 3:15 p. m., on motion of Senator Metcalf, the joint session dissolved.

The Senate reconvened at 3:20 p. m. in the Senate chamber.

The following resolution was adopted on motion of Senator Nichols:

Resolved, That the courtesies of the Senate are hereby extended to all former presidents of the Senate.

The secretary read:

HOUSE COUCURRENT RESOLUTION NO. 2.

By Mr. Sims:

Resolved, By the House, the Senate concurring, that the House meet the Senate in joint session on Wednesday, January 15th, at 10:30 a. m., in the House chamber, for the purpose of receiving Governor Hay's message.

On motion of Senator Jackson, the resolution was adopted.

Senator Jackson moved the adoption of the following resolution:

Be it Resolved, by the Senate, That the president *pro tem* shall and is hereby directed to appoint an investigating committee composed of three members of the Senate for the following purposes:

To enter upon an investigation of the office of public printer for the purpose of assembling facts and data relative to the cost of all state printing, cost of material and supplies used by the public printer, the operating and administrative expenses incurred by the public printer in his printing work, the net and gross revenues, and profits derived from said office, the reasonable value of all equipment used by the public printer in his printing work, all wages and expenses paid and incurred in such work, and to furnish, collect, secure and assemble all other data and facts with reference to the conduct, management and

operation of the office of public printer to the end that intelligent, accurate and authentic information may be secured for the benefit of the Senate in the consideration of appropriation and other bills and measures relating to that office.

Be it further Resolved, That the state bureau of inspection and supervision of public offices shall and is hereby requested to at once co-operate with and assist said committee in the discharge of the duties hereinbefore enumerated and in that behalf and to that end assist said committee in the audit and analysis of any and all books, accounts, operating data, or other facts or statistics appertaining to said office of public printer.

Be it further Resolved, That the committee so appointed shall make a full and complete report of its findings to the Senate within thirty days from and after its appointment.

Senator Carlyon moved that the resolution be referred to the committee on printing when appointed.

Senator Sharpstein moved that the motion of Senator Carlyon be amended by adding thereto that the printing committee be instructed to make the investigation provided for in the resolution and report to the Senate within the time fixed by the resolution.

Senator Carlyon accepted the amendment and included it in his motion.

The motion of Senator Carlyon as amended carried.

On motion of Senator McGuire, the Senate adopted the following resolution:

Resolved, That during the recess of the Senate no person shall be admitted within the bar of the Senate except persons entitled under the rules to be admitted, or those admitted by express desire of an officer of the Senate or any senator.

At 4:00 o'clock p. m. on motion of Senator Metcalf, the Senate adjourned until 10:15 tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

PLINY L. ALLEN,
President of the Senate.

THIRD DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, January 15, 1913.

The Senate was called to order by Senator Allen, president *pro tempore*, at 10:15 o'clock a. m.

Rev. F. W. Bateson offered prayer.

A roll call by the secretary showed all members present.

On motion of Senator Espy, the reading of yesterday's journal was dispensed with, and it was approved.

A communication from J. M. Hitt, State Librarian, requesting that the state library be furnished with 25 copies of all bills introduced in the Senate, was read by the secretary.

On motion of Senator Jackson, the bill clerk was instructed to furnish to the state librarian 25 copies of all bills introduced in the Senate.

The secretary read the following:

MESSAGE FROM THE GOVERNOR.STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, WASH.

To the Honorable, the Senate and the House of Representatives of the State of Washington:

GENTLEMEN: I have the honor to submit herewith a list of the pardons, commutations and remissions of fine granted by me since the date of my report to the twelfth legislature.

PARDONS.

J. K. EDMINSTON—Sentenced from Yakima county January 22, 1895, to two years in the penitentiary for the crime of receiving deposits in a bank knowing it to be insolvent. Pardon granted January 23, 1911, on the showing that Edminston had been for several years devoting his income to reimbursing depositors, and by his conduct fully merited clemency.

WILLIAM LESTER—Sentenced from King county October 11, 1910, to nine months in the county jail and costs for the crime of grand larceny. Pardon and remission of cost granted February 20, 1911, on the re-

commendation of the trial judge, prosecuting attorney and county commissioners.

MAUD TOWNSEND—Sentenced from King county October 25, 1910, to six months in the county jail for petit larceny. Pardon granted February 23, 1911, on the recommendation of the trial judge, prosecuting attorney and one member of the board of county commissioners.

M. C. OSBORNE—Sentenced from Whatcom county January 5, 1911, to four months in the county jail for the crime of aiding and abetting another to commit petit larceny. Pardon granted April 13, 1911, on the recommendation of the trial judge, prosecuting attorney, sheriff and county commissioners.

ISAAC TAKAL—Sentenced from Spokane county January 23, 1911, to four months in the county jail and costs of \$86.25, for the crime of assault in the third degree. Pardon granted April 24, 1911, on the recommendation of the chief deputy prosecuting attorney.

JOHN JACOBSON—Sentenced from Whatcom county March 25, 1911, to six months in the county jail for the crime of tampering with a witness. Pardon granted April 25, 1911, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

E. B. SUTTON—Sentenced from King county March 29, 1911, for the crime of illegal registration of a voter. Pardon granted April 26, 1911, on the recommendation of the trial judge and prosecuting attorney.

S. R. RAINY—Sentenced from Pierce county September, 1910, to two to ten years in the penitentiary for the crime of assault in the second degree. Pardon granted May 16, 1911, on the recommendation of the judge, prosecuting attorney, chairman of the board of county commissioners and prosecuting witness.

H. M. BROOKS—Sentenced from Spokane county January 20, 1911, to five months in the county jail for the crime of embezzlement. Pardon granted June 8, 1911, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

HARVY SMAILS—Sentenced from Walla Walla county May 4, 1910, to one to fifteen years in the penitentiary for the crime of perjury in the first degree. Pardon granted July 31, 1911, on the recommendation of the trial judge, four members of the supreme court and twelve jurors.

WILLIAM McCALLUM—Sentenced from Pierce county June 13, 1911, for the crime of larceny. Pardon granted August 9, 1911, on the recommendation of the jurors, prosecuting attorney, sheriff, complaining witness and county commissioners.

FRANK GUTHRIE—Sentenced from King county March 28, 1911, to not more than five years in the penitentiary for the crime of false registration. Pardon granted September 22, 1911, on the recommendation of the trial judge, prosecuting attorney and sheriff.

EDWARD HILLARD—Sentenced from King county March 29, 1911, to not more than five years in the penitentiary for the crime of false registration. Pardon granted September 22, 1911, on the recommendation of the trial judge, prosecuting attorney and sheriff.

ELLIS THOMAS—Sentenced from King county April 10, 1911, to not more than five years in the penitentiary for the crime of false registration. Pardon granted September 22, 1911, on the recommendation of the trial judge, prosecuting attorney and sheriff.

ADOLPH SCHEMELZER—Sentenced from King county April 10, 1911, to not more than five years in the penitentiary for the crime of false registration. Pardon granted September 22, 1911, on the recommendation of the trial judge, prosecuting attorney and sheriff.

D. W. SUNDERLIN—Sentenced from Spokane county April 12, 1911, to ten months in the county jail for the crime of petit larceny. Pardon granted September 26, 1911, on the recommendation of the trial judge and prosecuting attorney.

B. BOSKO—Sentenced from King county March 14, 1911, to three to fifteen years in the penitentiary for the crime of grand larceny. Pardon granted October 14, 1911, on the recommendation of the trial judge, deputy prosecuting attorney and sheriff.

PAUL D. BLANKENSHIP—Sentenced from Whitman county July 21, 1909, to one to ten years in the penitentiary for the crime of grand larceny. Pardon granted November 13, 1911, on the recommendation of the trial judge, present judge, and prosecuting attorney.

S. M. BOWERMAN—Sentenced from King county September 23, 1911, to one to fifteen years in the county jail for the crime of impersonating an officer. Pardon granted January 19, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

JOHN G. GAILEY—Sentenced from Chehalis county December 22, 1911, to seventy-five days in the county jail for the crime of killing deer out of season. Pardon granted February 2, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

JOHN ELMER WILKINS—Sentenced from Chehalis county October 14, 1911, to six months in the county jail for the crime of assault in the third degree. Pardon granted February 6, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

W. A. COPELAND—Sentenced from King county December 21, 1911, to one year in the penitentiary for the crime of assault in the second degree. Pardon granted March 18, 1912, on the recommendation of the trial judge and prosecuting attorney.

FRED HARVEY—Sentenced from King county April 27, 1912, to six months in the county jail for the crime of petit larceny. Pardon

granted July 8, 1912, on the recommendation of the prosecuting attorney.

CHARLES RUESER, Jr.—Sentenced from King county April 27, 1912, to four months in the county jail for the crime of petit larceny. Pardon granted July 8, 1912, on the recommendation of the trial judge, prosecuting attorney and sheriff.

WILLIAM BULGER—Sentenced from Walla Walla county October 17, 1911, to one year in the county jail for the crime of petit larceny. Pardon granted July 22, 1912, on the recommendation of the trial judge and prosecuting attorney.

GRAHAM GORDON—Sentenced from King county April 27, 1912, to eight months in the county jail for the crime of petit larceny. Pardon granted July 22, 1912, on the recommendation of the prosecuting attorney.

N. ROB STAPP—Sentenced from Chehalis county April 8, 1911, to nine months in the county jail for the crime of abortion. Pardon granted August 27, 1912, on the recommendation of the trial judge, prosecuting attorney, sheriff, county commissioners, and the foreman of the jury.

ROBERT GOLDMAN—Sentenced from Spokane county June 5, 1912, to three months in the county jail for the crime of vagrancy. Pardon granted August 26, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

HARRY GOLDMAN—Sentenced from Spokane county June 5, 1912, to four months in the county jail for the crime of vagrancy. Pardon granted August 26, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

FRANK DOWNER—Sentenced from King county September 23, 1911, to three to fifteen years in the penitentiary for the crime of larceny by embezzlement. Pardon granted September 18, 1912, on the recommendation of a large number of reputable citizens of King county.

HARRY GOEBEL—Sentenced from Pierce county December 4, 1907, to five to twenty years in the penitentiary for the crime of robbery. Pardon granted November 7, 1912, on the recommendation of the trial judge, assistant prosecuting attorney and sheriff.

EMMET FALMSBEE—Sentenced from Spokane county July 3, 1912, to six months in the county jail for the crime of petit larceny. Pardon granted November 6, 1912, on the recommendation of the justice of the peace, prosecuting attorney, sheriff and two county commissioners.

WARD ADAMS—Sentenced from Spokane county May 9, 1912, to six months in the county jail and costs for the crime of vagrancy. Pardon granted November 6, 1912, on the recommendation of the prosecuting attorney and county commissioners.

VICTOR L. MARION—Sentenced from King county October 8, 1912, to ninety days in the county jail for the crime of grafting. Pardon granted

November 9, 1912, on the recommendation of the trial judge and prosecuting attorney.

H. M. BOONE—Sentenced from Whitman county January 22, 1912, to one to ten years in the penitentiary for the crime of larceny by embezzlement. Pardon granted November 25, 1912, on the recommendation of a large number of reputable citizens of Washington.

ED BUSH—Sentenced from King county May 14, 1910, to five to fifteen years in the penitentiary for the crime of robbery. Pardon granted December 11, 1912, on the recommendation of the superintendent of the penitentiary and the prison physician.

WILLIAM ECCLES—Sentenced from Grant county December 4, 1911, to one year in the county jail for the crime of assault in the third degree. Pardon granted January 3, 1913, on the recommendation of the sheriff and foreman of the jury.

THERESA JAKSHITZ—Sentenced from King county March 23, 1912, to not less than one year in the penitentiary for the crime of performing a criminal operation. Pardoned January 11, 1913, on the recommendation of the prosecuting attorney and a large number of citizens of Seattle.

DONALD McLAREN—Sentenced from Lewis county May 18, 1912, to one to twenty years in the penitentiary for the crime of forgery in the first degree. Pardoned January 11, 1913, for deportation.

CHARLES CHURCHILL—Sentenced from Yakima county January 29, 1908, to one to twenty years in the penitentiary for the crime of manslaughter. Paroled November 9, 1910. Pardoned January 11, 1913.

CONDITIONAL PARDONS.

MAX THUNA—Sentenced from King county March 7, 1910, to two and one-half to five years in the penitentiary for the crime of living with a common prostitute. Conditional pardon granted April 24, 1911, on the recommendation of the prosecuting attorney and sheriff. Revoked June 1, 1912.

SYBIL WOLF—Sentenced from Clarke county April 17, 1911, to six months to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted April 27, 1911, on the recommendation of the trial judge and prosecuting attorney.

REINHOLD HARRIS—Sentenced from Walla Walla county April 13, 1911, to one year in the county jail and a fine of \$1,000 for the crime of petit larceny. Conditional remission of fine July 3, 1911, on the recommendation of the prosecuting attorney and county commissioners.

FRED IRONS—Sentenced from Pierce county February 26, 1908, to five to twenty years in the penitentiary for the crime of robbery. Conditional pardon granted December 20, 1911, on the recommendation of the trial judge and prosecuting attorney and the superintendent of the state rock crushing plant.

JOSEPH CIMINI—Sentenced from Pierce county August 2, 1909, to five to twenty years in the penitentiary for the crime of highway robbery. Conditional pardon granted December 7, 1911, on the recommendation of the trial judge, prosecuting attorney and superior court judges of Pierce county.

JAMES COWLEY—Sentenced from Spokane county May 15, 1911, to one to fifteen years in the reformatory for the crime of unlawful taking of personal property. Conditional pardon granted December 1, 1911, on the recommendation of the trial judge, prosecuting attorney and sheriff.

ROBERT SYDNEY POOLE—Sentenced from Whatcom county May 22, 1911, to six months to seven and one-half years in the penitentiary for the crime of attempted grand larceny. Conditional pardon granted November 17, 1911, on the recommendation of the trial judge, prosecuting attorney and eleven jurors.

JOHN MURRAY—Sentenced from King county November 18, 1911, to six months to twenty years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted November 15, 1911, on the recommendation of the trial judge.

R. H. HOPKINS—Sentenced from Pierce county to two to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted January 8, 1912, on the recommendation of the trial judge, prosecuting attorney and sheriff.

DOLPH MCMINN—Sentenced from Walla Walla county May 18, 1908, to six months to fourteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted January 18, 1912, on the recommendation of the trial judge, prosecuting attorney and prison board.

HAROLD SELFRIDGE—Sentenced from King county October 16, 1911, to one to five years in the reformatory for the crime of carnal knowledge of a child. Conditional pardon granted February 1, 1912, on the recommendation of the trial judge and prosecuting attorney.

JOHN WOODBURY—Sentenced from King county December 16, 1911, to two to ten years in the penitentiary for the crime of sodomy. Conditional pardon granted February 6, 1912, on the recommendation of the trial judge.

ARCHIE COOPER—Sentenced from King county April 7, 1911, to an indeterminate term in the reformatory for the crime of false registration. Conditional pardon granted February 19, 1912, on the recommendation of the trial judge, prosecuting attorney and sheriff.

VIRGIL FITZGERALD—Sentenced from Spokane county March 30, 1908, to five to twenty years in the penitentiary for the crime of robbery. Conditional pardon granted March 7, 1912, on the recommendation of the mayor of Spokane; pardon granted December 16, 1912.

CHARLES KAUFFMAN—Sentenced from Pierce county January 23, 1912, to six months in the penitentiary for the crime of burglary. Conditional

pardon granted February 21, 1912, on the recommendation of the trial judge, prosecuting attorney and sheriff.

CHARLES LAWRENCE—Sentenced from Pierce county March 13, 1909, to five years in the penitentiary for the crime of burglary. Conditional pardon granted March 12, 1912, on the recommendation of the trial judge, prosecuting attorney and county officers.

WALTER FRINK—Sentenced from Lewis county October 13, 1911, to one to five years in the penitentiary for the crime of attempting to commit burglary. Conditional pardon granted May 1, 1912, on the recommendation of the trial judge, prosecuting attorney and sheriff and many reputable citizens of Lewis county. Pardoned December 21, 1912.

MAUD MYRTLE JOHNSON—Sentenced from Clarke county June 10, 1910, to one to five years in the penitentiary for the crime of obtaining money by false pretenses. Conditional pardon granted May 21, 1912. Revoked September 25, 1912.

WILLIAM J. McCLURE—Sentenced from King county October 1, 1911, to one to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted May 21, 1912, on the recommendation of the trial judge and prosecuting attorney.

MAY BARR—Sentenced from King county June 23, 1911, to not less than six months in the penitentiary for the crime of extortion. Conditional pardon granted May 21, 1912, on the recommendation of the trial judge and prosecuting attorney.

JAMES R. WOODS—Sentenced from Lewis county November 4, 1910, to two and one-half to four years in the penitentiary for the crime of attempt to rape. Conditional pardon granted May 13, 1912, on the recommendation of the trial judge and prosecuting attorney.

GLADYS JOHNSON—Sentenced from King county October, 1911, to two to five years in the penitentiary for the crime of perjury in the second degree. Conditional pardon granted July 8, 1912, on the recommendation of many citizens of King county.

GUS DAHL—Sentenced from King county April 22, 1911, to five to ten years in the penitentiary for the crime of robbery. Conditional pardon granted July 22, 1912, on the recommendation of the prosecuting attorney.

JERRY CROSSLIN—Sentenced from Whatcom county December 14, 1911, to six months to fourteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted July 24, 1912, on the recommendation of the trial judge, deputy prosecuting attorney and leading citizens of Whatcom county.

MARVIN S. FRALEY—Sentenced from Yakima county June 19, 1911, to one to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted November 25, 1912.

HARRY H. CARROLL—Sentenced from King county June 23, 1911, to three to five years in the penitentiary for the crime of extortion. Con-

ditional pardon granted December 26, 1912, on the recommendation of the prosecuting attorney and a majority of the jurors.

JOSEPH MAYOUCK—Sentenced from King county April 11, 1912, to one to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon December 18, 1912.

FATIAS CAPORALLIS—Sentenced from King county September 8, 1909, to ten to twenty years in the penitentiary for the crime of murder in the second degree. Conditional pardon granted January 4, 1913.

EDGAR E. WOODS—Sentenced from Snohomish county December 11, 1911, to five to six years in the penitentiary for the crime of robbery. Conditional pardon granted January 11, 1913, on the recommendation of the trial judge, the foreman of the jury and a number of citizens of Snohomish county.

JOSEPHINE PRIMMER—Sentenced from King county January 13, 1912, to one to fifteen years in the penitentiary for the crime of perjury. Conditional pardon granted January 11, 1913, on the recommendation of the prosecuting attorney and a large number of citizens of Seattle.

J. C. KINCAID—Sentenced from Whatcom county September 12, 1911, to imprisonment in the state penitentiary for the crime of rape. Conditional pardon granted January 13, 1913, on the recommendation of the trial jurors and a large number of prominent citizens of Bellingham.

J. F. CLARK—Sentenced from King county May 18, 1912, to one to twenty years in the reformatory for the crime of forgery in the first degree. Conditionally pardoned January 14, 1913, on the recommendation of the prosecuting attorney.

COMMUTATIONS.

ANTONIO MORETTI—Sentenced from Adams county April 1, 1911, to hanging for murder in the first degree. Commuted to life imprisonment May 2, 1912, on the recommendation of a large number of citizens of the state.

JOSEPH A. PELKEY—Sentenced from King county April 27, 1912, to four months in the county jail for the crime of petit larceny. Commuted June 22, 1912, to one month and twenty-seven days on the recommendation of the trial judge, prosecuting attorney and complaining witness.

REMISSIONS OF FINES AND FORFEITURES.

MAGGIE EMERSON—Judgment entered in Kittitas county May 25, 1910, upon forfeiture of bail bond. Remission granted March 13, 1911, on the recommendation of the trial judge, prosecuting attorney and chairman of the board of county commissioners.

MIKE DOYLE—Sentenced from King county November 26, 1910, to pay a fine of \$200 for selling liquor on Sunday. Remission of fine granted June 17, 1911, on the recommendation of the trial judge, deputy prosecuting attorney and county commissioners.

JOHN H. PECK—Sentenced from Walla Walla county August 30, to one year in the county jail and costs of \$247.80 for the crime of larceny. Remission of costs granted August 22, 1911, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

BELLE STONE—Sentenced from Whatcom county April 4, 1911, to fine and costs amounting to \$1,389.15 for placing a female in a house of prostitution. Remission of unearned portion of fine and costs granted March 29, 1912, on the recommendation of the trial judge, prosecuting attorney and county officers.

JOHN HEFLING—Sentenced from Spokane county June 14, 1912, to thirty days in the county jail and \$100 fine for cruelty to minor child. Remission of fine granted June 25, 1912, on the recommendation of the prosecuting attorney and county commissioners.

STEVE GRUBESICH—Sentenced from Kittitas county March 9, 1912, to fine and costs amounting to \$302.85 for the crime of assault in the third degree. Remission of fine granted July 22, 1912, on the recommendation of the trial judge, prosecuting attorney, sheriff and county commissioners.

ARTHUR KUEHL—Sentenced from Pierce county October 30, 1911, to a fine of \$2,000 for living with a common prostitute. Remission of unearned portion of fine granted September 16, 1912, on the recommendation of the trial judge, deputy prosecuting attorney and county commissioners.

C. P. STEVENS—Sentenced from King county July 15, 1912, to ninety days in the county jail and costs for the crime of petit larceny. Remission of costs granted September 5, 1912, on the recommendation of the prosecuting attorney and the county commissioners.

FRANK MITCHELL—Sentenced from King county February 6, 1912, to six months in the county jail and costs for the crime of assault in the third degree. Remission of unearned costs granted August 27, 1912.

J. E. MADDIX—Sentenced from Thurston county January 16, 1912, to a fine of \$10 and costs for cruelty to animals. Remission of fine granted December 6, 1912, on the recommendation of the trial judge, prosecuting attorney and one member of the board of county commissioners.

J. W. THURSTON—Sentenced from Whatcom county May 17, 1912, to a fine of \$350 and costs, for the crime of assault in the third degree. Remission of fine granted December 12, 1912, on the recommendation of the trial judge, prosecuting attorney and county commissioners.

C. W. SKUTT—Sentenced from King county November 9, 1912, to thirty days in the county jail and a fine of \$100 and costs for the crime of assault in the third degree. Remission of unearned portion of costs granted January 3, 1913, on the recommendation of the trial judge, prosecuting attorney, sheriff and county commissioners.

PARDONS RECOMMENDED BY THE PRISON BOARD.

WILLIAM STEWART—Sentenced from Snohomish county April 4, 1906, to life in the penitentiary for the crime of murder in the second degree. Pardoned February 25, 1911.

JACK KELLY—Sentenced from Spokane county November 27, 1910, to six months to fifteen years in the penitentiary for the crime of robbery. Pardoned April 12, 1911.

L. D. FERGUSON—Sentenced from Skagit county February 28, 1906, to twenty years in the penitentiary for the crime of murder in the second degree. Pardoned April 17, 1912.

ALEXION DZGOEFF—Sentenced from Chehalis county March 7, 1910, to five to eight years in the penitentiary for the crime of assault in the first degree. Conditional pardon April 23, 1912. Pardoned October 24, 1912.

FRANK KELLY—Sentenced from Spokane county October 3, 1908, to five to twenty years in the penitentiary for the crime of robbery. Pardoned July 6, 1912.

SHERMAN BAILEY—Sentenced from Stevens county March 29, 1912, to one to two years in the penitentiary for the crime of giving liquor to an Indian. Pardoned October 24, 1912.

JOSEPH H. GROH—Sentenced from King county July 5, 1911, to seven to twenty years in the penitentiary for the crime of manslaughter. Pardoned October 24, 1912.

LEO CERTAIN—Sentenced from Chehalis county September 30, 1908, to ten to fourteen years in the penitentiary for the crime of sodomy. Pardoned October 24, 1912.

MOSES CLARK—Sentenced from Adams county February 20, 1910, to ten to twenty years in the penitentiary for murder in the second degree. Pardoned April 12, 1911.

JOHN KENPPER—Sentenced from Spokane county July 20, 1908, to five to thirty years in the penitentiary for the crime of rape. Pardoned January 11, 1913.

ROY YATES—Sentenced from Lincoln county September 19, 1910, to ten to fifteen years in the penitentiary for the crime of horse stealing. Pardoned January 11, 1913.

SAM STACKLEY—Sentenced from Franklin county May 21, 1908, to five to twenty years in the penitentiary for the crime of robbery. Pardoned January 11, 1913.

LOUISE HAM—Sentenced May 16, 1910, to ten to twenty years in the penitentiary for the crime of murder in the second degree. Pardoned January 11, 1913.

CONDITIONAL PARDONS RECOMMENDED BY THE PRISON BOARD.

EVERETT DUBY—Sentenced from Chehalis county July 29, 1909, to five to six years in the penitentiary for the crime of robbery. Conditional pardon granted April 12, 1911.

A. B. F. GIBSON—Sentenced from Whitman county November 23, 1907, to five to twenty years in the penitentiary for the crime of robbery. Conditional pardon granted April 12, 1911.

FRANK HELM—Sentenced from Pierce county November 5, 1907, to six months to fourteen years in the penitentiary for the crime of burglary. Conditional pardon granted April 12, 1911.

E. O. SIMMONS—Sentenced from Stevens county April 19, 1909, to five to twenty years in the penitentiary for the crime of rape. Conditional pardon granted April 12, 1911.

WALLACE KETTERMAN—Sentenced from Whitman county October 27, 1905, to eight years in the penitentiary for the crime of horse stealing. Conditional pardon granted July 17, 1911.

CHARLES NILSON—Sentenced from King county October 8, 1910, to one to ten years in the penitentiary for the crime of larceny by embezzlement. Conditional pardon granted May 17, 1911.

FRANK LAWSON—Sentenced from Spokane county December 19, 1906, to nine years in the penitentiary for the crime of horse stealing. Conditional pardon granted July 10, 1911.

ROBERT GRAHAM—Sentenced from Whatcom county November 18, 1907, to one to ten years in the penitentiary for the crime of horse stealing. Conditional pardon granted July 10, 1911.

A. J. SCHWARTZ—Sentenced from Pierce county January 10, 1908, to five to twenty years in the penitentiary for the crime of robbery. Conditional pardon granted July 10, 1911.

JOSEPH KUSCKI—Sentenced from Lewis county October 23, 1905, to seventeen years in the penitentiary for the crime of manslaughter. Conditional pardon granted July 10, 1911.

LAWRENCE MEYER—Sentenced from Skagit county July 2, 1908, to ten to fourteen years in the penitentiary for the crime of sodomy. Conditional pardon granted October 17, 1911.

CLARENCE WILKERSON—Sentenced from Spokane county December 16, 1910, to five to fifteen years in the penitentiary for the crime of robbery. Conditional pardon granted November 3, 1911.

ERNEST JOYCE—Sentenced from Kittitas county July 7, 1909, to two to ten years in the penitentiary for the crime of placing a female under eighteen years of age in a house of prostitution. Conditional pardon granted January 18, 1912.

CHARLES LEE—Sentenced from King county March 28, 1911, to one to two years in the penitentiary for the crime of adultery. Conditional pardon granted October 17, 1911.

ALBERT FREDRICKSON—Sentenced from Pierce county September 19, 1908, to one to fourteen years in the penitentiary for the crime of burglary. Conditional pardon granted October 17, 1911.

J. B. KENDALL—Sentenced from Yakima county August 8, 1910, to two to five years in the penitentiary for the crime of forgery in the first degree. Conditional pardon granted January 18, 1912.

AMOS JOHNSON—Sentenced from Pierce county August 24, 1912, to two and one-half to ten years in the penitentiary for the crime of attempt to commit rape. Conditional pardon granted April 17, 1912.

GEORGE SMYTHINGTON—Sentenced from King county June 8, 1911, to one to ten years in the penitentiary for the crime of assault in the second degree. Conditional pardon granted April 18, 1912.

ED DILLEY—Sentenced from Yakima county January 6, 1911, to three to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted April 23, 1912.

W. H. ROBINSON—Sentenced from Lincoln county January 6, 1911, to three to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted April 23, 1912.

H. O. BOWERS—Sentenced from Spokane county February 17, 1911, to two to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted April 23, 1912.

GEORGE H. KIERSTED—Sentenced from King county September 12, 1908, to one to ten years in the penitentiary for the crime of larceny by embezzlement. Conditional pardon granted April 23, 1912.

DAN MCAULEY—Sentenced from King county December 5, 1903, to seventeen years in the penitentiary for the crime of murder in the second degree. Conditional pardon granted April 23, 1912.

L. H. SMITH—Sentenced from King county April 24, 1907, to life in the penitentiary for the crime of burglary. Conditional pardon granted April 23, 1912.

THEODORE N. RUSH—Sentenced from Pierce county November 4, 1910, to five to six years in the penitentiary for the crime of robbery. Conditional pardon granted April 23, 1912.

JOHN DOOLEY—Sentenced from King county March 12, 1910, to four to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted April 23, 1912.

GUSTAV LIND—Sentenced from Walla Walla county January 24, 1910, to three to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted April 23, 1912.

ARTHUR SPOONEMORE—Sentenced from Columbia county March 18, 1911, to five to ten years in the penitentiary for the crime of assault in the first degree. Conditional pardon granted May 2, 1912.

ARTHUR COLEMAN—Sentenced from Yakima county November 2, 1909, to three to fifteen years in the penitentiary for the crime of burglary. Conditional pardon granted July 5, 1912.

E. B. HOWARD—Sentenced from Spokane county October 15, 1909, to ten to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted July 6, 1912.

T. B. HUDSON—Sentenced from King county March 26, 1910, to five to seven years in the penitentiary for the crime of burglary. Conditional pardon granted July 6, 1912.

NAT SINGSWORTH—Sentenced from Snohomish county June 22, 1910, to six months to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted July 6, 1912.

D. D. BRACHE—Sentenced from Pierce county July 6, 1911, to five to six years in the penitentiary for the crime of robbery. Conditional pardon granted July 6, 1912.

T. F. ADAMS—Sentenced from Stevens county March 28, 1907, to the term of his natural life in the penitentiary for the crime of murder in the second degree. Conditional pardon granted July 6, 1912.

DAN ELGIE—Sentenced from Stevens county February 17, 1909, to five to twenty years in the penitentiary for the crime of rape. Conditional pardon granted July 20, 1912.

GEORGE M. HITE—Sentenced from Grant county December 4, 1911, to two to five years in the penitentiary for the crime of grand larceny. Conditional pardon granted August 17, 1912.

CHARLES W. BROWN—Sentenced from King county March 12, 1910, to four to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted October 9, 1912.

L. C. BROWN—Sentenced from Spokane county April 19, 1911, to two to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted October 9, 1912.

A. F. BROWN—Sentenced from Kittitas county January 24, 1910, to three to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted October 9, 1912.

CHARLES BUSH—Sentenced from Clarke county October 13, 1910, to five to six years in the penitentiary for the crime of carnal knowledge with a child. Conditional pardon granted October 9, 1912.

ROBERT L. GOODELL—Sentenced from King county January 28, 1911, to two years in the penitentiary for the crime of adultery. Conditional pardon granted October 9, 1912.

A. B. NICKERSON—Sentenced from King county January 15, 1912, to three to ten years in the penitentiary for the crime of burglary of public offices. Conditional pardon granted October 9, 1912.

MIKE SUEVELL—Sentenced from Chehalis county July 3, 1911, to two to fifteen years in the penitentiary for the crime of burglary in the second degree. Conditional pardon granted October 9, 1912.

CHARLES GORMAN—Sentenced from Chehalis county February 17, 1912, to one to twenty years in the penitentiary for the crime of forgery in the first degree. Conditional pardon granted October 9, 1912.

CHARLES GEISE—Sentenced from King county November 19, 1907, to ten to fourteen years in the penitentiary for the crime of sodomy. Conditional pardon granted January 10, 1913.

WALTER GRIFFIN—Sentenced from Spokane county July 2, 1909, to five to fifteen years in the penitentiary for the crime of burglary in the first degree. Conditionally pardoned January 10, 1913.

CHARLES A. VANCE—Sentenced from Ferry county December 19, 1908, to three to fourteen years in the penitentiary for the crime of burglary. Conditional pardon granted January 10, 1913.

TIM BURNS—Sentenced from King county September 23, 1911, to five to twenty years in the penitentiary for the crime of attempted carnal knowledge of a child. Conditional pardon January 10, 1913.

STEVE DAWSON—Sentenced from Pierce county October 27, 1908, to one to fourteen years in the penitentiary for the crime of burglary. Conditional pardon granted January 10, 1913.

JOHN W. MCCOY—Sentenced from Walla Walla county October 10, 1912, to one to fifteen years in the penitentiary for the crime of grand larceny. Conditional pardon granted January 10, 1913.

PARDONS RECOMMENDED BY THE BOARD OF MANAGERS OF
THE STATE REFORMATORY.

FRANK BERRY—Sentenced from Lewis county July 3, 1912, to an indeterminate term in the reformatory for the crime of attempt to know carnally a child. Pardoned January 9, 1913.

HARRY JUDY—Sentenced from King county September 26, 1910, one to fifteen years in the reformatory for the crime of perjury in the first degree. Pardon granted February 17, 1911.

BILLIE EASTON—Sentenced from Yakima county November 25, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Pardon granted April 25, 1911.

JOHN J. SKAGGS—Sentenced from King county February 18, 1910, to one to fifteen years in the reformatory for the crime of burglary in the second degree. Pardoned April 25, 1911.

WILLIAM P. HAYNES—Sentenced from Asotin county September 20, 1910, to an indeterminate term in the reformatory for the crime of larceny. Conditional pardon granted April 25, 1911; pardoned April 22, 1912.

WALTER LAYMANCE—Sentenced from Douglas county October 11, 1911, to two years in the reformatory for the crime of assault. Pardoned June 25, 1912.

FRANK V. INSLEY—Sentenced from King county February 9, 1910, to six months to twenty years in the reformatory for the crime of forgery in the first degree. Paroled July 8, 1911; pardoned December 16, 1912.

CONDITIONAL PARDONS RECOMMENDED BY THE BOARD OF MANAGERS OF THE STATE REFORMATORY.

JAMES SYKES—Sentenced from Snohomish county July 15, 1910, to one to twenty years in the reformatory for the crime of forgery in the first degree. Conditional pardon granted February 17, 1911.

RUBEN MORTON—Sentenced from Yakima county October 15, 1909, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted February 17, 1911.

THOMAS DOW—Sentenced from Kittitas county January 10, 1910, to not less than fifteen years in the reformatory for the crime of assault in the second degree. Conditionally pardoned February 17, 1911.

JOHN ANDREWS—Sentenced from Pierce county September 4, 1909, to two to ten years in the reformatory for the crime of abduction. Conditional pardon granted February 17, 1911.

ELI SMELICH—Sentenced from Spokane county October 19, 1909, to five to ten years in the reformatory for the crime of assault in the first degree. Conditionally pardoned March 7, 1911.

HENRY FIERCE—Sentenced from King county October 5, 1909, until he arrives at the age of twenty-one years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned April 25, 1911.

CHARLES VAUGHN—Sentenced from Snohomish county December 15, 1909, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted April 25, 1911.

A. E. CHASTEEN—Sentenced from Yakima county March 1, 1910, to two to twenty years in the reformatory for the crime of forgery. Conditional pardon granted April 25, 1911.

JOHN DOTSON—Sentenced from King county March 11, 1911, to three to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted June 21, 1911.

WILLIAM WALKER—Sentenced from Whatcom county April 19, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted July 12, 1911; final release July 20, 1912.

VINCENGIO ROLANDI—Sentenced from Spokane county May 26, 1910, to five to ten years in the reformatory for the crime of assault in the second degree. Conditional pardon granted July 12, 1911; final release July 20, 1912.

EMIL J. WALTERSDORF—Sentenced from King county March 5, 1910, to three to ten years in the reformatory for the crime of assault in the second degree. Conditional pardon granted July 17, 1911; final release July 20, 1912.

J. ANDERSON—Sentenced from King county February 11, 1910, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned July 12, 1911.

FORD WOOD—Sentenced from King county March 25, 1910, to five to twenty years in the reformatory for the crime of robbery. Conditional pardon granted December 22, 1911.

ROY BUKER—Sentenced from Yakima county July 13, 1910, to two to seven years in the reformatory for the crime of attempted grand larceny. Conditional pardon granted October 16, 1911.

HENRY BLAKE—Sentenced from Lincoln county February 27, 1911, to one to two years in the reformatory for the crime of adultery. Conditional pardon December 22, 1911.

ROBERT BURNS—Sentenced from King county December 3, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Conditionally pardoned December 22, 1911.

JOHN SMITH—Sentenced from King county December 3, 1910, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned December 22, 1911.

ICHIRO NAKAKOJI—Sentenced from Yakima county November 25, 1910, to two to ten years in the reformatory for the crime of assault in the second degree. Conditional pardon granted December 22, 1911.

RALPH MURRAY SLONECKER—Sentenced from King county October 31, 1910, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned December 22, 1911.

HARRY E. BOYCE—Sentenced from Yakima county October 31, 1910, to three to twenty years in the reformatory for the crime of forgery in the first degree. Conditional pardon granted December 22, 1911.

JEFFERSON W. BOYCE—Sentenced from Snohomish county May 16, 1910, to five to twenty-five years in the reformatory for the crime of assault in the first degree. Conditional pardon granted December 22, 1911.

FRED J. NAGEL—Sentenced from King county October 1, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted October 16, 1911.

LUTHER S. BARKER—Sentenced from Lincoln county October 15, 1910, to not less than two years in the reformatory for the crime of grand larceny. Conditional pardon October 16, 1911. Pardoned November 6, 1912.

ROBERT HARVEY—Sentenced from Yakima county October 22, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted December 22, 1911.

GEORGE KELLEY—Sentenced from Pierce county November 18, 1910, to two to seven years in the reformatory for the crime of burglary. Conditional pardon January 25, 1912.

ERNEST LOWENSTEIN—Sentenced from King county March 8, 1910, to two to fifteen years in the reformatory for the crime of burglary. Conditional pardon granted January 25, 1912.

RALPH JONES—Sentenced from Lincoln county October 10, 1910, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted October 16, 1911. Pardoned November 6, 1912.

NATHAN BOGGS—Sentenced from Thurston county November 23, 1910, to two to twenty years in the reformatory for the crime of damaging a building by the use of dynamite. Conditional pardon granted December 22, 1911.

JAMES OLIVA—Sentenced from Pierce county October 30, 1911, to seven to twenty years in the reformatory for the crime of assault in the first degree. Conditionally pardoned April 4, 1912.

BERTI WILLIAMS—Sentenced from Pierce county October 30, 1911, to five to ten years in the reformatory for the crime of assault in the first degree. Conditional pardon granted April 4, 1912.

OSCAR ANDERSON—Sentenced from Pierce county December 1, 1910, to two to five years in the reformatory for the crime of grand larceny. Conditional pardon April 29, 1912.

RAY BISSELL—Sentenced from Yakima county October 31, 1910, to four to fifteen years in the reformatory for the crime of grand larceny. Conditionally pardoned April 29, 1912.

ELMO D. BROWN—Sentenced from King county February 4, 1911, to three to twenty years in the reformatory for the crime of forgery. Conditionally pardoned April 29, 1912.

CHESTER FARNHAM—Sentenced from King county March 29, 1910, to five to twenty years in the reformatory for the crime of robbery. Conditional pardon April 29, 1912.

FRANK GRAY—Sentenced from Whatcom county February 10, 1911, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted April 29, 1912.

EDWARD LEWIS—Sentenced from Spokane county February 7, 1911, to three to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted April 29, 1912.

JOHN MOORE—Sentenced from Spokane county January 24, 1911, to two to twenty years in the reformatory for the crime of forgery in the first degree. Conditional pardon granted April 29, 1912.

F. H. MAXWELL—Sentenced from Whatcom county December 12, 1910, to two to twenty years in the reformatory for the crime of forgery in the first degree. Conditional pardon granted April 29, 1912.

FRANK E. ROSS—Sentenced from Yakima county December 19, 1910, to three to fifteen years in the reformatory for the crime of grand larceny of horses. Conditional pardon granted April 29, 1912.

JOHN REESE—Sentenced from King county January 21, 1911, to four to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned April 29, 1912.

RICHARD SHIELDS—Sentenced from King county April 9, 1910, to two and one-half to ten years in the reformatory for the crime of attempted robbery. Conditional pardon granted April 29, 1912.

GEORGE WEST—Sentenced from Pierce county November 18, 1910, to two to seven years in the reformatory for the crime of burglary. Conditional pardon granted April 29, 1912.

HOWARD E. WILLIAMS—Sentenced from King county February 15, 1910, to five to ten years in the reformatory for the crime of assault in the second degree. Conditional pardon granted April 29, 1912.

SETH J. ARMSTRONG—Sentenced from King county September 30, 1911, to one to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted July 30, 1912.

CHRIS MUSSON—Sentenced from Pierce county April 29, 1911, to five to six years in the reformatory for the crime of carnal knowledge of child. Conditional pardon granted August 3, 1912.

FRANK ALLEN—Sentenced from Pierce county April 12, 1912, to two and one-half to seven years in the reformatory for the crime of attempted carnal knowledge with child. Conditional pardon granted August 3, 1912.

D. E. LYON—Sentenced from Yakima county December 9, 1909, to four to twenty years in the reformatory for the crime of forgery. Conditional pardon granted August 3, 1912.

HARLEY SAPP—Sentenced from King county February 4, 1911, to three to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted August 3, 1912.

GEORGE L. COLE—Sentenced from King county February 4, 1911, to three to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted August 3, 1912.

L. D. HENDERSON—Sentenced from King county April 13, 1912, to one to twenty years in the reformatory for the crime of forgery in the first degree. Conditionally pardoned November 6, 1912.

HARRY LINDSTROM—Sentenced from Yakima county October 31, 1910, to three to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted November 6, 1912.

CHARLES ROE—Sentenced from Yakima county October 31, 1910, to three to fifteen years in the reformatory for the crime of grand larceny. Conditionally pardoned November 6, 1912.

WILLIE BUTLER—Sentenced from Spokane county May 24, 1911, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned November 6, 1912.

ROY SNIDER—Sentenced from Snohomish county June 24, 1911, to three to ten years in the reformatory for the crime of assault in the second degree. Conditionally pardoned November 6, 1912.

FRANK SANFORD—Sentenced from King county March 4, 1911, to three to twenty years in the reformatory for the crime of forgery in the first degree. Conditionally pardoned November 6, 1912.

ALLEN B. CLEMENTS—Sentenced from King county September 16, 1911, to three to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted November 6, 1912.

LAKE BARMORE—Sentenced from King county September 16, 1911, to three to fifteen years in the reformatory for the crime of burglary in the second degree. Conditionally pardoned November 6, 1912.

DEVERNA CHUBB—Sentenced from Klickitat county September 27, 1911, to two to fifteen years in the reformatory for the crime of grand larceny. Conditionally pardoned November 6, 1912.

FRANK BANKS—Sentenced from Kittitas county January 29, 1912, to three to fifteen years in the reformatory for the crime of grand larceny. Conditionally pardoned December 20, 1912.

LORENZ EGER—Sentenced from King county April 1, 1911, to three to fifteen years in the reformatory for the crime of burglary. Conditional pardon granted December 20, 1912.

E. W. KUBBE—Sentenced from King county September 23, 1912, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted December 20, 1912.

ED MARTIN—Sentenced from Pierce county October 6, 1911, to two to fifteen years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted December 20, 1912.

S. G. RINEHART—Sentenced from King county September 23, 1911, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted December 20, 1912.

STEVE IRVIN—Sentenced from Pierce county November 6, 1911, to seven to ten years in the reformatory for the crime of carnal knowledge of child. Conditional pardon granted December 20, 1912.

FRANK COKER—Sentenced from Pierce county December 29, 1911, to two and one-half to seven years in the reformatory for the crime of robbery. Conditional pardon granted January 8, 1913.

RAY NASH—Sentenced from King county February 4, 1911, to three to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted January 8, 1913.

FRANK WALLS—Sentenced from Pierce county March 6, 1911, to two to six years in the reformatory for the crime of burglary in the second degree. Conditional pardon granted January 8, 1913.

W. R. HODGSMAN—Sentenced from Spokane county December 29, 1911, to two to fifteen years in the reformatory for the crime of grand larceny. Conditional pardon granted January 8, 1913.

Respectfully submitted,

M. E. HAY, *Governor.*

Dated at Olympia this 15th day of January, 1913.

On motion of Senator Rosenhaupt the list of pardons was ordered printed.

Senator Hutchinson moved the adoption of the following resolution:

Resolved, That the janitors be and are hereby instructed not to commence cleaning the Senate chamber until after 10:00 o'clock p. m.

Senator Jackson moved as a substitute that the resolution be referred to the sergeant-at-arms.

The substitute motion was lost and Senator Hutchinson's motion carried.

On motion of Senator Hall, the following resolution was adopted:

Resolved, That the courtesies of the Senate be extended to representatives of the daily newspapers now in attendance on this session, and that the following named persons be assigned seats at the Senate press table:

Dan McKenna, Associated Press; M. M. Mattison, L. H. Darwin and Jay Thomas, Seattle Times; A. S. Jones and Herman W. Ross, Seattle Post-Intelligencer; Abe Herwitz, Seattle Star; Frank E. Roberts, Tacoma Ledger; W. H. Grattan, Tacoma News; J. Dick Brown, Tacoma Tribune; E. E. Perry, Spokesman-Review; E. B. Fussell, Spokane Chronicle; H. M. White, Portland Oregonian; Robert Kelsey and Fred Clemens, Olympian; J. H. Brown, State Capital Record; Alfred T. Renfro, Seattle Sun.

Hon. J. W. Bryan, congressman-elect for the State of Washington at large, appeared on the floor of the Senate and was invited to the president's desk and introduced to the Senate by the president.

State Senator Beach, of Oregon, was introduced to the Senate by the president and given a seat at the president's desk.

The secretary read the following:

SENATE JOINT RESOLUTION NO. 1.

By Senator Davis:

Be It Resolved by the Senate and House of Representatives of the Legislature of the State of Washington, that the following amendment to the Constitution of the United States, submitted to the several states

by Congress, pursuant to Article I of said Constitution, be and the same is hereby ratified as follows, to-wit:

“ARTICLE XVII.

“The Senate of the United States shall be composed of two Senators from each State, elected by the people thereof, for six years; and each Senator shall have one vote. The electors in each State shall have the qualifications requisite for electors of the most numerous branch of the State legislature.

“The times, places, and manner of holding elections for Senators shall be as prescribed in each State by the legislature thereof.

“When vacancies happen in the representation of any State in the Senate, the executive authority of such State shall issue writs of election to fill such vacancies: *Provided*, That the legislature of any State may empower the executive thereof to make temporary appointments until the people fill the vacancies by election, as the legislature may direct.

“This amendment shall not be so construed as to affect the election or term of any Senator chosen before it becomes valid as part of the Constitution.”

On motion of Senator Collins, Senate joint resolution No. 1 was read second time and referred to the committee on memorials, when appointed.

Representatives Hutchinson, Sweet and Cleland, constituting a committee from the House, appeared at the door of the Senate and announced that the House was ready to receive the Senate in joint session to hear the governor’s message.

On motion of Senator Jackson, the hour of 10:30 a. m. having arrived, the Senate repaired to the House to meet with that body in joint session.

JOINT SESSION.

The sergeant-at-arms of the House announced the arrival of the Senate at the door of the House.

The speaker invited the senators to seats within the House and the president of the Senate to a seat at the speaker’s desk.

The joint session was called to order at 10:30 a. m.

At the speaker’s request, the president of the Senate presided. A call of the Senate roll showed all senators present.

The House roll call showed all members present.

The president announced that the joint session was held for the purpose of hearing the message of Governor Hay, and appointed Senators Carlyon and Anderson and Representatives Greenbank, Miles and Farnsworth a committee to wait upon the Governor and inform him that the joint session awaited his pleasure.

Governor M. E. Hay appeared before the joint session and addressed the joint session as follows:

THIRD MESSAGE OF GOVERNOR M. E. HAY.

Gentlemen of the Senate and of the House of Representatives:

The conditions throughout the State of Washington during the past biennium have been most gratifying. The business institutions and commercial enterprises of this State are so firmly established that they have survived unshaken the stress of an unusually strenuous national campaign, such as all too frequently hampers progress and halts prosperity. The farmers of the state have harvested bounteous crops that have been marketed at remunerative prices; manufacturing and commercial interests have been well supplied with orders; the fisheries have flourished, and wage-earners have had steady employment at good wages. The development of the state's resources has progressed steadily. Greater areas of land have been brought under cultivation each year, and our farmers are producing more and better crops per acre than ever before. The water powers of the state are being harnessed, cheaper power developed, and the manufacturing centers enabled to secure the establishment of more manufactures and to increase and improve the output while lowering the cost of production. The railroads have been extending branch or feeder lines into regions heretofore without transportation facilities, thereby opening up new areas for settlement and development. At no other time in the history of this commonwealth have the people been so happy, prosperous and contented.

STATE FINANCES.

The State of Washington is to be congratulated upon its present healthy financial condition. On May 1, 1911, the last of the general fund bonded indebtedness, that had been hanging over the state for years, was cancelled by the State Board of finance. The following special fund bonds are still out, which the Legislature should authorize retired:

Wenatchee Bridge Bonds amounting to \$125,000, to be paid from the highway fund. These bonds can be retired on March 1.

Normal School bonds amounting to \$206,024, which should be retired the present year.

The Capitol Building Fund is overdrawn \$1,191,782.42, of which \$588,912.46 is due to the General Fund, representing money advanced

to pay interest and for the erection of the Temple of Justice as directed by the last Legislature.

I recommend that the Capitol Building Grant be bonded for a sufficient amount to fund the special debt, thereby returning to the general fund the \$588,912.46 advanced therefrom. In this connection, the following compiled statement of cash in the General Fund and the bonded indebtedness is interesting:

GENERAL FUND.

	<i>Cash on hand.</i>	<i>Bonded debt.</i>
January 1, 1905.....	\$2,362 77	\$1,250,000
January 1, 1907.....	76,781 78	1,340,000
January 1, 1909.....	198,036 38	1,200,000
January 1, 1911.....	223,196 26	700,000
January 1, 1913, overdraft....	369,327 60	(None)

There are due the General Fund sums totaling \$706,429.31, or \$337,101.62 in excess of the overdraft on January 1. These amounts represent a loan of \$588,912.46 from the General Fund to the Capitol Building Fund, which will be returned as soon as the Capitol Building Grant bonds are sold, and \$117,516.85 now in the Scientific Current, the C. E. P. and R. I. Current and the Horticultural Fund, which the last Legislature failed to appropriate.

Funds—

General (overdraft).....	\$369,327 69	
Military		\$67,380 32
Public Highway.....		112,242 33
Permanent Highway		725,314 91
Accident		478,275 39
Current School		65,764 77
Permanent School.....		549,255 08
University Current.....		11,668 28
University Permanent.....		2,061 47
United States.....		55,431 59
Capitol Building.....		10,765 82
Scientific Current.....		38,706 44
Scientific Permanent		6,893 97
Agricultural Current.....		2,289 60
Agricultural Permanent.....		2,104 47
C., E., P. and R. I. Current.....		46,945 38
C., E., P. and R. I. Permanent.....		2,052 23
Normal Current.....		4,749 43
Normal Permanent.....		3,334 69
A.-Y.-P. Exposition (overdraft).....	\$2,594 47	
A.-Y.-P. Guaranteed Interest.....		761 14
Board of Medical Examiners.....		245 00
Quarries Rotary.....		3,762 48
Oyster Reserve.....		4,043 41

<i>Funds—</i>	
Horticultural	\$31,865 03
Morrill	30,264 36
Adams	2,253 08
Hatch	2,154 87
College	6,820 78
Deposit Interest.....	30,813 94
Forest Reserve.....	2,397 12
	<hr/>
Total	\$2,300,617 38
Less Overdrafts.....	371,922 16
	<hr/>
Balance December 31, 1912.....	\$1,928,695 22

On January 1, 1913, the permanent or irreducible funds were as follows:

Common School.....	\$9,255,261 70
University	94,811 47
Scientific	254,493 97
C., E., P. and R. I.....	273,922 23
Agricultural	174,689 47
Normal	167,734 69
	<hr/>

Total cash and bonds.....\$10,220,913 53

These funds are invested in county, municipal and school district bonds and are bringing into the treasury interest in excess of \$1,225.00 per day, including Sundays.

The following sums have been received by me and transmitted to the State Treasurer, from January 1, 1911, to January 1, 1913:

Notary fees from 2,195 applicants	\$21,950 00
Commissioner of Deeds from four applicants....	20 00
From federal government account soldiers' homes	96,644 11
From federal government account 5% sales of public lands	16,211 39
From federal government account forest reserves revenue	56,006 57
From states requiring of other states extradition fees	151 00
	<hr/>

Total

	\$190,983 07
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This state should never again incur the burden of a bonded debt. The indebtedness against the Capitol Building Grant will be retired as the lands are sold. Besides caring for the present indebtedness, the capitol grant, if properly handled, will provide sufficient funds to construct as fine a group of capitol buildings as adorn the seat of government of any state in the Union.

STATE INSTITUTIONS.

The increase in the number of inmates of the state's penal and eleemosynary institutions is greater in proportion than the growth of population of the state. On April 1, 1902, this state was caring for 2,184 inmates in the several institutions; October 1, 1908, the number had increased to 3,526, and four years later, October 1, 1912, the number of inmates was 4,986, with an enrollment, present and absent, of 6,352. This rapid growth in the number of state's wards has made necessary the construction of many new buildings and the establishment of additional institutions. A large part of the revenues of the state is expended in the care and maintenance of those who are committed to the protection or restraint provided by the state. During the past biennium approximately \$930,000.00 was expended in construction and betterments, and \$1,700,000.00 was expended for maintenance at the institutions.

The management of these institutions is a grave responsibility, and efficiency depends upon the experience as well as the professional equipment of the superintendents. Political considerations should have absolutely no weight in the selection of institutional heads. When I became Governor, I found a splendid corps of superintendents in charge of the state institutions and I made no changes. These men were giving the state the full benefit of their experience and exceptional abilities, and I desire to take this opportunity to say that whatever credit is due my administration for the high standard of the state's institution and institutional work is due to the intelligent and unselfish devotion to their duties of the superintendent and their assistants. The wisdom of retaining them in their positions is evidenced by the results.

Your attention is hereby called to the detailed report of the State Board of Control relative to the various state institutions, their growth, management, cost of maintenance, new construction, etc. The present administration has used as largely as possible the inmates of the state charitable, reformatory and penal institutions in out-of-doors work, and especially on the farms, in gardening, dairying, etc. It has been beneficial in two ways:

First: Improvement in the health of the inmates.

Second: Tending to reduce the cost of maintenance of the institution.

This policy I hope will be continued, and to that end several of our institutions should be given more lands for garden and farm purposes, especially at the Training School, Penitentiary and the School for Defective Youth.

During the last biennium the value of the farm, garden and dairy products of the various state institutions totaled \$172,192.35, as against \$99,200 for the previous biennium.

Prior to the present administration the operation of the jute mill at the State Penitentiary had been a heavy load upon the taxpayers, but through the introduction of better business methods in handling the

mill and its products, we have, during the past biennium, turned into the state treasury a profit of \$108,316.48. During the period from October 1, 1911, to September 30, 1912, 1,958,482 bags were manufactured and sold, and for the calendar year 1912 the output of the factory was 1,928,085 bags. The total number of grain bags sold during the last biennium was 3,352,309, bringing into the state treasury \$255,004.03, or an average price per bag of 7.61 cents.

In my second message to the Twelfth Legislature I made the following recommendation:

"Under our present law, when an inmate of the Institution for Feeble-Minded has attained his or her majority, it is mandatory upon the superintendent to discharge the patient. When released from restraint the tendency of these unfortunates to procreate is well known, and, as like begets like, the offspring becomes a public charge. If this is permitted to continue, far greater appropriations for the maintenance of these unfortunates will have to be made each biennium. It would be true economy on the part of the state to remove the age limit and provide for these unfortunates as long as they live, and, accordingly, I recommend that the second and third lines of section 2, sub-chapter 6, chapter 97, Session Laws of 1909, be amended to read: 'Who are six years of age or over, and who are idiotic or feeble-minded.'"

No action was taken on this recommendation and I urge upon you the necessity of immediate consideration of this suggestion.

I also called the attention of the members of the last legislature to certain conditions existing at the State Training School.

1. As to the separation of the sexes and the establishment of a separate institution for the girls, and asked for an appropriation therefor.

2. An appropriation of \$20,000 for the construction of a gymnasium and a study room for the boys.

It is a disgrace to the state to permit the present conditions at the school to exist any longer than is absolutely necessary. Nothing is to be gained by keeping the boys and girls together in this institution, and much is to be lost. I cannot urge upon you too strongly the necessity of remedying present conditions. By crowding in as close as it is possible to get the beds, the institution can take care of sixty girls, where there should be room for at least twice that number. For the proposed new institution I would suggest the cottage plan rather than the construction of one large building.

There is no study room at the institution for the boys, nor is there a place where they can gather together for recreation and study in the evenings, other than two basement rooms about 40 by 50 feet each. You will readily realize that such conditions are far from hygienic and are detrimental to the physical development of the inmates.

TRANSFER OF NON-RESIDENT INSANE.

Several states provide for transporting non-resident insane patients to the states of which they are legal residents. For the sake alone of

maintaining comity, the State of Washington ought to provide for sending non-resident insane patients to their places of residence. In addition to this important consideration, the question of economy argues strongly for such a provision. Reports recently received from the superintendents of the Eastern and Western Hospitals for the Insane show that these two institutions are now caring for 255 known non-resident insane patients at an annual maintenance cost of about \$43,000. Dr. Semple, of the Easter Hospital, summarizes the cost to the state of each of these patients in the following statement: "It is claimed by many authorities that the average life of the insane as they come is twelve years. Some put it lower than that. I think a very conservative estimate is ten years. New fireproof buildings cost approximately \$750 per patient. The following figures say nothing of the portion of time, which means money, that the State Board of Control gives to these institutions:

Per capita cost at 50 cents per diem for 10 years..	\$1,825 00
Building space occupied, per capita.....	750 00
Interest on the investment at 5% for 10 years....	375 00
Repairs on plant per capita for 10 years.....	111 00
	\$3,061 00

After deducting from the item "cost of construction," which should not be charged in full to one patient since in the life of a building several patients would use the same space, the cost to the state for caring for each non-resident insane person would total at least \$2,500. Thus it becomes apparent how great a saving can be effected by providing for deporting these patients. The State of Minnesota, which has a provision of this kind, saved \$125,000 during the biennium 1910-11 through its operation.

PUBLIC SERVICE COMMISSION.

The last Legislature placed upon the statute books of the state two measures of unusual importance, one, the Public Service Commission law, and the other the Industrial Insurance Commission law.

The creation of the Public Service Commission placed all public service corporations doing business in the state under regulative control of this Commission, and gave to the Commission power to make a physical survey of the property of the public service corporations to ascertain what the plant cost to produce, what it would cost to reproduce, its present value, and upon these findings base the rate the corporation may charge for services performed.

According to data recently compiled by the Commission since the operation of the law, it appears that there are now approximately seventeen hundred of such public utilities in the state under regulation with reference to their rates, service, etc., and subject to the requirements of the Public Service Commission law. The regulation of the public service corporations may now be said to be a fixed legislative

policy of the state. If such regulation is to be intelligently and efficiently conducted then the attention of the Legislature must constantly be directed toward such work to the end that proper and sufficient administrative machinery be provided.

The accomplishments of the Public Service Commission since the enactment of that law amply justify the legislative wisdom in the creation of the Commission. Accident investigations have been conducted and many protective devices ordered installed. Hundreds of informal complaints have been received and satisfactorily adjusted and questions relating to rates, service, facilities, rules, regulations, etc., of public service companies adjusted without the necessity of formal hearings. Gas, electric and water rules have been promulgated by the Commission providing for meter testing, meter readings, limiting the amount of advance payments and deposits, requiring companies to give consumers 8 per cent per annum upon deposits, requiring the abandonment and abolishment of meter rentals and charges for meter installation, etc. These gas, electric and water rules promulgated by the Commission and effective June 15, 1912, have saved thousands of dollars to gas, electric and water consumers. Reciprocal demurrage rules have been promulgated for the protection and security of shippers unable to secure equipment for their produce and merchandise. Physical connection has been ordered between different telephone companies, thereby affording better long distance service. Water, gas, electric, power and irrigation cases have been heard and adjusted and in many instances better service and lower rates afforded to the public. The properties of the public service corporations have been valued in many instances and such valuations certified to the taxing authorities of the state, thereby affording a definite and scientific basis for taxation. Upon request of the farmers and hay growers of Eastern Washington, interior grain and hay inspection points were designated for the inspection and weighing of hay.

SEPARATION OF GRADE CROSSINGS.

A careful and analytical study of the workings and operation of the Public Service Commission law discloses that one or two matters relating to the Public Service Commission are entitled to serious consideration on the part of the Legislature. The Commission should be clothed with authority to order elimination of dangerous grade crossings. In 1909 the Legislature empowered the Commission to permit or prohibit grade crossings, but the law was not retroactive and only applied to crossings thereafter constructed. The Commission prepared and presented to the 1911 session of the Legislature a bill authorizing separation and elimination of dangerous grade crossings, along the lines of similar legislation in New York and other Eastern states. The bill failed of passage for the reason that the Legislature apparently was not sufficiently impressed with the importance of the same. The death of a prominent Seattle citizen at one of these dangerous crossings in July, 1912, emphasized the necessity for further affirmative legislation.

There are many grade crossings in this state that must be eliminated, for the state cannot continue to sacrifice its citizenship by failure to pass such a law. Public sentiment is demanding action. Railroads and highways are extending rapidly in the state and the importance of additional grade crossing legislation requires no further comment. I earnestly urge early and careful consideration of this important subject. The matter of the apportionment of the expense incident to grade separation is one of legislative detail.

SUPERVISION OVER PUBLIC SERVICE SECURITIES.

For the protection of the investing public I urge the passage of a law providing for a strict and rigid regulation of irrigation projects. The Public Service Commission should be empowered to compel all irrigation companies to make written application to the Commission setting forth in detail their entire project, giving the estimated cost thereof, the methods to be employed for financing the same, the forms of contract under which it is proposed to sell land and water rights, etc. The Commission should then make a thorough investigation of the entire project, examine the character of the soil, quantity of water, what amount would be sufficient for a reasonable maintenance fee, and examine carefully into the financial status of the company and its ability to complete the project. The Commission could then determine whether or not the enterprise was feasible and bone fide and issue a certificate of approval and, while not guaranteeing the success of the enterprise, nor insuring the investor against dishonest management, would nevertheless have the effect of eliminating all ill-conceived and premature projects not founded upon a sound financial or business basis. Such a law would be of immense benefit to those companies who are doing business and propose to do business upon sound business principles. The irrigation situation in the state demands the serious consideration of the Legislature to the end that proper safeguards be provided for the investing public.

Many states have laws which provide that no issue of stock certificates, bonds, notes or other evidence of indebtedness payable in more than twelve months by any public service company shall be valid without a certificate of authorization from the Commission. The California statute relating to this subject is somewhat similar to that of Wisconsin, New York, Massachusetts and other states, and provides in part as follows:

First: That public utilities may issue certain securities only for certain definite purposes specified in the act, such as acquisition of property, the construction, completion, extension or improvement of its facilities, etc.

Second. That any company desiring to issue such evidence of indebtedness shall make a written application therefor to the Commission. A thorough investigation shall be made by the Commission's experts. A hearing shall then be had and an order made either granting or denying said application.

Third. That if the Commission grants said application it may attach such condition or conditions to the issuance of said securities as it may deem reasonable and necessary.

Fourth. That the company shall not issue or dispose of said securities on any terms less favorable than those specified in the order and the proceeds from the sale therefor shall be expended only as directed in said order.

Fifth. That no franchise or permit shall be capitalized in excess of amount actually paid to the state or to the political subdivision thereof as a consideration for the granting of such franchise or permit nor shall any contract for consolidation or lease be capitalized.

Sixth. That the Commission shall have the power to require the public utility to account for the disposition of the proceeds of all sales of securities authorized by the Commission.

Seventh. That all securities issued without the authorization of the Commission shall be void.

Eighth. That the approval of securities by the Commission does not operate as a guarantee of the same by the Commission and does not obligate the state to pay the same under any conditions.

I urge the passage of similar legislation for the State of Washington, believing that the control of stock and bond issues of public service corporations will inure not only to the benefit of the investing public but also to the benefit of the companies themselves.

INDUSTRIAL INSURANCE.

The second measure of great importance is the workmen's compensation or Industrial Insurance Law. By reason of the enactment of this law, Washington is placed in the forefront of all the states in the Union in the matter of providing for the care and protection of those injured in industrial pursuits. The law has proved a boon to employer and employee alike, and has also materially relieved the pressure upon the courts. It is working out far better than its friends had hoped for. That some minor changes should be made is without question, for it is not within the range of human limitations that a new proposition so elaborate and so far-reaching as this law can be written the first time and put into effect without discovering discrepancies and omissions, or provisions where changes could be made which would prove beneficial. I recommend:

First. That the rates of some of the sub-groups be adjusted.

Second. That the Commission be given greater latitude in making changes in rates.

Third. That the number of classifications be reduced.

Fourth. That the pension awarded to workmen totally incapacitated from gainful labor be increased fifty per cent.

Fifth. That where a workman under twenty-one years of age leaves actual dependents, he should be treated the same as if over twenty-one years of age.

Sixth. That the employers be required quarterly to submit to the Commission their payrolls for the quarter then ending.

Seventh. That the inspection of dangerous machinery and conditions conducive to accidents be placed under the jurisdiction of this Commission.

Eighth. That the Commission be empowered, after due hearing, to establish minimum standards of safety.

Ninth. One of the common complaints against the department is the length of time required to get financial aid to the injured workman. The Commission should be given greater latitude in relieving immediate necessities.

Tenth. A first aid law should be enacted, the intent being to supply the injured workman with immediate and sufficient first aid, and this will relieve the pressure on the accident fund.

Your attention is called to the exhaustive report of the Commission appointed to administer the law.

Owing to the lack of funds and the danger of creating a deficiency, on December 1st the Commission was compelled to discharge many valuable employees and close the branch office of the Industrial Insurance Department at Bellingham. The business interests of that city, through their Chamber of Commerce, came to the rescue and made arrangements to pay the running expenses of that office until the first of April, rather than to have the office closed and the work of the Commission delayed. I trust that you will reimburse the Chamber of Commerce of Bellingham for its outlay.

ECONOMY IN ADMINISTRATION.

The growth and development of the state quickens the tendency to increase the functions and cost of government by adding new departments and multiplying the number of administrative offices. This cannot be avoided altogether. As new functions of government are created, new departments must be added to administer the law, as, for instance, the Public Service Commission, the Commission for the Establishment of a Uniform System of Accounting, and the Industrial Insurance Commission. This tendency, however, should be checked as much as possible, and after the problems of a new department have been solved, for the sake of economy it should be united with some other similar department wherever it is possible to do so without crippling the efficiency of the government.

With this end in view, I recommended to the last Legislature the abolishment of the Tax Commission and Insurance Commission offices and uniting the work in a commission to be known as the Public Revenue Commission. Such commission, in addition to taking on the work of the Tax Commission and Insurance Commission, should also have charge of the collection of the indirect revenues. We are fast changing, and it is proper that we should, from a direct property tax to an indirect revenue income, and the work in this line will increase very rapidly from now on.

I also recommended that the offices of Labor Commissioner and Mine Inspector be incorporated as bureaus in the Industrial Insurance Department, and again I urge that these obviously advantageous consolidations be made.

SOCIAL CENTER MOVEMENT.

In my message to the last Legislature I referred briefly to the social center movement, recommending a larger use of public school buildings and grounds. On the basis of economic waste alone, it is regrettable that public school property should be used but thirty-six out of fifty-two weeks yearly, and that use not to exceed eight hours per day for five days per week. A moment's calculation will show that we are not getting half of the available use out of school property.

The social center movement is akin to the university extension movement for further adult education, but it is a growth from the common schools upward instead of an overflow from the university downward. That it is being assisted by the universities gives it standing. Our own University of Washington and other universities have issued bulletins on this subject suggesting how the movement may be helped along.

The school house is the natural social center in the village and rural school districts. In order to secure the fullest development of the availability of these schools to meet the social needs and advance the economic interests of the localities in which they are located, it is necessary to secure permanent resident teachers of ability who may become closely identified with the interests of the community. To this end I renew the recommendation I made to the Twelfth Legislature that the board of school directors be authorized to erect suitable residences with modern conveniences for the principals of schools and their families, and also to acquire by purchase or donation tracts of land adjacent to public school buildings sufficiently large to be used for experimental farming, forestry, picnic, playgrounds, etc.

In the cities, while people still naturally gravitate for their social pleasures toward the school building, if within easy walking distance, organization and intelligent supervision are needed, which, like all other good things, must be paid for. I believe that it would be advisable to permit the school boards to employ and pay for out of regular school funds one or more supervisors of social center work whose duties shall be to provide generally from local sources, lectures, discussions, musical entertainments and educational moving picture shows for the benefit of children and parents together. It will tend to unify such work and render it truly educational by placing all such meetings under authority of the social center supervisors. Even then in a city the size of Spokane, with its thirty-seven school buildings, covering over fifty square miles of territory, the entertainments directly planned by two supervisors, holding nightly meetings, would not reach each school building oftener than once in three weeks. This would not, however, limit more

frequent voluntary meetings of school patrons of more purely social character under the control of local committees.

In many eastern cities the social center meetings have become well established and have proved great successes, reaching many thousands of people with their uplifting messages. One of the results is that almost every new public school building now contains a public auditorium, and the people feel more free to use their own public property than ever before.

CHEAPER MONEY FOR AGRICULTURAL DEVELOPMENT.

The development of the agricultural sections of the state is retarded owing to the fact that the farmers cannot secure money at a low enough rate of interest or on long enough time to warrant them in borrowing sufficient sums for their needs. In some sections of the state from three to five years, and often longer, are required to develop raw farm lands up to a state of profitable production. In other portions of the state the farmers from assessment districts and bond the lands to secure money for the purpose of getting water on the land for irrigation purposes. Under the present law the state cannot loan its permanent funds to the farmers direct, neither can it purchase the bonds of an irrigation or assessment district.

The counties and municipalities can borrow outside capital as cheaply as the state will loan its funds, but when the farmer makes his loans he is compelled to pay a much higher rate of interest and can borrow for a limited time only. Time is almost as important an element as low rates of interest to the borrower, and it is immaterial to the state, so long as the interest is paid promptly, how long the loan runs, whether five years, ten years, or twenty years.

One means of providing money at low rates of interest and for long time loans would be a constitutional amendment to permit the State Board of Finance to invest the permanent funds of the state in farm mortgages and assessment district bonds.

A preferable alternative to this plan, however, would be provision for rural co-operative credit association. The problem of establishing banking credit for the small farmer as well as the small trader and industrialist, on the basis of property and products, has been solved, to the great profit of all concerned, in many European countries. Prior to the session last April at Nashville, Tenn., of the Southern Commercial Congress, which had been called to discuss the European systems of rural co-operative credit, I endeavored without success to find an influential citizen of Washington interested in the subject who might be willing to accept an appointment as delegate to that conference. I am informed that as a result of the Nashville meeting, promoted originally by the American delegate to the International Agricultural Institute at Rome, organized bodies in nearly thirty states have undertaken an examination of the matter for the purpose of hastening legislative activity.

The systems of co-operative credit founded in Germany nearly half a century ago have spread to other European countries, and have been of late years established with modifications in Ireland and British India. Different forms of organization have grown out of the original principles applied under what are known in Germany as the Raiffeisen banks, the Schultz-Delitsch banks and the Landshaftern. In some instances, notably Belgium, state aid has been extended effectively.

Without attempting to enter upon a discussion of the various co-operative rural banking systems which are proved successes, I would recommend that the present Legislature make provision, though a small appropriation becomes necessary, for expert investigation of the entire subject, with a view to bringing about practical legislative action if deemed wise, at the succeeding Legislature.

SPECIAL EXAMINING BOARDS.

There are several special examining boards in this state, such as the State Board of Medical Examiners, State Dental Board, State Board of Pharmacy, Optometry Board, and others of similar nature. The duties of these boards are to examine as to the fitness of those who wish to practice their professions in this state. These boards are doing a good work in protecting the state against fakers and imposters. The members of these boards serve without pay other than their actual expenses while in attendance at the board meetings. The money for the payment of these expenses comes from an examination fee charged each applicant. There being no public accounting of this money, there has arisen some objection as to the manner in which these funds have been handled. In order to place the members of the various boards above criticism, I recommend that hereafter the fees collected be turned into the public treasury and the expenses of the members of boards be paid the same as those of other public officials.

PRIMARY ELECTION LAW.

I recommend the enactment of a Presidential Preference Primary law, and, in the interest of economy, suggest that the nominations for state and county offices be made at the same time that delegates to the national conventions are chosen.

I further recommend that the second choice provision of the present primary election law be eliminated, or else made non-compulsory. The second choice provision leads to confusion, and the election returns show that in some localities that provision is enforced, while in others it is totally ignored by election officers, who often count the first choice whether the voter expresses a second choice or not.

Owing to the confusion in counting those ballots whereon the voter marks a cross in the circle at the top of the party column and then makes a mark after one or more names in another column, I recommend that the circle under the party designation be removed and that the voter be required to make a mark in the square at the right of the name of every candidate for whom he wishes to cast his ballot.

RIGHT OF FRANCHISE.

Many citizens are compelled to be away from home or out of their voting precincts on general election day, and under the laws of this state they are thereby deprived of their rights of franchise. Railroads must be operated, mails must be delivered, and we insist that business activities shall not be halted even on this day, and the men who are compelled to attend to these duties are often disenfranchised. I recommend the enactment of a law that, with proper safeguards, will permit such persons to vote in any precinct in the state where their duties may require them to be on that day.

FRAUDULENT STOCKS AND BONDS.

Every year the people of this state sustain a large financial loss through investments in stock and bond schemes which have no market value. These fake schemes hurt the reputation of the state and are a serious detriment to the flotation of legitimate propositions that are based upon genuine values.

I recommend the enactment of a law requiring that, before a stock or bond proposition can be placed upon the market, the promoters must receive from the Public Service Commission, or some other duly constituted authority, approval of their enterprise and consent to place their securities before the public—the state to remain free, however, of all liability in the event of a failure of the enterprise.

IRRIGATION PROJECTS.

There are two proposed irrigation projects in the south central portions of the state—the Palouse Irrigation Project in Franklin county, and the Quincy Irrigation Project in Grant county. So extensive are these projects and so productive are the soils that if water can be brought upon these lands the two areas will sustain a population nearly equal to the present population of the state. Because of the magnitude of these enterprises and their far-reaching importance to the state as a whole, I recommend that a sufficient appropriation be made to enable the State Board of Geological Survey to secure all the engineering data necessary to determine the proper detail plans and the actual cost of placing water upon these lands.

WATER CODE.

Agreeable to a resolution passed in a convention of water users and those who have water to sell in the irrigated portions of our state, held in Spokane early in 1912, I appointed a committee of prominent citizens to make a study of the water laws of the state, and I requested this commission to prepare a bill to provide for correcting the unsatisfactory provisions of those laws. This bill has been prepared and will be presented for your consideration in due time.

The gentlemen who were selected to take up this work have devoted much time and thought to the preparation of the proposed law. They have also incurred some expense, and I recommend that they be

reimbursed for cash expended. They have willingly given their time and ability, which we are glad to accept, but the state should not be willing to permit them to suffer a pecuniary loss in the prosecution of a work beneficial to the state.

REFORESTATION.

Over one-half of the merchantable timber in the United States today is to be found in the states of Montana, Idaho, Oregon, California and Washington. In this state rapid inroads are being made in the forests and no steps have as yet been taken to perpetuate the supply of timber. I deem it high time that the Legislature take some action looking to the reforestation of the cut-over areas of the state that are not better adapted to agricultural development. This work should be undertaken by the state direct, and, furthermore, a law should be enacted encouraging private land holders to start new forests. I trust this subject will have your most serious consideration.

CHENEY NORMAL.

The administration building at the Cheney Normal School was destroyed by fire last June. Owing to the efforts and self-sacrifice of the citizens of that city, temporary arrangements have been provided so that the work of the school has been but little interrupted. An appropriation should be made as early as possible for the erection of a new administration building and the purchase of library apparatus, etc. The Board of Trustees of that institution should be directed to construct a fireproof building. This policy should be adopted by the state in the construction of all permanent buildings.

FISHERIES.

For several years those connected with the fishing industry in this state have been subjected to considerable criticism because of the belief that they were prosecuting that industry without regard to the conservation of the supply of food fish, and that criticism has included the State Fish Commissioner's Department. Failure to properly enforce the laws governing the taking of food fish in the waters of the state has frequently been charged. In view of this criticism and for the purpose of protecting and developing the fishing industry, I appointed a committee of five State Senators in the summer of 1911, and requested them to examine into the subject of the food fishing industry in this state and the administration of the Fish Commissioner's Department. That committee was composed of Senators H. M. White, Josiah Collins, D. S. Troy, Ralph D. Nichols and F. J. Allen. These gentlemen made an examination into the conduct of the Fish Commissioner's Office and a careful study of the fishing industry as relates to the conservation of the supply of food fish. They have submitted a comprehensive report and recommendation which I transmit herewith, and which I trust will receive your thoughtful consideration.

In this connection I wish to direct your attention to the lack of care bestowed by the state upon its thousands of acres of oyster lands. Because of neglect, this valuable heritage is rapidly deteriorating and will soon become of little value unless protected.

A fixed and continuing policy of developing these lands should be adopted, or else they should be sold or leased to those who will bring them up to the highest state of cultivation.

If the shellfish industry is properly encouraged through propagation and care of the producing areas it will greatly add to the wealth and commerce of the state.

I recommend that you provide for the immediate protection and supervision of the state reserves and all state lands producing oysters, clams and crabs, and that the Fish Commissioner and Oyster Board be given the assistance of a deputy with such salary and traveling expenses as you may deem proper to perform the work.

PUBLIC LANDS.

Over 600,000 acres of the common school lands granted to this state by the Federal Government at the time it was admitted to the Union are now tied up in federal reserves and are of no value to the state in their present condition. I am advised that several of the western states, with their granted lands similarly situated, have been enabled to effect a change by taking grants in a body and relinquishing back to the Federal Government the lands lying within the federal reserves.

I recommend that you, by suitable resolution or law, authorize the Governor and Land Commissioner to relinquish the state's interest in sections 16 and 36, where located in forest reserves, Indian or military reservations, to the Federal Government and accept in lieu thereof an equal acreage along the lower reaches of the present reserves, the selections first to be approved by the State Board of Land Commissioners, and that you make an appropriation for carrying out this exchange. You can readily see the benefit that will accrue to both the Federal and State Governments by reason of this exchange. It will leave the state's lands in compact bodies, easily accessible, whereas, they are now scattered throughout the mountain regions and because of their location are not marketable. The benefit accruing to the Federal Government will be the advantage of having its lands in a solid body and not subject to attack by the state because of the injustice done the state by the Federal Government by sequestering in reserves the heritage granted to us by the enabling act.

ROADS.

The present road laws have proved highly satisfactory in practical operation. It seems to me that they are fully adequate for carrying into effect any road policy the Legislature may see fit to adopt. The in-harmony that developed between the State Highway Department on the one hand and local officers on the other under the old State Aid Law, has been entirely eliminated under the present highway laws.

This alone is a consideration of such vital importance in formulating a state road policy that it should be carefully weighed by the Legislature before any radical changes that may be proposed in the present road laws are acted upon. The great importance to the state of constructing good roads and fostering the good roads movement is so fully appreciated that extended comment on that score is unnecessary, but, in this connection, I do wish to impress upon you the necessity of adhering to a consistent and comprehensive program in the adoption of any road policy. Only in this way can satisfactory results be attained. Any hap-hazard, pork-barrel or grab-bag method of appropriating road fund is certain to end in disaster to the good roads cause.

ROAD MAINTENANCE.

I wish again to urge upon you the advisability of providing a road maintenance fund. It is false economy and a waste of public funds to construct high-class highways and then fail to provide for their permanent up-keep.

PANAMA-PACIFIC AND PANAMA-CALIFORNIA INTERNATIONAL EXPOSITIONS.

The Panama-Pacific International Exposition, to be held in San Francisco, and the Panama-California Exposition, to be held in San Diego in 1915, will undoubtedly excel anything of the kind heretofore undertaken. Hundreds of thousands of people from all parts of the world will visit the Golden State that year. Never before has a greater opportunity been offered to advertise and display the resources of Washington than will be afforded at these expositions—an opportunity we cannot afford to miss. Furthermore, in consideration of the fine display California made at the Alaska-Yukon-Pacific Exposition in 1909, and the courtesy due a sister coast state, it is obligatory upon us to make as generous display at these expositions as our means will warrant. With these matters in mind, early last year I requested several of the commercial bodies of the state to recommend representative citizens to go with me to San Francisco and assist in the selection of a site for the proposed Washington building at the Panama-Pacific International Exposition. The site that was selected is one of the best on the grounds and can be made the center of attraction among the states' exhibits. Lack of time alone prevented us from visiting the site of the Panama-California Exposition and make a selection there also, but this should be done at the earliest possible date. The selection and preparation of material for these expositions should be handled by one commission.

MOTHER'S PENSION.

Every year men who are sent to the state penal institutions leave behind them families with small children in more or less destitute circumstances. With the father gone, the mother is compelled to seek employment away from home to earn something with which to keep

her little flock together. With no one to look after them while the mother is away at work, the children often fall into evil ways and into the clutches of the law. Since they have less of this world's goods and are in a state of chronic want it is more difficult for them to resist temptation to do wrong than it is for children more fortunately situated. In view of this condition, the growth of some of our state institutions is not surprising. Stories of the distress and hardships borne by these mothers are poured into the ears of those vested with the pardoning power almost daily and account somewhat for the number of pardons granted.

I am sure the people of this state do not want these conditions to continue longer than is necessary. Every child born under the stars and stripes is entitled to be well fed, well clothed and well cared for in its tender years and to receive a fair education. If the parents cannot do this, then the state must, or else, our boasted civilization is a failure.

I recommend that the state pay a small annuity to mothers who are left with families in destitute circumstances. The amount of the annuity should be proportioned to the number of dependent children under sixteen years of age. I believe also that state aid and supervision should be extended to orphan homes.

PORTRAITS.

Through the efforts of Senator W. L. Jones and the courtesy of Mr. C. F. Gunther of Chicago, the state has been presented with one of the original Gilbert Stuart oil portraits of George Washington. This fine painting hangs in the governor's office. I trust the Legislature, by an appropriate resolution, will convey to Mr. Gunther the thanks of the state for this valuable gift.

Due to the efforts of Governor Mead, we now have in the Governor's office a likeness of all but one of the territorial governors, most of them photographs and in different states of preservation. Steps should be taken to have them reproduced in oil. In this connection, I beg to call your attention to the fact that no appropriation has been made for the purpose of having portraits in oil made of Governor Mead and Governor Cosgrove. This matter should engage your attention.

NATIONAL UNIFORM LAW CONFERENCE.

Our representatives to the National Uniform Law Conference recommend the enactment of the Warehouse Receipt Act and the Uniform Bills-of-Lading Law, which have been approved by the National Conference.

We have been sending representatives to this conference for years but have never made an appropriation in advance with which to pay their expenses, requiring them to ask for relief bills, and, furthermore, we have never provided for paying our share of the expenses of this

conference. We should not be willing that other states represented at this conference should be compelled to pay our share of the necessary costs.

GENERAL RECOMMENDATIONS.

I urge the ratification of the constitutional amendment submitted by congress providing for the direct election of United States senators.

I urge the enactment of a law prohibiting the employment of white female help in Chinese and Japanese restaurants.

Your attention is called to State Auditor C. W. Clausen's recommendation that the reports of the state departments be referred to one board for editing. The suggestion is good. There is no question but that much money is wasted each biennium in the preparation and duplication of reports of the various state officials. With some central body to pass upon what each department shall publish in its report this waste and duplication can be avoided.

There is no provision of law authorizing the state auditor to draw warrants on the state treasurer for the purpose of advancing money to the superintendents of the state institutions with which to meet immediate and urgent needs. Heretofore the state auditor has relieved the institutions by authorizing the advancement of money to the superintendents, and has protected himself by taking bonds from those to whom advances have been made. This has been done without authority of law, and I recommend that the auditor be relieved of this burden and that a law be enacted authorizing the advancement of small sums of money to the various superintendents.

Complaints have been made that superior court judges delay handing down their decisions until long after the ninety-day limit as provided in section 20, article IV of the State Constitution. This is a source of criticism against the courts that can and should be eliminated.

I recommend the enactment of a law that will empower the prosecuting attorneys to subpoena witnesses to appear before them and give testimony for the purpose of investigating crimes.

The laws of Oregon and California prohibit the marriage of Caucasians with either Negroes or Mongolians, and I recommend that similar legislation be enacted in this state.

At the request of the King County Bar Association, I appointed a commission of prominent attorneys to prepare and submit a bill looking to the simplification of court procedure and eliminating the long delays often complained of by litigants. The portion of the commission to whom was assigned the provision relative to probate laws has its report ready and will submit it in due time.

In closing, I trust that your deliberations will be governed by a spirit of harmony and guided at all times by a purpose to advance only the best interests of the entire state. In my successor you will find an able and conscientious executive, ready and anxious to cooperate with you in promoting the welfare of all the people of the

state, and I trust that his recommendations will be given earnest consideration, free from partisan bias; that the relations between the legislative and executive departments may early be established on a basis of cordiality and mutual respect, and that throughout the incoming administration, these two important branches of the state government may work together in perfect accord to the common end that the greatest good may be secured to the greatest number.

M. E. HAY,
Governor of Washington.

At 11:30 a. m., on motion of Senator Metcalf, the joint session dissolved.

At 11:45 a. m. the Senate resumed its session in the Senate chamber.

Governor-elect Ernest Lister appeared on the floor of the Senate, was voted the courtesies of the Senate and at the invitation of the president *pro tempore*, Senator Allen, took a seat at the president's desk.

Lieutenant-Governor-elect Louis F. Hart was escorted to the president's desk and the oath of office as Lieutenant Governor of the State of Washington was administered to him by Justice Wallace Mount of the Supreme Court.

Rev. F. X. LaViolette, of Seattle, offered prayer.

Lieutenant-Governor Hart, *ex-officio* president of the Senate, in taking the chair addressed the Senate as follows:

"For the courtesy extended to me by the Senate in granting to me the privileges of the chamber, I desire to thank you.

During the two days that I have been permitted to witness your deliberations I have been strongly impressed with the idea that reference to party politics and party affiliations ought to be omitted from all of our discussions. I do not know of any partisan legislation that is likely to come before the Senate. If such questions do arise you will naturally voice the sentiments and desires of your party, and by your vote endeavor to crystalize into law the tenets of your party. Believing, however, that no such legislation will occupy the attention of the Senate during this session, I sincerely trust that the Senators, while engaged in the work of the Senate, will, as far as possible, forget all matters of partisanship and labor solely in the interest of the people of the state.

In attempting to analyze the vote of the people of the state, as cast at the last general election last November, we were all impressed with the independent or non-partisan action of the people of the state in selecting its officers, and, whether non-partisanship in the election of county and state officers is for the best, or whether it be more in the

nature of an experiment, I have accepted the action of the people as instructions to me in carrying out the duties imposed upon me by the constitution and laws of the state and the rules of this Senate.

In assigning various senators to places upon standing committees, I have done so with absolute disregard to party lines. It has been my endeavor to place each senator where I believed he would be able to accomplish the best results. In determining the places for the several senators I have taken it upon myself to visit the various sections of the state, and as far as possible to meet you in your respective home communities, and not only to talk with the senators, but through confidential communications to learn from the constituents of the several senators such peculiar qualifications for committee work as would enable me to act intelligently in making such assignments.

In submitting the list of committee assignments as prepared by me, I beg to assure you that while I seek to shift no responsibility, I have not such a pride of paternity in these committees as to think that my judgment is better than forty-two men. If, in your wisdom, you believe that the Senate committees could be more beneficially arranged, I desire you to feel perfectly free to make such changes as you deem best. I have done the best I could. I am willing that you shall improve upon my work.

If we can so work during the next sixty days that we will have the good opinion of each other, and deserve the commendation of the people of the state, then will our efforts have been a success.

I now submit to you the assignment of standing committees which, under the rules of the Senate, will be made a special order for your consideration at 2:30 p. m. tomorrow.

Agriculture—Senators McCoy (chairman), Cotter, Bethel, Weatherford, Chappell.

Appropriations—Senators Troy (chairman), Anderson, Carlyon, Piper, Brown, Scott, Landon, Hutchinson, French.

Banks and Banking—Senators Stephens (chairman), Anderson, Leonard, Bowen, Weatherford.

Cities of First Class—Senators Shaefer (chairman), Steiner, Davis, White, Stephens, Allen, Metcalf.

Claims and Auditing—Senators Wende (chairman), Allen, Phipps.

Commerce and Manufactures—Senators Fairchild (chairman), White, Shaefer, Jackson, Campbell.

Congressional Apportionment—Senators Hewitt (chairman), Carlyon, Sharpstein, Landon, French, McCoy, Troy, Anderson, Bethel.

Constitution and Constitutional Revision—Senators Imus (chairman), Phipps, Wende, Collins, Sharpstein.

Corporations, other than Municipal—Senators Piper (chairman), Shaefer, Stephens, McGuire, Sutton.

County and County Boundaries—Senators Chappell (chairman), Bowen, Wende, Hall, Rosenhaupt.

Dairy and Live Stock—Senators Bowen (chairman), Stephens, Mammer, Espy, Cotter.

Dikes, Drains and Drainage—Senators Hammer (chairman), Espy, Bowen.

Education—Senators Davis (chairman), Sharpstein, Phipps, Piper, Bethel.

Educational Institutions—Senators Sutton (chairman), Flummerfelt, Landon, White, Hall, Espy, Imus, Metcalf.

Elections and Privileges—Senators Metcalf (chairman), Iverson, Wende, Collins, Brown.

Engrossed Bills—Senators Wende (chairman), Davis, McCoy, Piper, Hutchinson.

Enrolled Bills—Senators Weatherford (chairman), Chappell, Nichols, Scott, Rosenhaupt.

Fisheries—Senators White (chairman), Espy, Hammer, Imus, Iverson, Nichols, Troy, Collins.

Game—Senators Collins (chairman), Phipps, White, Campbell, Troy, Sharpstein.

Game Fish—Senators Bethel (chairman), Scott, Chappell, McCoy, Steiner.

Harbor and Harbor Lines—Senators Landon (chairman), Brown, Carlyon, Espy, Piper.

Horticulture and Forestry—Senators French (chairman), Weatherford, Cotter, Hutchinson, Jackson.

Insurance—Senators Allen (chairman), Flummerfelt, Hall, Sutton, Jensen.

Irrigation and Arid Lands—Senators Flummerfelt (chairman), Scott, Bethel, McGuire, Hutchinson.

Judiciary—Senators Rosenhaupt (chairman), Sharpstein, Landon, White, Shaefer, Nichols, Metcalf, Imus, Steiner, Wende, McGuire, Phipps, Collins.

Labor and Labor Statistics—Senators Campbell (chairman), Hewitt, Metcalf, Landon, Rosenhaupt.

Legislative Apportionment—Senators Jackson (chairman), Stephens, Wende, Leonard, Hall, Chappell, Sutton, Allen, Metcalf.

Medicine, Dentistry, Surgery and Hygiene—Senators Jensen (chairman), Sutton, Carlyon.

Memorials—Senators French (chairman), Fairchild, Allen.

Military—Senators Brown (chairman), Hewitt, Jackson, Shaefer, Jensen.

Mines and Mining—Senators Cotter (chairman), Brown, Anderson, Flummerfelt, Bowen, White, Imus.

Municipal Corporations—Senators Sharpstein (chairman), Cotter, Iverson, Hammer, Hewitt.

Printing—Senators McGuire (chairman), Metcalf, Anderson, Allen, Rosenhaupt.

Public Buildings and Grounds—Senators Carlyon (chairman), Davis, Piper, Scott, Chappell.

Public Morals—Senators Espy (chairman), Campbell, Steiner, Sharpstein, Carlyon, Anderson, Shaefer.

Public Revenue and Taxation—Senators Scott (chairman), Fairchild, Jackson, Bethel, Hutchinson.

Pure Food and Drugs—Senators Jensen (chairman), Allen, Carlyon.

Railroads and Transportation—Senators Anderson (chairman), Piper, Bowen, Stephens, Hewitt, Fairchild, Imus, McGuire, Carlyon.

Roads and Bridges—Senators Nichols (chairman), French, McCoy, Flummerfelt, Anderson, Leonard, Brown, Collins, Hall, Metcalf, McGuire, Phipps.

Rules and Joint Rules—Mr. President (chairman), Senators Carlyon, Hall, Troy, Shaefer, Collins, Sharpstein.

Salaries and Mileage—Senators Iverson (chairman), Sutton, Hewitt.

Senate Employees—Senators Hall (chairman), Rosenhaupt, Jackson.

State Charitable Institutions—Senators Hutchinson (chairman), French, Hammer, Iverson, Jensen, Steiner, Hewitt.

State, Granted, School and Tide Lands—Senators Steiner (chairman), Weatherford, Espy, McGuire, Cotter, Hammer, Sutton.

State Library—Senators Phipps (chairman), Iverson, Davis, Flummerfelt, Collins.

State Penal and Reformatory Institutions—Senators Leonard (chairman), McCoy, Weatherford, Stephens, Fairchild, Jackson.

A telegram of congratulation to the Senate and Senator Allen from Former Senator J. R. Stevenson, was read by the secretary.

On motion of Senator Hewitt, the following resolution was adopted:

Resolved, That the courtesies of the Senate be and the same are hereby extended to Congressman-elect Albert Johnson.

The secretary read the following:

REPORT OF STATE CAPITOL COMMISSION.

To the President of the Senate, the Speaker of the House, and the Honorable Members of the Thirteenth Legislature:

GENTLEMEN: Your commission for the sale of capitol building lands and the erection of the state capitol buildings provided for in chapter

69, Session Laws of 1909, as amended by chapter 59, Session Laws of 1911, begs to report as follows:

THE CAPITOL BUILDING GRANT.

By direction of the act of 1909, the commission ascertained the market value of the lands remaining unsold in the grant which was made to the state for the purpose of public buildings at the capitol. To this end your commission employed cruisers of the highest standing and ability, and a complete and detailed examination and report of 83,484.48 acres of land was made under the direction of the commission. The taxing authorities of the four counties containing the remaining 31,948.28 acres had already caused them to be examined for the ascertainment of their taxable value, and the reports of these examinations were accepted by this commission.

Since our last report there has been but little demand for timber in the portions of the state where the capitol building lands are situated. Of the timbered portions of the grant we have sold no land, but have sold the stumpage on 477.90 acres for \$13,413.00 and have collected for trespass \$53.57. Practically all of the farm lands in the grant are located at some distance from transportation facilities, and of these we have sold none.

The following tabulation shows the area, location and value of the timber and lands belonging to the capitol building grant, as found upon these examinations, after deducting the amount of all sales which have been made by your commission:

STATEMENT SHOWING AREA REMAINING IN CAPITOL BUILDING LAND GRANT
JANUARY 1, 1913; ALSO SHOWING ESTIMATED VALUES OF LAND,
TIMBER, AND TOTAL VALUES.

COUNTY	Acres	Value of Land	Feet of Timber	Value of Timber	Total Value
Commission's Cruise—					
Chehalis	3,851.40	\$18,744 69	181,942,000	\$393,665 75	\$412,410 44
Clallam	27,384.56	131,779 33	950,218,000	971,973 73	1,108,353 06
Clarke	4,347.43	13,983 87	125,494,000	145,547 25	159,531 12
Cowlitz	1,080	3,680 00	29,852,000	41,106 50	44,785 50
Douglas	4,960	73,156 90	No timber		73,156 90
Jefferson	8,467.70	44,662 62	280,672,000	337,383 20	382,045 82
Kitsap	240	600 00	4,023,000	3,969 00	4,569 00
Mason	5,549.03	15,215 82	118,336,000	165,400 53	171,616 35
Skagit	4,255.88	3,944 86	129,787,000	185,926 00	189,870 86
Skamania	3,913.23	2,570 55	71,773,000	37,186 50	39,757 05
Stevens	13,181.56	119,299 80	72,726,000	136,308 75	255,608 55
Wahkiakum	6,063.70	13,167 18	234,533,000	365,372 30	378,529 48
Totals	83,484.48	\$440,795 61	2,198,794,000	\$2,774,438 51	\$3,215,234 12
County Cruise—					
King	7,296.57	\$36,482 85	173,336,500	\$346,673 00	\$383,155 85
Lewis	11,376.64	29,191 60	510,826,000	766,239 00	795,430 60
Pacific	2,866.58	7,166 45	82,897,500	165,795 00	172,961 45
Pierce	10,106.49	50,542 45	323,097,500	646,195 00	696,737 45
Totals	31,948.28	\$123,383 35	1,060,157,500	\$1,924,902 00	\$2,048,285 35
Grand Totals....	115,432.76	\$564,178 96	3,258,951,500	\$4,699,340 51	\$5,263,519 47

It will be remembered that the values reported in the statement were estimated at current market values at a time when the price of timber was as low as will ever be known in the Northwest. Already the market is advancing, and the advance will be continuous. The same is true of the farming lands belonging to the grant. Most of these are at present remote from transportation and the markets. With the rapid development and settlement of the state and the extension of transportation facilities, these lands are already worth more than the values reported and will eventually sell for prices far greater than those placed upon them in the examination made three years ago.

But without making any allowance whatever for the absolutely certain enhancement, the state owns 115,432.76 acres of land and timber worth \$5,263,519.47, no part of which can be lawfully used for any other purpose than the construction of capitol buildings.

FINANCE.

Section 2 of chapter 59, Laws 1911, directs the state capitol commission to issue negotiable annual interest-bearing bonds against the capitol building fund, and to sell or exchange the same for the purpose of refunding or cancelling the present outstanding warrant indebtedness against this fund, including interest. It further provides that the bonds shall not be sold for less than their face value, and limits the rate of interest to 4% per annum. Other restrictions were imposed, which were found to militate against the merchantability of the issue, and these should be removed before any other bond offer is made.

Your commission advertised these bonds for sale and endeavored to comply with your wishes in the matter, but was unable to place them, principally because of the low rate of interest. Had the commission been able to pay a small brokerage commission or a little higher rate of interest the bonds would have been sold.

Including the \$350,000.00 appropriation for the Temple of Justice and the purchase of grounds, the capitol building fund will be overdrawn approximately \$1,200,000.00, of which \$588,912.46 will be due to the general fund.

Your commission recommends that the lands of the capitol building grant be bonded for the amount required to fund this debt, plus whatever amount you deem should be further expended upon the building and grounds. This will place the debt against the proper grant, and will return to the general fund the amount due and will relieve that fund of any further charge on this account.

TEMPLE OF JUSTICE.

Section 1, chapter 59, Laws 1911, directed your commission to proceed at once to the erection of a building to be known as the Temple of Justice, on Capitol Place in Olympia. It further authorized the commission to purchase or condemn certain lands lying immediately

north of the old site known as the "Sylvester Site." An appropriation of \$350,000.00 was made for these purposes.

Your commission proceeded with due diligence, first securing the services of Mr. Charles H. Bebb, F. A. I. A., of Seattle, as consulting architect, and later calling in Mr. K. K. Cutter, of Spokane, and Mr. W. B. Faville, of San Francisco, men all standing high in their profession. We advertised for the submission of competitive plans, at which competition thirty sets of plans were submitted. After due consideration by the entire commission and its professional advisers, plans No. 24 were selected, and upon opening the identifying envelope it was found that these plans were submitted by Messrs. Wilder & White, of New York City, to whom was awarded the contract for drawing the plans for the Temple of Justice. Later their ground and group plans, prepared at the commissioner's request, were also adopted.

As soon as the plans and specifications were approved, the commission proceeded to advertise for bids for the construction of the building, and the contract was awarded to Mr. Hans Pederson, of Seattle, whose bid was the lowest of the sixteen submitted.

The act of 1911 provides that the Temple of Justice shall be of sufficient size to afford adequate quarters for the supreme court and its officers, the attorney general and the state law library, and that the building shall be of fireproof construction. These departments submitted estimates of the space required, when it was found that it would be impossible, within the limits of the appropriation, to construct a stone building of the required dimensions. Your commission therefore decided that the building should be of brick, steel and concrete construction, with outer walls so arranged that a stone facing could be put on at some future time. The building is fireproof throughout. A cement roof is in place, which was intended to be covered with tiling, had we had sufficient funds. This should be done within a year, and we so recommend.

The building will be turned over practically complete, excepting the finishing of the floors in the main court room, the library rooms and the general reading room. We have sufficient funds to have laid a wood floor on the rough concrete, or could have finished the floors with the ordinary cement finish, but it was felt that this would be a waste of money, as you will undoubtedly prefer a different and better finish.

As it stands, the building is the very best that could be built for any price and is of ample size, but no more, to serve its purpose for all time to come. We have believed that the resources of the capitol building grant were amply sufficient to justify the use of nothing but the very best of material, methods and design. The architectural science is progressing at such rate that anything less than these would be antiquated within ten years. We considered that any false economy in these respects would be an injustice to the state and contrary to the will of the legislature.

Out of the appropriation of \$350,000.00, the expenditures of the commission to January 1, 1913, have been as follows:

Surveys and blueprints.....	\$488 63
Advertising for plans, contracts, etc.....	196 80
Advertising sale of lands.....	230 48
Telephone, telegraph, express and stationery.....	69 06
Photographs of plans, frames, etc.....	161 00
Advertising sale of bonds.....	201 65
Paid for capitol grounds.....	40,701 18
Abstract of title to same.....	520 00
Court costs and attorneys' fees.....	756 36
Salary of acting seretary.....	360 00
Landscape plans	1,500 00
Competition, plans, awards, architects' fees and supervision of construction.....	20,224 88
Paid to contractor.....	170,566 00
Total expenditures	\$235,976 04

With extras and the balance due the contractor, the total expenditures will be about \$2,000.00 less than the amount appropriated.

Not knowing your further wishes, the commission has asked Messrs. Wilder & White for an estimate of the cost of facing the building with cut stone; changing from wood to bronze frames for the ten larger windows in the library and court rooms, so as admit of higher decorative treatment and to correspond with the frames in the other rooms of the building; bronze doors for end, rear and main entrances; tile roof; elevator machines with cars and bronze doors to match; cabinet finish and ornamental plastering; metal stack equipment for library; vault shelving; electrical fixtures; furniture, rugs, hangings, etc., which estimate is attached hereto.

This estimate calls for the very best, and if adopted the state will possess one of the finest public buildings in the country, in construction, finish and furnishings. Some features may be left for the future, but we respectfully recommend that the essentials be provided for at once, and upon a scale which will accord with the scope and dignity of the plans, so that the building may be one of which the whole state may forever be proud.

The commission wishes to take this opportunity to express its appreciation of the attention and service it has received from Messrs. Wilder & White in faithfully carrying out their plans. They have kept an expert inspector here at their own expense since before the construction work was commenced. Our relations have been pleasant, and their work has been satisfactory in every way. We wish also to recommend the work of the contractor, Mr. Pederson. His work has been altogether satisfactory and has been carried on without friction.

Respectfully submitted,

M. E. HAY, *Chairman.*

M. J. CARRIGAN,

M. HARRIS,

E. W. ROSS, *Secretary.*

C. W. CLAUSEN,

ALEX. POLSON,

A. S. TAYLOR,

Commissioners.

NEW YORK, November 27th, 1912.

To the State Capitol Commission, Olympia, Washington.

GENTLEMEN: In order that you may have before you all of the information bearing upon the cost and completion of the Temple of Justice, we have prepared the accompanying detailed estimate of the various items not covered in the present contract. Most of the estimates have been obtained from competent firms in their respective lines and where the information contained in the present drawings was incomplete, it has been supplemented by memorandum specifications which we have furnished to those estimating.

If to the amount of the present contract, approximating \$275,000, is added to the amount outlined in this schedule, exclusive of the special items, the total cost would be \$813,750, making the cubic foot cost fifty-four cents as the building contains 1,500,000 cubic feet. That this expenditure may be compared with that made by other states for similar purposes, we would say that the supreme court and law library building at Hartford, Connecticut, cost upwards of \$1,000,000, and was built at a rate slightly over sixty cents per cubic foot. The appellate court of the city of New York cost seventy-four cents per cubic foot exclusive of furniture. The United States government is now allowing fifty-six cents per cubic foot for the construction and furnishing of its proposed departmental buildings in Washington exclusive of heating. Sixty cents is a very conservative cubic foot cost including electric fixtures, furniture, rugs, etc., and we can only account for the low unit price on the Temple of Justice by the fact that an extremely low figure was obtained on the first contract.

We believe that the estimated cost to complete the building is sufficient for the purpose, but it is not at all liberal. Any material reduction would result in a lack of proper finish which would be particularly deplorable in view of the fact that this building is the first unit of the state capitol group and will naturally fix the standard for the other buildings.

We are now preparing a drawing which will convey a clear idea of the final appearance of the building which may be of service to the commission, and if it desires, either Mr. Wilder or Mr. White will arrange to be in Olympia when the question of appropriation is under discussion by the legislature.

Yours very respectfully,

WILDER & WHITE.

APPROXIMATE ESTIMATE OF COST TO COMPLETE THE TEMPLE OF JUSTICE, OLYMPIA, WASHINGTON.

Item No. 1	Exterior cut stone.....	\$300,000 00
Item No. 2	Bronze window frames for the ten large windows in library and supreme court.....	10,000 00
Item No. 3	Main entrance bronze doors and grilles over..	10,000 00
Item No. 4	Rear and end bronze doors.....	5,000 00
Item No. 5	Permanent tile roof.....	3,500 00
Item No. 6	Copper flashings	750 00

Item No. 7	Two elevator machines, cars and bronze doors to shafts	12,000 00
Item No. 8	Cabinet finish and ornamental plastering of minor court room	12,000 00
Item No. 9	Cabinet finish and ornamental plastering of supreme court room.....	20,000 00
Item No. 10	Cabinet finish and ornamental plastering of library	20,000 00
Item No. 11	Metal stack equipment, four tiers first and second story stack room.....	10,000 00
Item No. 12	Cabinet finish of two judges' consultation rooms	2,000 00
Item No. 13	Ornamental plaster work, marble wainscoting, trim, marble floors, stairs, etc., in main entrance hall, in corridor adjacent and in main hall second floor with corridor and two balconies adjacent	35,000 00
Item No. 14	Ornamental plaster, marble wainscoting, floors, trim, etc., in main halls, corridors and vestibule in basement and stairs to first floor.....	15,000 00
Item No. 15	Vault shelving	2,000 00
Item No. 16	Painting and hardware.....	3,500 00
Item No. 17	Electric fixtures	11,000 00
Item No. 18	Furniture, curtains, rugs, hangings, etc.....	27,000 00
Item No. 19	Architects' fees	35,000 00
Item No. 20	Miscellaneous items	5,000 00
Total.....		\$538,750 00
SPECIAL ITEMS.		
Sculptured groups and single figures main entrance.....		\$25,000 00
Mural decorations in court rooms and library.....		40,000 00
Terraces, paving, walks, etc., around building.....		25,000 00
Total.....		\$90,000 00

At 12:10 p. m., on motion of Senator Metcalf, the Senate took a recess until 1:45 this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 1:45 p. m. by President Hart.

At 2:00 o'clock p. m., on motion of Senator Troy, the Senate repaired to the rotunda of the capitol building to meet the House in joint session at the inauguration of Governor-elect Ernest Lister.

JOINT SESSION.

The joint session was called to order by the Lieutenant Governor, who presided over same.

Rev. Charles A. Bowen, of Olympia, offered prayer.

Chief Justice Herman D. Crow, administered the oath of office to Ernest Lister as Governor of the State of Washington.

Governor Lister addressed the joint assembly as follows :

Members of the Senate and House of Representatives:

Selected by my fellow citizens to fill the highest office in their gift, I desire at this time to express my deep appreciation for the honor conferred upon me. I enter upon its duties realizing fully the responsibility of the position and in return for the confidence reposed in me by the citizenship of the state, I beg to say that the next four years of my life will be spent in an endeavor to so conduct the office to which I have been elected, that the state will receive some permanent and lasting benefit from my services, and the people will feel, at the expiration of my term, that I did my duty as I saw it.

RESOURCES OF THE STATE.

The citizenship of the State of Washington is fortunate indeed in the possession of a heritage in the form of natural resources within the borders of the state not equaled by the resources of any other state in the Union. We can more fully appreciate the diversity of these resources and the opportunities they offer, by starting at the state's eastern border and recounting them westward.

The rolling grain fields of the Walla Walla, Palouse and Big Bend districts are among the most productive grain districts in the world. To the westward are the more level valleys of the Snake and Columbia rivers and the irrigated areas of central Washington, where are grown the finest fruits of almost every kind and variety. The product of these irrigated districts is sold not only in the markets of the United States, but also in the markets of Europe. A little farther westward is the Kittitas valley, a district famed particularly for the amount of hay raised there.

Within the past decade thousands of acres in all parts of eastern Washington of what was formerly a barren waste have been transformed into thriving fruit raising communities by means of irrigation. These districts, composed of irrigated tracts, combine the advantages of a thickly settled community with the benefits of outdoor life, and are indicative of what may yet be developed on the now almost barren areas.

Next we come to the Cascade mountain range, whose underground wealth of mineral and coal deposits has been developed to such a limited degree that we cannot estimate their full value. On the west slope of the mountain range stands the largest body of valuable timber now remaining in the United States. This timber belt extends from the British Columbia boundary line on the north to the Columbia river on the south, and from the snow line of the Cascade range to the Pacific ocean. Throughout this great timber district are found some of the most fertile valleys in the United States. Dairying flourishes in this region, as does also the raising of strawberries, raspberries, blackberries and other small fruits. The success of those engaged in these industries suggests the possibilities of the development of this part of the state which will result from further clearing and cultivation of the logged-off lands.

At sea-level large areas of tide lands, particularly in Skagit county, have been reclaimed, from which are being produced wonderful crops of oats and hay. Other natural resources of the state, such as the vast abundance of clay, limestone and shale used in the manufacture of cement, paving and common brick, and building lime, need only be mentioned as references to sources of supply for great industries which will come with the growth of the state.

Along the southern line of the state flows the Columbia river, in whose broad fresh water expanse may float the deep-sea vessels of the Pacific ocean. Farther north, through a large section of western Washington, roll the waters of Puget sound along its eighteen hundred miles of shore line, giving to our state the greatest natural harbors in the world. From the fresh water of the Columbia river and the salt water of Puget sound are drawn each year salmon and other fish in such quantities as to furnish a large proportion of the fish foods of the world.

Nature has indeed been lavish in the bestowal of her bounties on this commonwealth. It is our duty as citizens, while applying and using these natural resources, also to preserve and protect what we do not use for those who will follow after us.

We live in an age of advancement and progress. The sprit of individual independence in the political, business and social life of the people is stronger than ever before. The voters are less concerned with party names than with efficiency and economy in the administration of public affairs. They demand that the legislation enacted and the business transacted shall be in the interests of the citizenship of the state, rather than in the interests of those entrusted with power. It will be my highest endeavor during my term of office to be the servant of the honest public opinion of the state and to make the keynote of my administration honesty, efficiency and economy.

Turning now to a consideration of the management of the affairs of the state, we should realize that the development of methods of administration is never at a standstill. If we do not move forward

we shall certainly go backward. In private business the corporation or business firm whose business is conducted according to methods used years ago is rated as a second or third class concern. Just so in the use of methods in handling the business of the state. When we see that changed conditions and new needs demand different methods of administration, we should not hesitate to discard the old system and adopt a better system.

Yet in our endeavor to be progressive there is often a tendency to go too far. It is well, at all times, to follow safe and sane lines, to follow public opinion, rather than to rush in advance of it, lest the pendulum of progress swing backward and efforts along right lines be retarded and result in confusion. The great reforms of the nation have not been accomplished in a day. Neither can we, as the official representatives of the voters of the state, by enacting too many of our progressive ideas into law at this session of the legislature, go back to the people and say that we have now reached the acme of perfection.

Public opinion as expressed at the last general election, November 5th, clearly indicated the desire that the public officials then chosen follow progressive lines, both in general legislation and in the management of the state's affair. To my mind it further indicated that in enacting progressive legislation the interests of the taxpayers be always carefully considered and that the cost of operating the various departments of the state government be kept down to the lowest possible point consistent with an efficient administration of affairs.

PRESIDENTIAL PRIMARY.

In my opinion we shall be complying with the desire of a large majority of the voters by adopting a preferential presidential primary law.

DIRECT ELECTION OF SENATORS.

Under the provisions of our present primary law the voters of the state express their preference for the party candidate for United States senator. The enactment into law of this provision clearly indicates that the voters of Washington desire the right to vote directly for United States senators, and the legislature will be complying with this desire by adopting a joint resolution ratifying the proposed amendment to the constitution of the United States providing for the election of United States senators by direct vote of the people.

NON-PARTISANSHIP IN COUNTY AND CITY OFFICES.

In recent years there has developed a strong sentiment in favor of the selection of county and city officials without regard to their political affiliations. The selection of county and city officials because of their political affiliation is of no benefit to the taxpayer, and I believe better management of the affairs of these offices would result if the partisan features in their selection were eliminated. I do not mean by this that strong county and city officials have not and can not

be selected by following the partisan method. In fact, in some instances a sufficient number of the voters have disregarded party lines and chosen the strongest men for the respective offices. I firmly believe, however, that the legislature would be making it easier for the voters to select the best candidates for office by enacting a non-partisan election law covering county and city offices.

ABOLITION OF STRAIGHT TICKET CIRCLE.

Recent elections indicate the necessity of further amendment to our primary and general election laws. I am of the opinion that the use of the straight ticket circle at the head of the party tickets should be eliminated. A system whereby a voter can place one mark at the head of the ballot and have that mark count as a vote for each of a long list of candidates, without doubt, encourages reckless voting and gives a greater opportunity for fraud, than if it were necessary to place a cross opposite the name of each candidate.

ELECTION BOOTHS.

There are but few voters who have not at some time found it most difficult to mark their ballots in the booths provided, on account of the unsatisfactory light conditions. In a large number of our city voting precincts the temporary booths are placed against walls without windows, so that even during the daylight period it is often necessary to step out of the booth so as to read the names of the candidates on the ballot, and after 4:30 o'clock in the afternoon the voters are under the necessity of using the tables, walls or any other place outside the booth where a ballot can be laid out for the purpose of marking. In some city precincts voting booths are arranged in the open air, often on the sidewalk, where at night the only light provided is made by a flickering candle. If such a condition exists in city precincts, where often electric lights are available, the conditions in the country precincts are certainly no better. I would suggest that the proper committees having charge of the revision of the election laws look into the advisability of making some stringent provisions for the proper lighting of election booths.

ELECTION BALLOTS.

The space on the ballots at the recent election in which to place the cross when desiring to vote for a candidate for office or on some constitutional amendment was one-eighth of an inch square. The type used covering the constitutional amendments and also for the names of candidates was in proportion to the size of the square. There is probably not a single person here—unless he or she voted a straight ticket—who did not have to carefully follow the line for the candidate's name to the small-sized square where the voting cross was placed. In my opinion the election laws should provide that the voting space on the ballot be not less than one-fourth of an inch square, and if it were possible to make it three-eighths of an inch square it would be

a still greater improvement. The size of the type used should also be larger.

Another suggestion I believe it might be well to consider would be the advisability of placing the voting space at the left of the candidate's name, rather than at the right as is done under the existing laws. By following this plan the cross could be close to the candidate's name, instead of being, as under the existing plan, in some instances separated by a blank space of two inches.

SHORT BALLOT.

Another subject concerning which there has been considerable criticism is the slow counting of the ballots. In some precincts November last the count was not completed until the third day following election, and in most precincts the completion of the count was greatly delayed.

These matters bring up the question of the short ballot, a matter receiving a great deal of consideration not only from legislators, but also on the part of the voters generally. The large size of the ballot at the recent election caused somebody to remark that the greatest difficulty of the ordinary voter was to get himself and his ballot into the booth at the same time. I do not desire to make any special recommendations on this subject, feeling that as a number of your honorable body have given a great deal of time and attention to this matter, the legislature will consider it carefully and take such action as seems advisable.

The tendency of our time is to place more and more responsibility for the workings of the government on the individual voter. The laws regarding election ballots and election booths should be such, therefore, as to assist and encourage the individual voter to cast his or her vote for the candidates or measures preferred without hindrance, difficulty or delay.

CONSTITUTIONAL AMENDMENTS.

By the adoption of the initiative, referendum and recall amendments to our state constitution at the last general election the legislature is called upon to enact into law the provisions necessary to make these amendments to the constitution effective.

Article 2, section 1 (b) of the initiative and referendum amendment reads as follows:

"The second power reserved by the people is the referendum, and it may be ordered on any act, bill, law or any part thereof passed by the legislature, except such laws as may be necessary for the immediate preservation of public peace, health or safety, support of the state government and its existing public institutions, either by petition signed by the required percentage of the legal voters, or by the legislature as other bills are enacted. Six per centum, but in no case more than thirty thousand, of the legal voters shall be required to sign and make a valid referendum petition."

Your attention is called particularly to that part of the amendment wherein exception to the provisions of the referendum is made covering the "support of the state government and its *existing* institutions." Under this section any public institution that may hereafter be established will in all respects, including appropriations necessary for its establishment, be subject to the referendum provision of the state constitution.

LEGISLATIVE AND CONGRESSIONAL APPORTIONMENT.

According to the provisions of article 2, section 3 of the state constitution, it becomes the duty of the legislature to "apportion and district anew the members of the senate and house of representatives according to the number of inhabitants," etc., following the enumeration by the federal government, and as the legislature failed to make such re-apportionment at the Twelfth session, I respectfully desire to call your attention to the matter at this time.

Since the adjournment of the Twelfth session of the legislature, the congress of the United States has made a re-apportionment of representatives among the various states. Because of the rapid increase in population in this state during the decade covered by the federal enumeration, Washington has been apportioned two additional representatives, making a total of five members from this state to the national House of Representatives. As the state is now divided into but three congressional districts, I suggest that your honorable body enact such legislation as is needed to give the various parts of the state the proper representation.

EDUCATIONAL INSTITUTIONS.

The burning of the administration building of the State Normal School at Cheney last year makes it necessary for your honorable body to determine the question of rebuilding that institution. The state has fully established its policy in regard to state colleges by regularly appropriating large sums to the State University and the Washington State College. In regard to the normal schools, many think that a mistake has been made in the past by maintaining so many of these institutions. Other states with populations double and treble that of Washington have adopted the policy of supporting two or three state educational institutions and then maintaining those institutions at a high standard. Washington has been maintaining five educational institutions. The legislature at the last session appropriated approximately \$1,700,000.00 to their support. According to the reports submitted, approximately \$2,987,000.00, or almost \$3,000,000.00, is asked for the coming biennium. Is it wise to maintain duplicate buildings and equipments for three state normal schools, none of which can be raised to a high standard without even much larger appropriations than the amounts now asked, if one first class normal school would serve the needs of the state? Which is the better business policy, for the state to maintain five educational institutions of ordinary rank, or

three educational institutions, a diploma from any of which would be of real value in the educational world? The buildings and grounds of the normal schools which might be abolished by such a change of policy could be taken over for other purposes. Normal courses might be added at the State University and the Washington State College if thought advantageous.

If there be strong opposition to the adoption of such a policy from residents of communities where normal schools would be discontinued, it should be remembered that the state's policy in this matter should be determined from the standpoint of the educational interests of the state and the interest of the people of the entire state, rather than of particular communities.

In this connection I desire to call your attention also to the fact that the State University is considerably in arrears on payments and interest to the state school fund, for the land purchased for campus purposes. In offering the above suggestions on the subject of the state's policy in regard to the normal schools, I have done so in the hope that they may be of some assistance to you in arriving at the proper conclusion on this subject.

PUBLIC USE OF SCHOOL BUILDINGS.

In some parts of the state the school building is the only suitable place in which to hold general public meetings, yet in some instances school boards have refused to permit the buildings to be so used. School buildings are built by public funds and are maintained at public expense. There seems to be no valid reason why these buildings should not be open for use to the citizens at any and all times, when such use will not interfere with the regular work of the public school. I would suggest that the legislature take some action that will make school buildings capable of a larger public use. Whenever a number of the responsible citizens of any community desire to use the school building of the district in which they live for the purpose of public meetings they should be able so to do.

STATE BOARD OF CONTROL.

Under existing laws the State Board of Control has charge of the Western Washington Hospital for the Insane, located at Fort Steilacoom, the Eastern Washington Hospital for the Insane, located at Medical Lake, the Northern Hospital for the Insane, located at Sedro-Woolley, the Institution for Feeble-Minded, located at Medical Lake, the State Soldiers' Home, located at Orting, the Washington Veterans' Home, located at Port Orchard, the State School for the Deaf, located at Vancouver, the State School for the Blind, also located at Vancouver, the State Penitentiary, located at Walla Walla, and the State Training School, located at Chehalis.

The board is called upon to visit at least once each year the University of Washington, the State College of Washington and the three State Normal Schools. It is also given authority to examine into their

system of accounting, sources of income, expenditures and the financial management generally, also to make suggestions, in writing, to the board of regents of the institutions named, of such changes in the financial management of the institution as the board of control may deem advisable and necessary.

The State Board of Control, in its report, recommends the repeal of that section of the present law giving to it these powers. Continuation under the provisions of the present law means a divided authority, each of the institutions named having a separate board of regents. I concur in the recommendation of the Board of Control.

The board also has a limited authority in connection with the State Reformatory and in its report recommends that this institution be placed under a single management. In my opinion this would be advisable.

The board further recommends that the appropriations for each institution under its control be made in consolidated form. I quote from their report as follows:

"The wisdom of consolidated appropriations is apparent and they should be made for all institutions. The saving in auditing and accounting labor is obvious, and the clearer classification of expenditures is a convincing argument in favor of the plan.

"Under the old system of segregating appropriations there were separate funds for different items of maintenance, and the result was sometimes, for instance, that the funds available for subsistence ran perilously low, while other funds showed a good balance."

I have carefully weighed the advantages that might be derived from the adoption of this recommendation, and am inclined to the view that the legislature ought to segregate the appropriations, possibly not to the degree followed by some previous legislatures, but to the extent of placing maintenance, new buildings, general repairs and improvements, and any appropriations that may be requested for some special purpose, each in separate items.

The Board of Control has been in existence for a number of years. It ought to be possible to indicate to the legislature very clearly the daily cost per person for maintenance and to make a reasonably close estimate of the probable increase in numbers during the term for which the appropriation is required, so that this can be called for as one item of the appropriation bill. In requesting appropriations for new buildings or for other special purposes, it is the duty of the board to become thoroughly informed as to the probable cost, so that an intelligent statement of the requirements along these lines can be furnished to the legislature when a request is made for such information.

STATE TRAINING SCHOOL.

On September 30th, last, there were confined in the State Training School at Chehalis two hundred and thirty-one boys and sixty-two girls. The records of the institution also show that on the same date there

were one hundred and ninety-two boys and sixty-six girls out on parole. It would appear to me to be advisable to create a new institution to care for the girls now at the State Training School and for those who may be hereafter committed. I believe in the absolute separation of the sexes in an institution of this kind and recommend that this matter be given your careful consideration during the present session.

Abundant employment can be found for the inmates of this institution by still further equipping the different departments so that clothing, shoes, slippers and other articles of wearing apparel required for the patients at the hospitals for the insane can be manufactured. I understand at the present time some of the clothing for the hospitals is manufactured at the State Penitentiary and also at the State Reformatory. With the numbers constantly increasing in the State Training School, would it not be advisable to make a specialty of industrial work for use at other institutions, and employ the labor of the prisoners at the State Penitentiary and State Reformatory in other lines?

STATE REFORMATORY.

At the State Reformatory the work of clearing and developing the land owned by the institution ought to be carried forward as rapidly as possible, and I know of no reason why a number of prisoners at this institution should not be used on state highway work.

STATE PENITENTIARY.

The number of prisoners at the State Penitentiary on January 1st was eight hundred and seventy-one. The number on parole was thirty-four and at the rock quarries fifty-two, making the total under commitment to the institution nine hundred and fifty-seven on that date.

The capacity of the jute mill, the product of which is principally grain bags, was recently doubled and requires approximately five hundred and fifty men in its operation. The mill can manufacture only a small part of the grain bags required each year in the state, even if operated to its full capacity.

It was originally installed on account of the beneficial effect it might have in assisting to hold down and act as a regulator in the price of grain bags sold to the farmers of the state. The original law provided for the sale of its product at actual cost. The Twelfth legislature amended the law so that under its provisions the board now has full power to fix prices and can make a profit if it desires so to do. The report of the State Penitentiary covering the two years ending September 30, 1912, shows that manufactured product of the jute mill amounted to \$272,871.00 and was sold at a profit of \$108,316.00. This is approximately 40% profit, figured on an output basis, and as a result of this change in the system regarding the sale of grain bags, there has been a great deal of criticism on the part of the farmers. A feeling exists that the dealers in imported grain bags, from whom most of the bags must be purchased, have charged a higher price as a result of the price of the state product having been increased.

I quote from the second message of Governor Albert E. Mead to show that in recommending the installation of additional machinery in the jute mill his recommendation was based on the fact that it would further tend to regulate the price of grain bags and like products to the farmers of Washington and not for the purpose of developing a department the output of which would yield a profit of approximately 40% to the state:

"I recommend the installation of additional machinery in the factory operated by convict labor at the state penitentiary for the manufacture of jute fabrics, so that the increased product *may tend to regulate its price to Washington farmers.*"

I am of the opinion that the prices fixed on the product of the jute mill ought to be at cost or a small percentage above cost, especially as the products are sold to our own citizens. There is no other line of product manufactured either in the State Penitentiary or any other institution that is sold at a profit.

Since making this investigation it has appeared to me, in view of the possibility of grain being handled in bulk in the near future, and also the fact that some other kind of grain bag may come into general use, in the manufacture of which the machinery of the penitentiary could not be used, that the state's interests would have been better protected had the mill been continued at its original capacity. The cost of the building required for the additional machinery and the machinery purchased amounts to a large sum, and should the use of grain bags be discontinued the state will have on its hands a large quantity of machinery suitable for no other purpose. As a protection to the farmers, practically the same result would have been arrived at with the mill of smaller capacity.

In consideration of penitentiary matters I hope it may be possible for the legislature to devise some means whereby the labor of a number of the convicts can be used in the construction of state highways. By the use of convict labor for this purpose the people of the entire state would be benefited. Some work along this line has already been done. Without doubt full information regarding the results obtained and its possibilities for future highway construction can be obtained from the State Highway Commissioner.

NORTHERN HOSPITAL FOR THE INSANE.

In addition to visiting the State Reformatory and the State Penitentiary, I recently spent some time at the Northern Hospital for the Insane, located about three miles from Sedro-Woolley, in Skagit county. Since its establishment about one hundred inmates have been cared for in temporary quarters and a large amount of land cleared by them. The first permanent building, a combination administration and ward building capable of housing two hundred patients, is now ready for occupancy, and within a few days a number of patients will be transferred to the institution from the Western Washington Hospital for the Insane, relieving the crowded condition there.

The land owned by the state in connection with this institution is excellent, and every effort ought to be put forth to get it under cultivation as soon as possible.

I regret it has not been possible for me to visit more of the state institutions. The report of the Board of Control, you will find, covers fully the ideas of its members regarding the needs of the institutions. While under the law this report is presumed to cover a period of two years, I am informed the financial part covers only twenty-three months. The board may possibly have some explanation for having failed to follow the provision of the law in this matter.

There is a feeling existing in the minds of the people of the state that we are overburdened with commissions and commissioners and that the proper handling of the affairs of state would not be interfered with by abolishing some of these commissions and that a consolidation of these would not reduce the efficiency of the state machinery. I have given some thought to this matter and desire to present my views at this time.

PUBLIC SERVICE COMMISSION.

The Public Service Commission has powers and duties that make it one of the most effective and valuable departments of the state. The report of the commission is in your hands. The recommendations submitted are entitled to your earnest consideration.

In the death of the Hon. H. A. Fairchild, who was for a number of years prior to his death a member of the commission, the state lost the services of one of its most valuable officials, one who gladly gave the full benefit of his abilities to the state at all times while occupying public position.

TAX COMMISSION.

The Tax Commission, I am inclined to think, should be abolished, and the duties devolving upon this commission performed by a deputy who might properly be attached to the department of the Secretary of State. This deputy could take charge of all collections now in the hands of the Tax Commission and collect such other licenses and fees as are now collected in the offices of the State Auditor and Secretary of State.

To take charge of those duties requiring a commission, a non-salaried commission consisting of three state officers might be formed, the deputy above referred to to act as its secretary and statistician.

BOARD OF MANAGERS, STATE REFORMATORY.

The State Reformatory, located at Monroe, Snohomish county, is now in charge of a board of managers, the State Board of Control having some authority covering the business management of the institution.

As a rule, divided responsibility does not bring about the best results. I would recommend the abolition of the board of managers of this institution and the placing of the institution under the direct

charge of the State Board of Control. One of the members of your honorable body is a member of the board of managers of this institution. There are other instances where members of the legislature are members of non-salaried commissions. Personally I am opposed to the principle of any member of the legislature being appointed to or occupying a position on any board or commission of the state during the time he is a member of the legislature. There cannot but be occasions when the duties of the two will conflict. Some gentlemen for whom I have the highest personal regard and whom I count among my best friends are now members of the legislature and also occupy positions as members of boards under appointment by the chief executive of the state. I mention this so that the legislature may clearly understand I have no personal feeling whatever in taking this position, but believe it to be along the lines of more fully protecting the interests of the people of the state.

COLLECTIONS AND DISBURSEMENTS BY UNSALARIED BOARDS AND COMMISSIONS.

Under existing statutes I find the following named boards are authorized to collect fees and licenses and are not called upon to turn the moneys so collected into the state treasury, but are allowed by law to pay their per diem and expenses from the funds in hand:

State Board of Dental Examiners.

State Board of Medical Examiners.

State Board of Pharmacy.

Nurses' Examining Board.

State Board of Optometry.

State Board of Barber Examiners.

Embalmers' Examining Board.

Having had but a short time for this investigation it may possibly be there are other boards having the same authority regarding the collection of fees and expenditure of funds.

In my opinion the moneys collected by any department of the state or by any board, commission or commissioner should be promptly turned into the state treasury, and the per diem and expenses incurred by all such boards, commissions or commissioners should be paid out only in warrants drawn by the State Auditor on the State Treasurer, after the presentation of vouchers signed by the payee and certified to by the proper officers of the boards or commissions.

BUREAU OF INSPECTION AND SUPERVISION OF PUBLIC OFFICES.

This state now has what is known as the Bureau of Inspection and Supervision of Public Offices. It has been in existence a little over two years. The last legislature made an appropriation of \$25,400.00 to cover the expenses of the departments and this legislature is called upon for an appropriation of \$32,400.00 for the two years beginning April 1st next. The appropriation made by the state from its general fund covers the overhead expenses of the bureau and the cost of auditing state offices and departments.

Whenever deputies are sent out to make an audit of any office or department of any county or city the salaries and railroad fare of such deputies are paid by the county or city, the salary being at the rate of \$8.00 per day. The total expenditures for the term beginning June, 1909, and ending January, 1913, according to figures furnished by the State Auditor's department, amounted to \$120,155.46, the state appropriations for the bureau not being included in this amount.

Taxpayers in different counties and cities of the state have made strong objections to the continuation of this bureau. One of the claims made is that the bureau has the power to send into any county or city any number of accountants it may desire, and continue them at work for any length of time, at the expense of the county or city to which they are sent. There are now employed in the department about twenty-five accountants.

One of the duties of the bureau prescribed by law is that they shall formulate a uniform system of bookkeeping for the state, county and city offices. Would not the taxpayers' interests be better subserved by abolishing the bureau as now constituted and in its place authorize the State Auditor to employ two or three expert accountants, who have had experience with public records, for the purpose of working out a complete accounting system for the counties and cities of the state? By keeping in mind at all times the matter of simplification of the systems, my opinion is that the clerical force of most of our counties and cities could be materially reduced as a result of the work accomplished in this line and information desired by a taxpayer could often be more readily obtained.

INDUSTRIAL INSURANCE COMMISSION.

By the establishment of the Industrial Insurance department the state has undertaken a great work, and without doubt it will require some little time to perfect its administration. I understand the commission will recommend some amendments to the existing law, and would suggest these be given your careful consideration.

Probably it would not be advisable to make radical changes in the law at this time. Its success or failure will depend largely upon its proper administration, and satisfactory work cannot be accomplished if constant changes are being made in the law. Such changes ought to be made only when the necessity for them is clear.

It has been suggested that the department of the Commissioner of Labor be placed under the control of the Industrial Insurance Commission. I can see some advantages in adopting this recommendation if it would not be adding too many duties to a commission already having a great work to perform.

COMMISSIONER OF AGRICULTURE AND INSPECTION.

Our statutes now provide for a State Dairy and Food Commissioner, a State Commissioner of Horticulture, a State Veterinarian, an Inspector of Oils, and a State Grain Inspector. At the Twelfth session of

the legislature the department of State Grain Inspection was placed under the direction of the Public Service Commission.

The offices of these several commissioners are located in different parts of the state. Most of the commissions have a number of deputies in their employ. I am of the opinion that the position of Commissioner of Agriculture and Inspection could be created and the duties of the five commissioners placed in his charge. By following this plan we would have a central authority and would materially reduce the offices charges. To my mind the greater saving could be made in the reduction of the number of deputies required and I feel sure the efficiency of the departmental work would be increased.

I urge your favorable consideration of this recommendation.

INSPECTOR OF COMMISSION HOUSES.

There has been considerable complaint by the growers and shippers of fruits and vegetables throughout the state that some of the commission houses handling their products sometimes make false reports as to the condition of the arrival of products at the points to which they are shipped, and with these reports as a basis for accounting, the grower or shipper is paid little or nothing for the products shipped. If your honorable body should decide to pass a law providing for the inspection of commission houses against which such complaints are made, I would suggest that that work also be placed under the Commissioner of Agriculture and Inspection. Such a law should provide for the payment of a fee sufficiently large to pay all the expenses of such a department.

HIGHWAYS.

There is no question before the people of Washington of more importance than that of the construction of permanent highways. The State Good Roads Association and other organizations have given a great deal of consideration to this matter and will present to you a number of suggestions looking to more active work along these lines.

There are ardent advocates who favor large bond issues for this purpose, while others recommend increasing the tax levy. Personally I do not, at this time, favor the authorization of an issue of bonds. The suggestion that the tax levy be increased ought to be carefully considered before action along these lines is taken.

I hope it will be possible for this legislature to agree upon some line so that we may be able to expend the funds for highway construction now available, and that will become available, during the next two years. With this amount of money and an effective highway organization to see to its proper expenditure, added to the large amount of work contemplated by a number of the counties of the state, I feel that in two years we shall be better able to decide upon the advisability of issuing bonds or increasing tax levies.

As I have already stated, I hope some method can be decided upon at this time making it possible to utilize the labor of more of the state's prisoners on highway construction.

FISHERIES.

The development of the fishing industry of the state has resulted in its becoming one of the most important of our industries. With this development come added responsibilities to the state. There is before you the report of the commission of five senators appointed to examine into the fishing industry and to make recommendations to your honorable body. In addition to this you will, without doubt, have the report of the Fish Commissioner of the state covering the last two years.

Reports indicate that the licenses and fees collected have not been sufficient to pay the operating expenses of the department. I understand that our rate levy is about one-fourth that collected by the United States government in Alaska, and there is every indication that the levy in Alaska will be increased in the near future.

The fish belong to the state. It operates the hatcheries and furnishes the necessary protection for the industry. In addition to taxing the industry to raise the necessary revenue for the operation of the fisheries department, I believe a further tax should be levied, the proceeds from which will result in the beneficiaries of the fishing industry bearing their proportionate part of the general expenses of the state.

To pay the operating expenses of this department until April 1st of this year the legislature will be called upon to make a deficiency appropriation of about \$15,000.00.

I sincerely hope at this session it will be possible to so amend the fishery laws that the state's interests may be more fully protected.

STATE ARCHITECT.

While a member of the Board of Control some years ago, I joined in a recommendation to the legislature for the appointment of a State Architect. The number of buildings constructed by the state is constantly increasing, and those in use need repairs and changes in connection with which the services of an architect are required.

It is my opinion that a large saving could be made by establishing this department. The architect so employed would spend his entire time in securing information for the special lines of work he would be required to do. His office force could be increased or decreased to meet the requirements. I urge your consideration of this recommendation.

PUBLIC PRINTING.

With the increase in the number of commissions and departments in the state government has come added cost for state printing. While a large amount of work done seems to be necessary and is required by law, it has appeared to me that in a number of reports published there is much unnecessary matter. I believe a large saving can be

made by eliminating from the printed reports that portion of the matter not of general public interest or necessary for other than office record.

In those departments under my control I will endeavor to have that line followed in the future.

STATE FLAG.

Most of the states have an official or state flag. Washington has not adopted such an emblem, and I would suggest the passage of an act authorizing a committee of state officers to select and adopt an official flag for the state.

SUPREME COURT.

It has been brought to my attention that the State Supreme Court is being called upon to pass upon an unusually large number of questions of litigation. A committee of members from your honorable body might be appointed to investigate this situation and determine upon what, if any, action should be taken to remedy the present condition.

DRAINAGE LAWS.

There have been many complaints by those living in irrigated districts of the state as to the unsatisfactory results of present drainage laws, and should this matter come before the legislature, I would respectfully suggest it be given your careful attention.

INTEREST ON WENATCHEE BRIDGE BONDS.

My attention has been called to the fact that the state is in default on interest charges on the Wenatchee bridge bonds, and I suggest an appropriation be made at an early date to pay this interest.

COMMITTEE FOR RE-DRAFTING BILLS.

Much needless litigation in our courts results from ambiguous language of statutes. It has occurred to me that such litigation might be minimized if the legislature were to provide for the appointment of a committee, to consist of three persons, not members of the legislature, whose duty it would be to check over, and, if necessary, re-draft bills before their consideration for final passage. This committee, of course, would be in existence only during the legislative session.

PANAMA-PACIFIC EXPOSITION.

The people of California are actively engaged in preparing for the Panama-Pacific Exposition to be held in San Francisco in 1915. The part Washington as a state will take in assisting California to make a success of its great undertaking is largely in the hands of this legislature. From investigation of the records I find the following appropriations have been made by our state for a proper representation at other expositions:

World's Columbian Fair, Chicago, 1893.....	\$150,000 00
Panama-American Exposition, Buffalo, 1901....	25,000 00
St. Louis Exposition, St. Louis, 1903.....	75,000 00
Lewis and Clark Exposition, Portland, 1905....	75,000 00

In this list I have not included the Alaska-Yukon-Pacific Exposition for the reason of it being an exposition held in our own state.

The matter of presenting to this legislature the necessity for making an adequate appropriation has already been taken up by the commercial bodies of the state, and I understand that the amount necessary in their opinion is \$500,000.00. Before granting so large a sum I would respectfully urge upon you the necessity of a careful perusal of the reports of the state officers and commissions, also boards having charge of our educational, charitable, penal, reformatory and eleemosynary institutions. These reports cover the departments of the state for which appropriations must be made and whose requirements are constantly increasing. These are certainly entitled to your first consideration.

The ardent advocates of this appropriation—and in their numbers are found some of the most loyal and progressive citizens of our state—will point to the great advantage to be derived by inducing people of large means from all parts of the United States to visit Washington while in the West, giving to them an opportunity to investigate our resources and industrial advantages, the probable result being the making of investments by them. Its advantages from the standpoint of encouraging emigration to the state will also be pointed out. Yet taking the most favorable view possible, I cannot convince myself that there is necessity for so large a sum being appropriated for this purpose. I certainly hope that the appropriation made for exposition purposes will not exceed \$200,000.00.

When we consider the fact that in the past the lumber and agricultural interests of the state have assisted largely in the success of former expositions by contributions of exhibits in their line, without cost to the state, also that certain counties and cities will probably make appropriations to advertise the advantages of their respective sections, I feel that you will have done all that should be expected in making an appropriation not exceeding the amount named.

I believe that a limited part of the appropriation for exposition purposes should be set aside for the installation of a creditable exhibit at the Panama-California Exposition to be held in San Diego, California, during the same year.

LOGGED-OFF LANDS AND IRRIGATION.

Washington is one of the younger states of the Union, has wonderful natural advantages and resources, and yet it is well to remember that it can offer to the settler only high-priced lands that are ready for cultivation. In western Washington we have large areas of logged-off lands not valuable for use until cleared at a heavy expense, and in eastern Washington large tracts of no value whatever until water can be secured for irrigation purposes. Should we be called upon today to furnish the necessary land at a reasonable price and ready for the plow, for one thousand families who might desire to make their homes in our midst, we would find it a most difficult task.

Efforts have been made to organize private companies for the purpose of clearing the logged-off lands on a large scale, to be placed on the market ready for cultivation, but little has been accomplished along these lines. Another plan suggested is the passage of a law by the legislature allowing the issuance of district improvement bonds along much the same lines as are now followed by our cities in the creation of local improvement districts. It is well to remember that it was years before the city local improvement bonds were accepted by large investors at par, and even now the bonds of some of such districts are sold at a discount. My opinion is that bonds issued under such a plan for clearing logged-off lands would not find a ready market unless strengthened by some guaranty on the part of the state, and this, I feel, would be inadvisable. The only remedy then left under this plan would be for the state to purchase the bonds. If either plan were followed, the state would become an indirect investor in the lands. If it is to become an investor at all, would it not be better to become a direct one, paying outright what the lands are worth, clearing them on a large scale and then disposing of them to actual settlers in small tracts at a price that would repay the state for its investment? The annual payment plan could be used and the same rate of interest charged as is now collected on deferred payments on school lands.

Rather than make an appropriation of \$500,000.00 for use at the two expositions to be held in 1915, would not the state derive greater benefit by appropriating \$150,000.00 or \$200,000.00 for this purpose, and use the difference in undertaking work as outlined to purchase and clear logged-off lands and to employ engineers to collect data for irrigation projects, which the state must ultimately undertake at its own expense should the national government for any reason refuse or delay to do? This data collected by engineers would be of incalculable value for private capital when investigating such undertakings or for the use of the national government. The state can well afford to assist the national government in the work it has already begun in eastern Washington. Every acre of land placed in cultivation adds to the taxable property of the state. The development of these lands is one of the most important questions now confronting us, and I sincerely hope that your honorable body will be able to devise some plan, during the present session, for beginning work along these lines.

CONCLUSION.

In the presentation of this message I have omitted mention of a number of subjects largely of a legislative character, believing that the suggestions made to your honorable body should be principally along those lines wherein the legislative and executive branches of the state government are most closely connected.

Again returning to the matter of appropriations, however, I cannot refrain from calling your attention to the fact that the estimates in your hands calling for appropriations far exceed the estimates of rev-

enues during the coming biennium. I urge upon you the necessity of holding down appropriations to the lowest possible point consistent with proper management. Would it not be advisable to prepare a general bill covering appropriations for the departments and institutions that must of necessity be maintained, and after the amount required for these purposes has been determined, take up the consideration of special appropriations requested?

In conclusion, I desire to say it is my hope that the legislative and executive departments of the state may be able to work in harmony during this session of the legislature. I beg to assure you that every possible assistance will be rendered by my department to the end that the Thirteenth Legislature may have the record of having enacted such legislation as is called for by the large majority of the people, and that it will result in lasting benefit to the state.

At 3:15 p. m., on motion of Senator White, the joint session dissolved.

The Senate resumed its session in the Senate chamber at 3:20 p. m.

At the request of Senator Collins, it was ordered that the name of Senator Collins be stricken from the committee on fisheries and that of Senator Steiner substituted therefor.

Senator Campbell requested that he be excused from attendance on the sessions of the Senate until Monday morning, and, on motion of Senator Rosenhaupt, the request was granted.

At 3:30 p. m., on motion of Senator McGuire, the Senate adjourned until 11:00 o'clock tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FOURTH DAY.**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, January 16, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. F. W. Bateson offered prayer.

The secretary called the roll, all members being present except Senators Campbell, Landon and Piper, all excused.

On motion of Senator Collins, Senator Landon was excused from attendance on the session until Monday morning of next week.

On motion of Senator Jensen, the reading of the journal of yesterday was dispensed with and it was approved.

On motion of Senator Troy, the courtesies of the Senate chamber were extended to J. W. Lysons, former secretary of the Senate.

The secretary read the following:

RESOLUTION.

By Senator Davis:

WHEREAS, The message of retiring Governor Hay and the inaugural address of Governor Lister contain many matters of the highest importance to the people of our state, and

WHEREAS, Under our American system of government there is not a close connection between the executive and legislative departments, and

WHEREAS, The constitution of the State of Washington imposes upon the Governor the duty "to communicate at every session by message to the legislature the condition of affairs of the state, and recommend such measures as he shall deem expedient for their action," and

WHEREAS, The recommendations of the President to Congress and of the governors to the various state legislatures are not given sufficient consideration, therefore

Be It Resolved by this Senate, That there should be and there hereby is added to the list of Senate standing committees a committee of five members to be known as the Committee on "The Governor's Message," and whose duty it shall be before the ending of the session to prepare and submit for consideration in proper form to this body by bills, res-

olutions or otherwise, any important recommendations by the retiring and incoming Governor which may not have been presented to the Senate by other members of this body.

On motion of Senator Davis, the resolution was referred to the committee on rules.

The secretary read:

SENATE JOINT MEMORIAL NO. 2.

By Senator Scott:

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, being the thirteenth regular session, most respectfully petition and state as follows:

The vast area comprising the great State of Washington is made up in part of arid lands, the agricultural possibilities of which have already been demonstrated, and the most fertile soil lies in Franklin county, bounded on one side by the Snake river and on the other by the Columbia river. The climate is ideal and adapted to a large variety of crops, both fruit and vegetable, and to agricultural industries.

In addition to the ideal soil and climatic conditions the transportation facilities are the best, both by rail and water, thus providing a sure market and outlet for the produce of the valley at a minimum cost and at the proper time for the producer.

The arid region referred to in Franklin county comprises about one hundred thousand (100,000) acres of land north of Pasco and along the coulee between Pasco and Connell.

About eight years ago the United States Reclamation Survey undertook a survey of this land and made what is known as the Palouse Project Survey. This survey contemplated securing water by a gravity system from the Palouse river and the report of this survey estimated the cost for a water right to be thirty-one dollars and forty-six cents (\$31.46) per acre. Upon the board of consulting engineers of the reclamation service going over the figures of the estimates made by the engineers in charge of the survey, the cost per acre was raised approximately to sixty-three dollars (\$63.00) and the board of consulting engineers advised the abandonment of the project for two reasons. One that the estimated cost of sixty-three dollars (\$63.00) per acre was prohibitive, and the other, doubts in regard to the Washtucna coulee (which was to be turned into a reservoir to hold storage waters) retaining the storage waters.

Even admitting that the cost of a water right under the gravity system would be sixty-three dollars (\$63.00) per acre, we think it has been amply demonstrated that these lands would easily bear their cost, as many government projects have already been undertaken where

the cost per acre was more than sixty-three dollars (\$63.00), and in some cases the lands were not so favorably situated.

As the question of the Washtucna Coulee retaining water was never sufficiently tested and the fact that there are many other places along the source of the Palouse river where water can be stored, we believe that the reclamation service should make a further survey of the project to determine definitely the question of the Washtucna reservoir holding water and the determination of what other points would be feasible on the Palouse river for the construction of storage reservoirs.

The Palouse river is the only river from which water can be secured by gravity to irrigate this vast territory and while, under this great project is laboring under the handicap of an adverse report from the reclamation service, private capital will not go to the expense of making any surveys.

As the final report of the board of consulting engineers did not state that the project was not feasible, we believe that a survey should be made to settle definitely the merits of the project; that the survey determine whether the project is practical or whether it is not.

WHEREFORE, we, your memorialists, most respectfully urge an immediate survey and report upon the Palouse project to determine definitely the feasibility of obtaining water by gravity from the Palouse river to water these lands, and if the project is found feasible that the same be constructed.

On motion of Senator Scott, the memorial was read second time, ordered printed and referred to the committee on memorials.

The secretary read:

SENATE JOINT RESOLUTION NO. 2.

By Senator French:

Be it Resolved, By the Senate and the House of Representatives of the Legislature of the State of Washington, that a committee of five, consisting of three members of the roads and bridges committee of the House and two members of the roads and bridges committee of the Senate be appointed by the speaker of the House and president of the Senate respectively to confer with a like committee to be appointed by the House and Senate of the state of Oregon to consider and investigate the matter of a proposed bridge across the Columbia river at Vancouver, Washington and to report their findings back to the joint roads and bridges committee.

On motion of Senator French, the rules were suspended, the resolution was read second and third times, and placed on final passage.

The secretary called the roll and Senate joint resolution No. 2 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—35.

Those voting nay were: Senators Bethel, Hutchinson—2.

Absent or not voting were: Senators Campbell, Landon, Metcalf, Piper, Shaefer—5.

On motion of Senator French, the rules were suspended and Senate joint resolution No. 2 was ordered transmitted to the House immediately.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., January 16, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred Senate bill No. 1, entitled "An act appropriating \$90,000.00 for the expenses of the Thirteenth Legislature," have compared same with the original bill and find it correctly enrolled.

Respectfully submitted,

J. C. WEATHERFORD, *Chairman*.

We concur in this report: John E. Chappell, Ralph D. Nichols, D. A. Scott, Harry Rosenhaupt.

The president signed enrolled Senate bill No. 1.

At the request of Senator Cotter, the name of Senator Leonard was, by unanimous consent, added to the committee on mines and mining.

At the request of Senator Nichols, the name of Senator Collins was, by unanimous consent, added to the committee on fisheries.

At his request, the Senate granted the president unanimous consent to strike from the committee on engrossed bills the names of Senators Piper and Hutchinson and substitute therefor the names of Senators Steiner and Chappell.

At 11:45 p. m., on motion of Senator Allen, the Senate took a recess until 2:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order by the president at 2:30 o'clock p. m.

On motion of Senator Allen, the matter of fixing the salaries of Senate employes was referred to the committee on employes.

On motion of Senator Allen, Senator Piper was excused from attendance on today's sessions by reason of illness.

SPECIAL ORDER.

The hour of 2:30 p. m. having arrived, the Senate proceeded to consider the matter of confirmation of the standing committee appointments announced by the president at yesterday's session.

The president was, at his request, granted unanimous consent to add the name of Senator Wende to the committee on irrigation and arid lands.

Senator Jackson moved that the appointments to standing committees announced by the president be confirmed.

The secretary called the roll and the same were confirmed by the following vote:

Those voting aye were. Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—35.

Absent or not voting were: Senators Campbell, Fairchild, Landon, Leonard, Piper, Stephens, Weatherford—7.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,

MR. PRESIDENT:

OLYMPIA, WASH., January 16, 1913.

The speaker has signed enrolled Senate bill No. 1, entitled "An act appropriating ninety thousand (\$90,000) dollars for the expenses of the thirteenth legislature of the State of Washington."

Also, the House has passed Senate joint memorial No. 1, "relating to appointment of secretary of the interior."

Also, House joint resolution No. 2, providing for the appointment of a special committee of three to act with a like committee of the Senate to investigate the volume of business in the supreme court and the necessity of relieving the work of such court.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 2, by Senator Collins, entitled "An act to amend section 3 of an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor.'"

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on harbors and harbor lines.

Senate bill No. 3, by Senator Collins, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 4, by Senator Collins (by request), entitled "An act providing for the selection and reservation from sale of whole, or fractional, sections of school lands containing sites suitable for rural model schools."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on state, granted school and tide lands.

Senate bill No. 5, by Senator Collins, entitled "An act forbidding manufacture, sale, barter, giving away or exposing

for sale of pocket pistols and revolvers, and fixing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on judiciary.

Senate bill No. 6, by Senator Phipps and Collins (by request), entitled "An act creating a state library commission, providing for the management of the state library and the state traveling libraries, the appointment of a state librarian and assistants, fixing the salary of the state librarian, prescribing the duties of the state library commission and repealing certain laws in conflict therewith."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on library.

Senate bill No. 7, by Senator Collins, entitled "An act relative to sneak boats, sink boxes, etc., defining the term 'sneak boat,' amending and supplementing chapter 52, Laws of 1897, page 84, section 10 and repealing chapter 182, Laws of 1909."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on game.

Senate bill No. 8, by Senator Collins, entitled "An act relating to the protection, propagation, introduction, purchase and restoration of game animals, birds, and fishes in the State of Washington; creating a state game commission; creating the offices of state game warden and chief deputy game warden; providing for the appointment of county deputy game wardens, creating state game refuges or farms; providing for the establishment, maintenance and inspection thereof; prescribing penalties for the violation of this act; and repealing all laws and parts of laws in conflict herewith."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on game.

Senate bill No. 9, by Senator Collins, entitled "An act declaring Puget Sound, its bays, estuaries and tributaries a game refuge and preserve for aquatic fowl and wild birds, and providing a penalty for the violation of the preserve, and repealing section 5374 of Remington & Ballinger's Annotated Codes and Statutes of Washington.

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on game.

Senate bill No. 10, by Senator Collins (by request), entitled "An act to amend sub-division 6 of section 84 of an act entitled 'An act to provide for an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10th, 1911."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on insurance.

Senate bill No. 11, by Senator Collins (by request), entitled "An act relating to hotels, inns and public lodging houses, creating the office of hotel inspector, providing penalties for the violation thereof, and amending sections 6030, 6032, 6034, 6035, 6041, 6042 and 6048, of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 12, by Senator Collins (by request), entitled "An act to amend section 8654 of Remington & Ballinger's Code regarding automatic couplers, air brakes, grab irons and headlights."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on railroads and transportation.

Senate bill No. 13, by Senators Collins and Landon, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and distribution thereof."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on education.

Senate bill No. 14, by Senator Collins, entitled "An act amending section 1 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words 'bank,' 'trust' and 'savings' in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation,' approved by the Governor March 16, 1907."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on banks and banking.

Senate bill No. 15, by Senator Scott, entitled "An act relating to the collection of taxes, providing to whom they shall be payable, prescribing the time and manner of payment, and fixing the interest on delinquent taxes and amending section 9219 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and amending section two of an act entitled 'An act relating to assessment and taxation, declaring certain property to be personal property, fixing its situs for taxation, providing for interest on unpaid personal property taxes, providing methods of distraint, making a lien upon the proceeds of insurance, making violation of the act a misdemeanor and declaring an emergency,' approved February 25, 1911."

The bill was read the first time, and on motion of Senator Scott the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on public revenue and taxation.

Senate bill No. 16, by Senator French, entitled "An act creating a state school for the deaf and a state school for the blind."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on state charitable institutions.

Senate bill No. 17, by Senator French, entitled "An act prohibiting marriage between white and colored races, providing punishment for violation thereof, and declaring an emergency."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to committee on judiciary.

Senate bill No. 18, by Senator French, entitled "An act amending an act entitled 'An act to authorize certain officers and persons to solemnize marriages,' approved December 12, 1889."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to committee on judiciary.

Senate bill No. 19, by Senator Hewitt, entitled "An act establishing a state athletic commission, and regulating boxing and sparring in the State of Washington."

The bill was read the first time, and on motion of Senator Hewitt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 20, by Senator Shaefer (by request), entitled "An act relating to writs of attachment and appeals affecting the same."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 21, by Senator Fairchild, entitled "An act to amend section 9262 of Remington & Ballinger's Annotated Codes and Statutes of Washington, being section 20 of chapter 141 of Session Laws of 1899, relating to taxes, forfeitures and subsequent certificates."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 22, by Senator Fairchild, entitled "An act to amend section 8259 of Remington & Ballinger's Annotated Codes and Statutes of Washington, which is section 17 of chapter 141, Laws of 1899, relating to taxes, redemption, penalty and interest."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 23, by Senator Fairchild, entitled "An act to amend section 9219 of Remington & Ballinger's Annotated

Codes and Statutes of Washington, being section 6 of chapter 141 of the Session Laws of 1899, relating to the collection of taxes.”

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 24, by Senator Fairchild, entitled “An act to amend section 9253 of Remington & Ballinger’s Annotated Codes and Statutes of Washington, which is section 95 of chapter 71, Session Laws of 1897, relating to taxes, interest on delinquent taxes and effect of certificate.”

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 25, by Senator Fairchild, entitled “An act to amend section 6251 of Remington & Ballinger’s Annotated Codes and Statutes of Washington, which is section 2 of chapter 136, Session Laws of 1895, relating to the rate of interest.”

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 26, by Senator Fairchild, entitled “An act directing railroads to post notices against trespassers on all lines of railroad consisting of more than one main line track; declaring it to be a misdemeanor for persons without lawful authority to go upon or walk along certain railroad rights-of-way, and authorizing certain employes of railroads to arrest persons violating this act.”

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 27, by Senator Shaefer (by request), entitled "An act to amend section 600 of Remington & Ballinger's Code of the State of Washington, relating to the rents and profits during the period of redemption in providing for the collection of all moneys expended in the improvement or cultivation thereof during said time."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 28, by Senator Shaefer (by request), entitled "An act authorizing lienholders to pay prior liens on real and personal property and providing for the collection thereof by such lienholder."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 29, by Senator French, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters, and declaring an emergency."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 30, by Senator Brown, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 31, by Senator Davis, entitled "An act re-

lating to the sale of intoxicating liquors, prohibiting treating, and providing a penalty for violation thereof."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 32, by Senator Nichols, entitled "An act relating to prices of commodities sold for delivery in the State of Washington, or for shipment into the state for delivery therein."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 33, by Senator Bowen, entitled "An act relating to the creation and organization of the county of Vashon, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties."

The bill was read the first time, and on motion of Senator Bowen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 34, by Senator Rosenhaupt, entitled "An act to regulate the mode of proceeding to acquire and appropriate land, real estate and other property for rights-of-way and easements for the development of mines and prescribing the method of ascertaining and making compensation therefor."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 35, by Senator Rosenhaupt, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the

second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 36, by Senator Collins (by request), entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 37, by Senator Hutchinson, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor for deed, and empowering and directing the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for the use as and in connection with its public parks and for no other purpose."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 38, by Senator Hutchinson, entitled "An act to provide for sterilization of criminals, feeble minded, idiotic and insane persons."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 39, by Senator McGuire, entitled "An act to repeal sections 3038, 3039, 3040, 3041, 3042, 3043 and 3044 of Remington & Ballinger's Annotated Codes and Statutes of Washington and chapter 60 of the Session Laws of the State of Washington of 1911, amendatory thereof, relating to prevention of spread of noxious weeds."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 40, by Senator McGuire, entitled "An act to amend section 6653 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to university lands."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 41, by Senators McGuire and Collins, entitled "An act to provide for the use, at the option of indicated local authorities, of voting machines at all nominating and primary elections and at any or all elections within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines, and providing penalties for violation of the provisions of this act."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

At 2:55 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Friday, January 17, 1913.

The Senate was called to order at 10:00 a. m. by President Hart, pursuant to adjournment.

Rev. F. W. Bateson offered prayer.

On motion of Senator Allen, Senator Collins was excused from attendance on today's sessions.

Senator Fairchild was excused for today on motion of Senator McGuire.

Senators Piper and Landon were likewise excused on motion of Senator Metcalf.

The secretary called the roll, the following senators, all of whom had been previously excused, being absent: Campbell, Collins, Fairchild, Landon and Piper.

On motion of Senator Jensen, the reading of the journal of yesterday was dispensed with and it was approved.

On motion of Senator McGuire the following resolution was adopted:

Resolved, That the committee on printing is hereby authorized to purchase seven hundred and fifty letterheads and five hundred envelopes for the secretary and each member of the Senate and two thousand letterheads and fifteen hundred envelopes for the president of the Senate, at an aggregate cost of not to exceed six hundred dollars.

The secretary read

HOUSE JOINT RESOLUTION NO. 2.

By Mr. D. H. Rowland:

Be it Resolved by the House of Representatives, the Senate concurring, That a committee of three be appointed by the speaker to act with a like committee from the Senate, to investigate the volume of business in the supreme court and the necessity of relieving the work of

such court; such committee to report within fifteen days after appointment, its findings and recommendations.

On motion of Senator Hall, the above resolution was referred to the committee on judiciary.

The following report was read by the secretary:

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 17, 1913.

Pursuant to instructions, I beg to announce the following appointments:

Roy D. Rudio, assistant secretary; Charles Grant, judiciary clerk; A. J. Hoskin, reading clerk; George Gregory, minute clerk; C. S. Sapp, index clerk; H. B. LaMonte, docket clerk; Robt. Pitchforth, journal clerk; L. C. VanPatten, enrolling and proof clerk; Helen M. Adams, Marion Blankenship, Hazel Davenport, Mrs. Lucretia Featherly, Marion Garland, Mildred Henthorne, Minnie M. Hyde, Harry Lindley, Maude McKinney, Reta Te Roller, and Roger Watts, stenographers.

Respectfully submitted,

WM. T. LAUBE, *Secretary.*

Senator Jackson moved the adoption of the report and the confirmation of the appointments therein submitted.

The secretary called the roll and the report was adopted, the appointments therein listed being confirmed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting: Senators Campbell, Collins, Espy, Fairchild, Hammer, Landon, Piper, Stephens, Sutton, Weatherford—10.

The following report was read:

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 16, 1913.

We, your committee on Senate employees, to whom was referred the matter of salaries for regular employes, beg to submit the following report:

Secretary	\$10 00 per diem
Assistant secretary	7 50 per diem

Judiciary committee clerk.....	7 50 per diem
Reading clerk	6 00 per diem
Minute clerk	6 00 per diem
Index clerk	6 00 per diem
Docket clerk	6 00 per diem
Journal clerk	6 00 per diem
Enrolling and proof clerk.....	6 00 per diem
Stenographers	5 50 per diem
Sergeant-at-arms	6 00 per diem
Assistant sergeant-at-arms	5 00 per diem
Postmistress	4 50 per diem
Bill clerk	5 00 per diem
Assistant bill clerk.....	4 50 per diem
Door-keeper	4 00 per diem
Assistant door-keeper	4 00 per diem
Head janitor	3 50 per diem
Assistant janitors	3 25 per diem
Pages	2 00 per diem

We also recommend that all said employes receive salaries from the commencement of work and that the salaries remain unchanged during the remainder of the session.

Respectfully submitted,

OLIVER HALL, *Chairman.*

We concur in this report: Frank C. Jackson, Harry Rosenhaupt.

Senator Hall moved the adoption of the report.

Senator Jensen moved that the report be amended by fixing the salary of all janitors at \$4.00 per diem in place of \$3.50 and \$3.25.

The motion of Senator Jensen failed to carry.

Senator Hall's motion carried and the report was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 42, by Senator Steiner, entitled "An act establishing an institution for the confinement and reformation of certain female persons, providing for the purchase of a site and erection of buildings therefor and for the commitment of certain female persons thereto, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 43, by Senator Nichols, entitled "An act relating to public highways."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges

Senate bill No. 44, by Senator Steiner (by request), entitled "An act relating to the classification of counties of the first and second class, naming the officers thereof, fixing the compensation and office hours, and repealing all acts in conflict herewith."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 45, by Senator Davis, entitled "An act to amend section 1 of article XXIII of the constitution of the State of Washington, relating to amendments, and providing for the amendment of the constitution by the initiative."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 46, by Senator Bethel, entitled "An act to prevent misdemeanors by minors through ignorance of the criminal law."

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 47, by Senator Nichols, entitled "An act relating to primary elections, and amending section 4815 of Remington & Ballinger's Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 48, by Senator Nichols, entitled "An act relating to the registration of voters, and amending sections 4757, 4759 and 4763 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 49, by Senator Fairchild, entitled "An act creating the county auditor of each county the chief registration officer and providing for registration of all voters in the state for primary, general, or special state, county, city, district, school and municipal elections through a card system making registration compulsory, creating other registration officers; providing for change of registration to change of precinct; providing for the manner and times for registration; providing a penalty for false and fraudulent registration and for the violation of the provision of the act and repealing chapter two of title 29 Rem. & Bal. Code."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 50, by Senator Sharpstein, entitled "An act to amend sections 4 and 5 of an act entitled 'An act relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture, and sale of jute and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency,' approved March 20, 1911, relating to the sale and disposition of jute and other products at the state penitentiary."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on state penal and reformatory institutions.

Senate bill No. 51, by Senator Wende, entitled "An act relating to horticulture and amending sections 3092, 3099, 3100, 3132, of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on horticulture and forestry.

Senate bill No. 52, by Senator Chappell, entitled "An act to create the county of White Salmon subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties."

The bill was read the first time, and on motion of Senator Chappell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

On motion of Senator White, there was ordered printed 300 copies each of the majority and minority reports of the special committee heretofore appointed by Governor Hay to investigate fisheries.

At 11:15 a. m., on motion of Senator Nichols, the Senate adjourned until 11:00 o'clock Monday morning, January 20th.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

EIGHTH DAY**MORNING SESSION.**

SENATE CHAMBER,
OLYMPIA, WASH., Monday, January 20, 1913.

The Senate was called to order at 11:00 o'clock a. m., by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds, of the Congregational church, Olympia, offered prayer.

On motion of Senator Collins, Senator Nichols was excused from attendance on today's session.

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

On motion of Senator French, the reading of the journal of yesterday was dispensed with and it was approved.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 20, 1913.

MR. PRESIDENT:

The House has passed House joint resolution No. 3, relating to the appointment by the attorney general of two competent lawyers to aid in the preparation of bills, and the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read

HOUSE JOINT RESOLUTION NO. 3.

By Mr. Sims:

Be it Resolved by the House and Senate of the Thirteenth Legislature of the State of Washington, That the attorney general be and he is hereby requested to assist any member of the legislature or any of the committee thereof in the preparation and in the revision of bills, if so requested by them, to the end that the same may be drafted in plain and unambiguous language and in conformity with the constitution and consistent with the laws of the state: Provided, Said legal advisor shall not concern themselves with the merits of the ideas embodied in bills, and provided further, all bills presented to them by a member or committee shall be returned to such member or committee upon demand.

Resolved further, That the attorney general be and he is hereby authorized to employ two competent lawyers, such lawyers to be paid one thousand dollars each in full for their services and expenses for the entire legislative session from the appropriations made for the expenses of the legislature.

Resolved further, That the director of the municipal and legislative reference bureau of the University of Washington be invited to remain in Olympia during the entire session of the legislature, and assist the members in legislative research work.

Senator Metcalf moved that the rules be suspended, that House joint resolution No. 3 be read second and third times and placed on final passage.

Senator Rosenhaupt moved as a substitute that House joint resolution No. 3 be referred to the committee on judiciary.

A roll call on the motion to refer was demanded by Senators Hutchinson, Landon, Brown, Piper, Iverson, Bethel and Jackson.

The secretary called the roll and House joint resolution No. 3 was ordered referred to the committee on judiciary by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Fairchild, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—30.

Those voting nay were: Senators Allen, Davis, Espy, Flummerfelt, French, Metcalf, Scott, Troy, Weatherford, White—10.

Absent or not voting: Senators Campbell, Nichols—2.

On motion of Senator Hall, the privileges of the Senate Chamber were extended to W. E. McCroskey.

The secretary read

SENATE JOINT MEMORIAL NO. 3.

By Senators Hutchinson and Phipps:

To the Honorable Governor, Senate and House of Representatives of the State of Idaho:

WHEREAS, There is maintained at Alan, Kootenai county, State of Idaho, a race track where gambling is permitted, and

WHEREAS, The laws of the State of Idaho permit pool selling and gambling in other places within said state, and

WHEREAS, The most valuable product of the States of Idaho and Washington is their young men and women, and

WHEREAS, Many of the young people of the States of Idaho and Washington have been ruined through gambling at the race track at Alan and in buying pools on races at Coeur d'Alene City and other points in Idaho, and

WHEREAS, We believe that many of your citizens are unaware of this foul blot upon your state,

Therefore, Your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, respectfully and earnestly pray that the Senate and House of Representatives of the State of Idaho enact stringent laws prohibiting race track gambling at Alan and other places within your state, and prohibiting pool selling within your state for the protection of the citizens of the State of Idaho and of the State of Washington.

Senator Hutchinson moved that the rules be suspended, the memorial be read second and third times, ordered printed and placed on final passage.

Senator Hall moved as a substitute that the memorial be read second time, ordered printed and referred to the committee on memorials.

The substitute motion prevailed and Senate joint memorial No. 3 was read second time and ordered referred to the committee on memorials.

SENATE JOINT MEMORIAL NO. 4.

By Senator Campbell:

To the Honorable Senate and House of Representatives of the United States:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully petition that,

WHEREAS, During the year ending June 30, 1912, more than one million aliens landed in the United States, of which number approximately three-fifths came from the south and east of Europe and the west of Asia, the most undesirable immigrants known, and

WHEREAS, This alien flood has reduced the wages and destroyed the employment of thousands of American workmen, and has imposed a crushing burden of taxation upon the American home owner, for the support of insane, criminal and pauper foreigners, and

WHEREAS, The near approach of the opening of the Panama canal will place the Pacific Coast states in the position now occupied by the State of New York, at present supporting 34,000 lunatics, 74% of whom

are of foreign birth or parentage, at a cost of eight million dollars annually; with 4,300 convicts, sixteen hundred being of foreign birth; with expenditures for alien poor running into the millions of dollars, and

WHEREAS, The appropriations in this state for penal, reform and charitable institutions already amount to one-half the total expenditures for all state purposes, therefore be it

Resolved, by the House and Senate of the State of Washington, That the congress of the United States be requested to pass such restrictive legislation as will stop this enormous influx of undesirable foreigners, whose presence tends to destroy American standards of living, and

Be it Further Resolved, That a copy of this resolution be forthwith transmitted to the Senate and House of Representatives of the United States at Washington D. C., and to each senator and congressman from the State of Washington, for their use in endeavoring to secure the passage of such restrictive legislation.

—was read first and second times, and on motion of Senator Campbell, ordered printed and referred to the committee on memorials.

On motion of Senator Jackson, the following report was adopted:

SENATE CHAMBER,
OLYMPIA, WASH., January 17th, 1913.

MR. PRESIDENT:

We, the committee on salaries and mileage, beg leave to report the following number of miles of travel and the amount due each member as mileage in coming to and going from this session of the legislature, and recommend that the several amounts be allowed:

<i>Name.</i>	<i>Postoffice.</i>	<i>County.</i>	<i>Miles.</i>	<i>Amount.</i>
Allen, P. L.	Seattle.....	King	147	\$14 70
Anderson, A. W.	Chewelah....	Stevens	1001	100 10
Bethel, C. W.	Harrington..	Lincoln	958	95 80
Bowen, B. A.	Kent.....	King	113.2	11 32
Brown, Ed.	Custer.....	Whatcom	368	36 80
Campbell, John E.	Everett.....	Snohomish	210	21 00
Carlyon, P. H.	Olympia....	Thurston .....	...	...
Chappell, John E.	Goldendale..	Klickitat,		
		Skamania	466	46 60
Collins, Johua.....	Seattle.....	King	147	14 70
Cotter, W. D.	Puyallup....	Pierce	81	8 10
Davis, Walter S.	Tacoma.....	Pierce	67	6 70
Espy, H. A.	Oysterville..	Pacific,		
		Wahkiakum ...	263	26 30
Fairchild, Wilbur.....	Tacoma.....	Pierce	67	6 70
Flummerfelt, Chas. H.	Ellensburg..	Chelan and		
		Kittitas	313	31 30
French, Edw. L.	Vancouver...	Clarke	244	24 40

<i>Name.</i>	<i>Postoffice.</i>	<i>County.</i>	<i>Miles.</i>	<i>Amount.</i>
Hall, Oliver.....	Colfax.....	Whitman	1015	101 50
Hammer, Emerson.....	SedroWoolley.....	Skagit	318	31 80
Hewitt, H. B.	Hoquiam.....	Chehalis	126	12 60
Hutchinson, R. A.	Spokane.....	Spokane	858	85 80
Imus, A. H.	Kalama.....	Cowlitz	160	16 00
Iverson, Peter.....	Poulsbo.....	Island, Kitsap, Mason	191	19 10
Jackson, Frank C.	Seattle.....	King	147	14 70
Jensen, Peder.....	Tacoma.....	Pierce	67	6 70
Landon, Daniel.....	Seattle.....	King	147	14 70
Leonard, J. E.	Chehalis.....	Lewis	62	6 20
Metcalf, Ralph.....	Tacoma.....	Pierce	67	6 70
McCoy, W. C.	Oakesdale.....	Whitman	914	91 40
McGuire Arthur.....	Waterville.....	Grant, Douglas, Ferry, Okanogan	595	59 50
Nichols, Ralph D.	Seattle.....	King	147	14 70
Phipps, Harve H.	Spokane.....	Spokane	858	85 80
Piper, George U.	Seattle.....	King	147	14 70
Rosenhaupt, Harry.....	Spokane.....	Spokane	858	85 80
Scott, D. A.	Ritzville.....	Adams, Franklin, Walla Walla	728	72 80
Shaefer, Geo. W.	Spokane.....	Spokane	858	85 80
Sharpstein, Jno. L.	Walla Walla.....	Walla Walla	694	69 40
Steiner, G. E.	Seattle.....	King	147	14 70
Stephens, E. Milton.....	Monroe.....	Snohomish	244	24 40
Sutton, W. J.	Cheney.....	Spokane	826	82 60
Troy, David S.	Chimacum.....	Jefferson, Clallam, San Juan	240	24 00
Weatherford, J. C.	Covello.....	Asotin, Columbia, Garfield	772	77 20
Wende, Henry H.	North Yakima.....	Benton, Yakima	386	38 60
White, Henry M.	Bellingham.....	Whatcom	340	34 00
Laube, William T.	Seattle.....	King	147	14 70

PETER IVERSON, *Chairman.*

We concur in this report: W. J. Sutton, H. B. Hewitt.

INTRODUCTION OF BILLS.

Senate bill No. 53, by Senator Fairchild (by request), entitled "An act to govern the sale of eggs; to regulate the classification, labeling, marketing and selling of eggs and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Fairchild the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 54, by Senator Davis, entitled "An act providing for an amendment to the constitution of the State of Washington, prohibiting the manufacture, sale and use of intoxicating liquors as a beverage, and making exceptions thereto."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 55, by Senator Bethel, entitled "An act relating to hotels and lodging houses, amending section 11, and repealing sections 12, 13, 14, 15, 16, 17, 18, 19 and 20 of chapter 29, of the Session Laws of 1909, being an act entitled 'An act relating to hotels, inns, and public lodging houses, creating the office of state hotel inspector, and providing penalties for the violation thereof, and making an appropriation therefor.'" Approved March 2, 1909.

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 56, by Senator Jackson, entitled "An act relating to intoxicating liquors, amending section 18 of chapter 81 of the Session Laws of 1909."

The bill was read the first time, and on motion of Senator Jackson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 57, by Senator Jackson, entitled "An act to further amend sections 68, 102 and 107 of the act approved March 15, 1897, entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' as heretofore amended, and to amend section 95 of said act, said sections being respectively sections 9219, 9253, 9259, and 9262 of Remington & Ballinger's Annotated Codes and Statutes."

The bill was read the first time, and on motion of Senator Jackson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 58, by Senator Hutchinson (by request), entitled "An act providing that the appointment of matrons, superintendents or supervisors of women and childrens' depart-

ments in all institutions for the public for the State of Washington, shall be graduated state registered trained nurses.”

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 59, by Senator Shaefer, entitled “An act providing for the sale and leasing of state agricultural lands and the surveying, sub-dividing, platting and the management thereof; making advance thereon for the purpose of improvement, erection and repairing thereof; creating a Board of State Agricultural Land Commissioners; defining their duties and making appropriations therefor; and repealing all acts or parts of acts in conflict herewith.”

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 60, by Senator Bethel, entitled “An act regulating and prohibiting the playing of pool, billiards, cards or any gaming whatsoever in confectioneries on Sunday.”

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 61, by Senator Jackson, entitled “An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act; making an appropriation therefor, and repealing all acts or parts of acts in conflict herewith.”

The bill was read the first time, and on motion of Senator Jackson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 62, by Senator Metcalf, entitled “An act relating to the erection and completion of the first and second

units of a building for the use of the Washington State Historical Society, making an appropriation for the cost thereof, and amending section one of chapter 242 of the Laws of 1909."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 63, by Senator Nichols, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 64, by Senator Nichols, entitled "An act providing for the amendment of section 5 of article XI of the constitution, relating to county, city and township organization."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 65, by Senator Nichols, entitled "An act providing for the amendment of sections 1, 3 and 4 of article III of the constitution of the State of Washington."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 66, by Senators Brown and Cotter, entitled "An act establishing a powder factory, providing for the man-

agement of, and the sale of powder therefrom, and making appropriations therefor."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 67, by Senator Landon, entitled "An act to prevent the keeping or disposition of obligations resembling money, of defunct banks, insurance companies, railroad companies and other corporations, associations or individuals, and to provide a punishment for the violation thereof."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 68, by Senator Allen, entitled "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7216, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on military.

Senate bill No. 69, by Senator Sharpstein, entitled "An act to amend section 183 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the recovery of damages for the death of a person, caused by the wrongful act or neglect of another"

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 70, by Senator Stephens, entitled "An act to provide a limitation for the bringing of actions to recover any

consideration paid on a negotiable instrument negotiated by a forged indorsement.

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 71, by Senator Stephens, entitled "An act relating to garnishments in the justice courts in the State of Washington and amending sections 10, 11 and 21 of chapter 160 of the Laws of 1909, entitled 'An act in relation to garnishments in justice courts in the State of Washington.'"

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 72, by Senator Stephens, entitled "An act to amend section 3343 of chapter II of title XVIII of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to banking and providing for a reserve for savings and time deposits, and defining the same."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 73, by Senator Stephens, entitled "An act regulating notaries public who are stockholders, directors or employes of banks or other corporations."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

The following employes were sworn in by the president: Roy D. Rudio, assistant secretary; Charles Grant, judiciary clerk; A. J. Hoskin, reading clerk; George Gregory, minute clerk; C. S. Sapp, index clerk; H. B. La Monte, docket clerk; Robt. Pitchforth, journal clerk; L. C. Van Patten, enrolling and proof

clerk; Helen M. Adams, Marion Blankenship, Hazel Davenport, Mrs. Lucretia Featherly, Marion Garland, Mildred Henthorne, Minnie M. Hyde, Harry Lindley, Maude McKinney, Reta Te Roller, and Roger Watts, stenographers.

At 11:55 a. m., on motion of Senator Allen, the Senate adjourned until 11:00 o'clock tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

NINTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, January 21, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds offered prayer.

On motion of Senator Collins, Senator Nichols was excused from attendance on today's session.

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

On motion of Senator Troy, the reading of the journal of yesterday was dispensed with and it was approved.

On motion of Senator Leonard, the following resolution was adopted:

Resolved, That the bill clerk mail copies of bills to such parties as may be designated by senators and that the sergeant-at-arms is hereby authorized to supply postage for mailing same.

The secretary read the following:

RESOLUTION.

By Senator Anderson:

WHEREAS, The interests of this state demand the highest degree of economy towards the conservation of the state's resources and the public treasury, and

WHEREAS, There was passed during the session of 1911 a bill providing for the building of the Temple of Justice, and such act appropriated the sum of three hundred fifty thousand dollars (\$350,000.00) for such purpose, and

WHEREAS, The commission in charge of said building and the construction of the same have estimated it will require the sum of six hundred twenty-eight thousand dollars (\$628,000.00) for the completion of said building, and in view of the fact that the governor of the state is the chairman of the said commission, and the governor has advised the legislature of the state with reference to different matters concerning legislation of the state, and more especially with reference to matters involving appropriations, and

WHEREAS, His message is silent as to this matter; now therefore,

Be it Resolved, That the Senate of the State of Washington, in legislative session assembled, do respectfully request his advice and opinion in a message to the Senate as to the amount of the appropriation necessary or whether any appropriation be made for the completion of the said Temple of Justice.

On motion of Senator Anderson, the resolution was adopted and the secretary was instructed to forward a copy of this resolution to the governor.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

The House has passed House joint memorial No. 2, "Urging the congress of the United States to appropriate \$1,400,000 to be immediately available for the completion of the Celilo canal and the opening on the Columbia river and Snake river to free navigation";

Also House joint memorial No. 3, "Relating to the reclamation and decoration of soldiers' burial grounds on San Juan island";

Also House joint memorial No. 4, "Relating to the establishment of additional life-saving equipment on Klipsan beach, Washington";

Also House bill No. 72, entitled: "An act appropriating \$150,000 for the purchase of jute and operation of the jute mill at the state penitentiary";

Also Senate concurrent resolution No. 2, "Relating to the holding of memorial services for the late Senator John A. Whalley";

Also Senate joint resolution No. 2, "Providing for a conference with a legislative committee of Oregon, relating to a bridge across the Columbia river at Vancouver, Washington";

Also House concurrent resolution No. 5, "Relating to the holding of memorial services for the late S. J. Appleman";

Also House joint resolution No. 4, "Relating to a legislative trip to investigate the state educational, penal and reformatory institutions." And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read

HOUSE JOINT RESOLUTION NO. 4.

By committee on appropriations:

WHEREAS, The estimates of moneys necessary for the various educational, penal and reformatory institutions of the state for the ensuing two years, as presented by such institutions, greatly exceed the appropriations made for such institutions in the past; and,

WHEREAS, The custom of previous legislatures to appoint special committees to investigate the needs of such institutions has not produced satisfactory results, the recommendations of such committees being usually disregarded; and,

WHEREAS, But few members of the legislature have visited such institutions in person, or are advised of the conditions existing at or of the needs of such institutions; and,

WHEREAS, A special train can be chartered to carry the entire legislature to the various state educational, penal and reformatory institutions, and the expense thereof, including subsistence, will approximate but \$8,500.00; therefore

Be it Resolved, That this legislature and such stenographers and committee clerks as may be necessary proceed in a body in a special train to visit the various educational, penal and reformatory institutions of the state and such other places en route as it may deem necessary or advisable to visit; that a special train be chartered; and that, for the purpose of making arrangements for such train and other arrangements for the trip, a committee consisting of three members of the House and three members of the Senate be appointed by the speaker of the House and president of the Senate respectively; that the expense of such train, and the other expenses in connection with the trip, be made from the appropriation for legislative expenses of this session;

Be it Further Resolved, That the governor, lieutenant governor and members of the state board of control be invited to accompany the legislature to the institutions aforesaid.

Senator Allen moved that the rules be suspended, that the resolution be read second time by title, and referred to the committee of the whole.

Senator Brown moved as a substitute that the resolution be indefinitely postponed.

The president ruled that the motion to refer took precedence.

The motion of Senator Allen was put and failed to carry.

Senator Brown renewed his motion that the resolution be indefinitely postponed.

The motion was lost.

Senator Rosenhaupt moved that the resolution be referred to the committee on appropriations.

The motion failed to carry.

On motion of Senator Jackson, the resolution was read second time and referred to the committee of the whole.

On motion of Senator Allen, the Senate resolved itself into a committee of the whole for the purpose of considering House joint resolution No. 4.

The resolution was considered in committee of the whole, Senator Allen in the chair, and reported back to the Senate with the recommendation that it be indefinitely postponed.

On motion of Senator Bethel, the report of the committee was adopted.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 5.

By Mr. Jensen :

WHEREAS, The Divine Providence has in its infinite wisdom, seen fit to remove from his sphere, influence and activity among us, the Honorable S. J. Appleman, who was a member of the House of Representatives during the session of 1911, and who was recently re-elected to become a member of this, the thirteenth session of the legislature of the State of Washington; and

WHEREAS, It is desired to pay a special and fitting tribute to the memory of Representative Appleman, because of his honesty and integrity, his devotion to his duty, and other inherent qualities of manhood which he possessed, that make up the best of our American citizenship, and to express our sympathy to his bereaved family;

Now, Therefore, Be it Resolved, by the House of Representatives duly assembled:

First. That in the death of Representative S. J. Appleman the State of Washington has suffered a great loss.

Second. By the House of Representatives, the Senate concurring, That in recognition of the valued services rendered his constituents by Representative S. J. Appleman, appropriate services be held in the House chamber on Tuesday, January 28th, 1913, at two o'clock p. m., and that an opportunity be then given to pay tribute to his memory.

Third. That a joint committee of two members of the Senate and three members of the House be appointed to arrange for the memorial services.

Fourth. That as further mark of our respect to the memory of the deceased, the clerk of the House be instructed to transmit a copy of these resolutions, suitably engrossed, to the family of the deceased.

Senator Jackson moved the adoption of the resolution.

The resolution was adopted by a unanimous rising vote.

By unanimous consent, and at their request, Senator Fairchild was permitted to withdraw from the committee on memorials and Senator Davis was substituted for him on that committee, and Senator Davis was permitted to withdraw from the committee on public buildings and grounds and the name of Senator Fairchild was added to that committee.

On motion of Senator Steiner, Senate bill No. 42 was withdrawn from the committee on state charitable institutions and re-referred to the committee on state penal and reformatory institutions.

The secretary read

HOUSE JOINT MEMORIAL NO. 2.

By Mr. Hedger:

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully represent that:

WHEREAS, The opening of the Panama canal will bring to the Pacific seaboard a largely increased volume of waterway traffic, necessitating the thorough improvement of our waterways and the enlargement of our harbor and dockage facilities; and,

WHEREAS, The Columbia river and its tributaries constitute the greatest inland waterways system of the Pacific coast of America and the second greatest of the nation; and

WHEREAS, The preeminent importance of this waterway has been recognized by the national government hitherto by large appropriations covering its improvement from its mouth inland; and,

WHEREAS, One of the greatest steamship lines of the world, namely,

the Hamburg-American line, has selected the Columbia river as the Pacific coast terminal for its Trans-Pacific-Oriental service; and,

WHEREAS, The volume of traffic tributary to the Columbia gateway virtually embraces, in actual freight carried or directly affected by its water craft, the entire coast business, inward and outward, of the Columbia and Snake river basins (a territory almost 250,000 square miles in extent); and,

WHEREAS, The full benefits to be obtained from the operation of this waterway can only be secured by its complete and adequate improvement; we hereby memorialize the congress of the United States, at its present session, to appropriate the sum of \$1,400,000 to be immediately available for the completion of the Celilo canal and the opening of the Columbia and Snake rivers to free navigation, this sum being in reality only an increase of \$800,000 over the amount necessary on this work on the continuous contract basis already in operation.

We urge upon congress the importance of this appropriation in order to save the net sum of \$100,000 according to the estimate of the U. S. engineers in charge of this work.

We represent that the opening of the Celilo canal and the Columbia and Snake rivers to free navigation during the year 1915 will stimulate the building of municipal docks, the extension of feeder lines of railway, and the construction of steamboats, barges, etc., essential to the development of a vast traffic territory.

We further represent that the completion of these improvements at the time indicated will enable the people of the Pacific Northwest, both American and Canadian, to fittingly celebrate the opening of the Celilo canal and the Columbia river in conjunction with the international ceremonies in honor of the Panama canal in 1915, thus giving notice to the world of an all-water route from the ports of the world to the interior of western America and British Columbia.

On motion of Senator Scott, the memorial was read second time and ordered referred to the committee on memorials.

The secretary read

HOUSE JOINT MEMORIAL NO. 3.

By Mr. Capron:

To the Honorable Senate and House of Representatives of the United States:

We, your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled (in the thirteenth regular session), represent and pray as follows:

WHEREAS, During the interim between the years 1859 and 1872 United States troops were stationed on the Island of San Juan, State of Washington; that several of the soldiers died and were buried there in

a burying ground during that period; that said burying ground has been entirely neglected, with fences falling down and stock running over the graves;

Therefore Be it Resolved, by the Senate and House of the State of Washington, That the congress of the United States be requested to make such an appropriation as is necessary to reclaim such graveyard, fence it properly and keep it in repair.

On motion of Senator Troy, the memorial was read second time and ordered referred to the committee on memorials.

The secretary read

HOUSE JOINT MEMORIAL NO. 4.

By Mr. Stream:

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and the House of Representatives of the State of Washington, in legislative session assembled, being the thirteenth regular session, most respectfully represent and pray as follows:

WHEREAS, That portion of the Washington coast line beginning at the mouth of the Columbia river and extending northward a distance of thirty miles has been the scene of numerous and fatal shipwrecks, and

WHEREAS, The facilities for transportation of lifeboats and life-saving apparatus to and from the scene of such wrecks are at present inadequate, and

WHEREAS, Frequently many lives could have been saved had the United States life-saving service been able to respond more quickly to the call for assistance—this being impossible at times through delay in the train service or through the high stage of the tides on the ocean beach;

Wherefore, Your memorialists respectfully urge that one boathouse with beach apparatus equipment be established at Long Beach, about seven miles south of the Klipsan beach life-saving station, and a similarly equipped boathouse established at the intersection of the Oyster-ville road with the ocean beach, the same distance north of said station; that two men be stationed at each boathouse and all be under the supervision and control of the keeper of the said Klipsan beach life-saving station.

And your memorialists will ever pray.

On motion of Senator Espy, the memorial was read second time and referred to the committee on memorials.

The following communication was read by the secretary:

SEATTLE, WASH., January 18, 1913.

To the Honorable Senate and House of Representatives, Olympia, Wash.

GENTLEMEN: I have noticed in the press reports that one or two members of your honorable body have passed criticism upon the work of the board of managers of the Washington state reformatory. If the press reports are true as to the source from which these have emanated, it is only fair to say that these gentlemen have never visited the reformatory and know nothing from actual investigation of what has been done. Believing that all men want to be fair-minded, I am attributing these criticisms to a lack of knowledge of what has been done.

For ten years, beginning with Governor Rogers' induction first into office, I labored personally to create a sentiment in this state in favor of a reformatory, that the poor unfortunate young man who had committed his first offense might not be submitted to the stigma there is attached to the serving of a penitentiary sentence. I have had the honor of being president of the board of managers since the establishment of the reformatory. Hundreds of men and women have visited the institution during the five years that it has been handled by the board of managers. Universal praise has been accorded the management for what has been accomplished. The state turned over to us 329 acres of jungle with an inadequate appropriation, and the board of managers without one cent of compensation have given up valuable time and thought in the development of a great and useful institution, to which in the past five years over a thousand young men have been sentenced.

In order that the legislature of this state may be properly informed, I hereby extend an invitation to your honorable bodies to go as my guests and at my expense and spend a day at the reformatory. If this invitation is accepted, I shall provide a steamer to take you from Olympia to Everett, and then by special train to the reformatory, giving five or six hours at the institution and returning you to Olympia the evening of the same day. I would be glad to have you go on Saturday, January 25th; if some other day would suit you better, I would be pleased to have you so indicate.

I have no fear after you have visited the institution but what you will say that the management have given this state larger returns in actual values and in results accomplished than has ever been returned to the State of Washington from any institution established during the history of this state, and developed and operated for the short period of five years, and this too, by a board who have acted without compensation and whose only object has been to restore to useful walks of life the unfortunate man who has committed his first offense.

I earnestly request you to accept this invitation.

Yours very truly,

CORWIN S. SHANK,

President Board of Managers, Washington State Reformatory.

On motion of Senator Allen, the Senate accepted the invitation extended in the foregoing communication and the president was authorized to appoint a committee of three senators to ascertain how many of the senators would make the contemplated trip.

The president appointed as such a committee Senators Collins, Jackson and Allen.

As a committee under House concurrent resolution No. 5, relating to memorial services, the president appointed Senators Anderson, Jackson and Leonard.

The president appointed Senators Jackson, Steiner and Imus as a committee under Senate concurrent resolution No. 2, relating to memorial services.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., January 21st, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to who was referred Senate joint memorial No. 1, "Relating to the appointment of a secretary of the interior," have compared same with the original memorial and find it correctly enrolled.

Respectfully submitted,

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, Harry Rosenhaupt.

The president signed Senate joint memorial No. 1.

Senator Rosenhaupt announced that he had compared the enrolled memorial with the original and found it to be correctly enrolled.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 21st, 1913.

MR. PRESIDENT:

We, a majority of your committee on judiciary, to whom was referred House joint resolution No. 3, "Relating to the appointment by the attorney general of two competent lawyers to aid in the preparation of bills," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 5, 6, 7 and 8 of the original resolution strike the words "to the end that the same may be drafted in plain and unambiguous lan-

guage and in conformity with the constitution and consistent with the laws of the state."

In line 9 of the original resolution, strike the word "themselves" and insert in lieu thereof the word "himself."

In line 10 of the original resolution strike the word "them" and insert in lieu thereof the word "him."

In lines 12, 13, 14, 15 and 16 of the original resolution, strike the words "Resolved further, That the attorney general be and he is hereby authorized to employ two competent lawyers, such lawyers to be paid one thousand dollars each in full for their services and expenses for the entire legislative session from the appropriations made for the expenses of the legislators."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Henry H. Wende, Harve H. Phipps, John L. Sharpstein, G. E. Steiner, Jos. Collins.

SENATE CHAMBER,
OLYMPIA, WASH., January 21st, 1913.

MR. PRESIDENT:

I, a minority of your committee on judiciary, to who was referred House joint resolution No. 3, "Relating to the appointment by the attorney general of two competent lawyers to aid in the preparation of bills," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

GEO. W. SHAEFER.

Senator Rosenhaupt moved the adoption of the majority report of the judiciary committee on House joint resolution No. 3.

Senator Shaefer moved as a substitute that the minority report of the committee be adopted.

The substitute motion of Senator Shaefer was lost.

On motion of Senator Allen, the majority report on House joint resolution No. 3 was amended by adding to the same the following:

"Resolved, further, That the attorney general be authorized to employ such additional assistants as he may deem necessary to carry out the provisions of this resolution. The expense thereof to be not more than one thousand dollars, to be paid from the appropriation for legislative expenses of the thirteenth legislature."

Senator Allen moved the adoption of the majority report as amended.

The secretary called the roll and it was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Imus, Jensen, Metcalf, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—25.

Those voting nay were: Senators Bethel, Bowen, Brown, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Landon, Leonard, McCoy, McGuire, Piper, Shaefer, Wende—15.

Absent or not voting were: Senators Campbell, Nichols—2.

House joint resolution No. 3, as amended, was read third time.

Senator Jackson moved that the resolution be indefinitely postponed.

The motion was lost.

The secretary called the roll on final passage of House joint resolution No. 3, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Imus, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—28.

Those voting nay were: Senators Bethel, Bowen, Brown, Cotter, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Piper, Shaefer, Wende—12.

Absent or not voting were: Senators Campbell, Nichols—2.

Senator Landon gave notice of a motion to reconsider the vote by which House joint resolution No. 3 passed the Senate.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER.

OLYMPIA, WASH., January 20, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 3, "Relating to the prohibiting of race track gambling and pool selling at Alan and other places within the State of

Idaho," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: W. Fairchild, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 20, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 7, entitled "An act relative to sneak boats, sink boats, etc., defining the term 'sneak boat,' and amending and supplementing Chap. 52, Laws of 1897, page 84, section 10, and repealing Chapter 182, Laws of 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill submitted herewith, to be known as substitute Senate bill No. 7, be substituted therefor, and that it do pass.

JOSIAH COLLINS, *Chairman*.

We concur in this report: H. M. White, Harve H. Phipps, John L. Sharpstein, J. E. Campbell.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 20, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 2, "Relating to reclamation of arid lands in Franklin county," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: W. Fairchild, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

On motion of Senator Rosenhaupt, the rules were suspended, and Senate joint memorial No. 3 "Relating to gambling, pool selling, etc., in the State of Idaho," was read second and third times, and placed on final passage.

The secretary called the roll and Senate joint memorial No. 3 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen,

Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Absent or not voting were: Senators Anderson, Campbell, Carlyon, Nichols, Piper, Sharpstein—6.

On motion of Senator Scott, the rules were suspended, Senate Joint Memorial No. 2, "Relating to the reclamation of arid lands in Franklin county," was read second and third times and placed on final passage.

The secretary called the roll and Senate joint memorial No. 2 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—37.

Absent or not voting were: Senators Campbell, Carlyon, Nichols, Sharpstein, White—5.

On motion of Senator Collins, the following report of the committee on rules and joint rules was adopted by the Senate:

MR. PRESIDENT:

We, your committee on rules and joint rules, respectfully recommend to the Senate the adoption of the following as the permanent rules and joint rules for the Senate for the thirteenth session.

LOUIS F. HART, *Chairman*.

We concur in this report: D. S. Troy, Oliver Hall, P. H. Carlyon, Geo. W. Shaefer, John L. Sharpstein, Josiah Collins.

RULES OF THE SENATE.

RULE 1. The president shall call the Senate to order each day of sitting at 10:00 o'clock a. m., unless the Senate shall have adjourned to some other hour.

QUORUM.

RULE 2. A majority of all members elected to the senate shall be necessary to constitute a quorum to do business: *Provided*, That less than a quorum may adjourn from day to day until a quorum can be had.

DUTIES OF THE PRESIDENT.

RULE 3. The president shall take the chair and call the Senate to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read. He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant-at-arms to suppress the same, and may order the arrest of any person creating any disturbance within the Senate chamber. He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order without debate, subject to an appeal to the senate by any three members, on which appeal no member shall speak more than once without leave of the Senate. He shall have charge of and see that all officers, attaches and clerks perform their respective duties, and shall, in open session, sign all acts, addresses and joint resolutions. He shall sign all writs, warrants and subpoenas issued by order of the Senate, all of which shall be attested by the secretary. He shall have general control of the senate chamber and lobby, and have the right to name any senator to perform the duties of the chair; but such substitution shall not extend beyond an adjournment, nor authorize the senator so substituted to sign any document requiring the signature of the president.

PRESIDENT PRO TEM.

RULE 4. Upon the organization of the Senate the members shall select one of their number as president *pro tem.*, who shall have all the power and authority, and who shall discharge all the duties of the lieutenant governor, acting as president during his absence or inability to discharge the duties of his office.

In the event that the lieutenant governor is acting as governor, the senate shall also elect one of its members temporary president, who in the absence or disability of the president elected by the Senate shall have all the power and authority and who shall discharge the duties of such president.

SUBORDINATE OFFICERS.

RULE 5. The subordinate officers of the Senate shall perform such duties as usually pertain to their respective positions in legislative bodies, under the direction of the president, and such other duties as the Senate may impose upon them. The compensation of any employe of the Senate shall not be increased except by a two-thirds vote of all members of the Senate, and the names of all members voting thereon shall be entered in the journal. Under no circumstances shall the compensation of an employe be increased for past services.

COMMITTEE APPOINTMENTS.

RULE 6. The president shall appoint all special, joint and herein-after named standing committees on the part of the Senate: *Provided, however,* That the committee on rules and joint rules shall consist of

seven (7) members, for (4) of whom shall be from Western Washington, and three from Eastern Washington, of which the president shall be a member: *And provided further*, That the appointment of the said standing committees shall be subject to the confirmation of the Senate, such confirmation to be made a special order at 2:30 p. m. on the day following the announcement of the appointment by the president.

In the event the Senate shall refuse to confirm any committee or committees, such committee or committees shall be forthwith elected by the Senate.

The following standing committees shall constitute the standing committees of the Senate:

<i>Committee.</i>	<i>Members.</i>
1. Agriculture	5
2. Appropriations	9
3. Banks and banking	5
4. Cities of the first class.....	7
5. Claims and auditing	3
6. Commerce and manufactures.....	5
7. Congressional apportionment	9
8. Constitution and constitutional revision.....	5
9. Corporations other than municipal.....	5
10. Counties and county boundaries.....	5
11. Dairy and livestock	5
12. Dikes, drains and drainage	3
13. Education	5
14. Educational institutions	8
15. Elections and privileges	5
16. Engrossed bills	5
17. Enrolled bills	5
18. Fisheries	9
19. Game	6
20. Game fish	5
21. Harbor and harbor lines	5
22. Horticulture and forestry.....	5
23. Insurance	5
24. Irrigation and arid lands	6
25. Judiciary	13
26. Labor and labor statistics	5
27. Legislative apportionment	9
28. Medicine, dentistry, surgery and hygiene.....	3
29. Memorials	3
30. Military	5
31. Mines and mining	8
32. Municipal corporations	5
33. Printing	5
34. Public buildings and grounds	5
35. Public morals	7

36. Public revenue and taxation.....	5
37. Pure food and drugs	3
38. Railroads and transportation	9
39. Roads and bridges	12
40. Rules and joint rules	7
41. Salaries and mileage	3
42. State charitable institutions	7
43. Senate employes	3
44. State, granted, school and tide lands.....	7
45. State library	5
46. State penal and reformatory institutions.....	6

COMMITTEE REFERENCE.

RULE 7. When a motion to refer a subject, and different committees are proposed, the question shall be taken up in the following order:

First: The committee of the whole senate.

Second: A standing committee.

Third: A select committee.

DUTIES OF COMMITTEES.

RULE 8. The several committees shall fully consider all measures referred to them, and the committee on claims and auditing shall carefully consider all items of expenditure ordered or contracted on the part of the senate or any of its employes, and report upon the same prior to the voucher being signed by the president and secretary of the Senate authorizing the payment thereof.

The committees shall acquaint themselves with the interest of the state specially represented by the committee, and from time to time present such bills and reports as in their judgment will advance the interests and promote the welfare of the people of the state.

The committee on rules and joint rules shall have charge of the daily calendar of the Senate and shall direct the secretary the order in which the business of the Senate shall be transacted: *Provided, however,* That by a vote of the majority of the Senate any bill may be advanced to any place on the calendar, and any bill may be withdrawn from the committee by a like majority of the senate and placed upon the calendar in such position as may be ordered. No committee shall sit during the daily session of the Senate unless by special leave.

COMMITTEE REPORTS.

RULE 9. All reports of committees shall be signed by such members thereof as concur therein, and the report with the names of the signers thereof, shall be read by the secretary, or at the secretary's desk by the member making the report, without a motion, unless the reading be dispensed with by the Senate. The members of the committee not concurring in the majority report may prepare a written minority report, sign and present the same to the Senate, and both majority and minority reports shall in all cases be spread in full upon the journal.

SENATE EMPLOYEES.

RULE 10. No person other than the regular officers and regular employes of the Senate shall be employed by the Senate, or any committee thereof, except by consent of the Senate having been previously obtained by resolution, which resolution shall be referred to the committee on Senate employes other than regular, and reported upon by that committee before action is taken thereon.

The regular employes or officers of the Senate shall not exceed forty in number.

The Senate shall elect a secretary, who shall perform the usual duties pertaining to such office. He shall appoint, subject to the approval of the Senate, the necessary clerks and stenographers, whose hours of duty and assignments shall be under his direction and instructions and who may be dismissed by him at his discretion.

All other employes shall report to the sergeant-at-arms and be under his supervision and direction.

All Senate employes shall remain on duty daily during the hours designated by the secretary and sergeant-at-arms respectively.

COMMITTEE OF THE WHOLE.

RULE 11. In forming the committee of the whole, the president shall name a chairman to preside, and all bills considered shall be read by sections and the chairman shall call for amendments and debates thereon at the conclusion of the reading of each section. The body of the bill shall not be defaced or interlined, 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, and so reported to the Senate for action.

RULES IN COMMITTEE OF THE WHOLE.

RULE 12. The rules of the Senate shall apply to proceedings in committee of the whole, except that the previous question shall not be ordered nor the ayes and noes demanded, but the committee may limit the number of times that any member may speak at any stage of the proceedings during its sitting.

MESSAGES RECEIVED.

RULE 13. Messages may be received by the president while the committee of the whole is sitting; in which case the president shall resume the chair, receive the message, and vacate the chair in favor of the chairman of the committee.

REPORT OF THE COMMITTEE OF THE WHOLE.

RULE 14. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

SUSPEND RULES FOR COMMITTEE OF THE WHOLE.

RULE 15. The Senate may at any time, by a vote of the majority of the members present, suspend the rules and orders of the Senate for

the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the Senate.

ENROLLED AND ENGROSSED BILLS.

RULE 16. The committees on enrolled and engrossed bills may report at any time during the sitting of the senate.

ORDER OF BUSINESS.

RULE 17. After the roll is called and journal read and approved, business shall be disposed of in the following order:

First. Presentation of petitions, memorials, resolutions and motions.

Second. Reports of standing committees.

Third. Reports of select committees.

Fourth. Messages from the governor and other state officers.

Fifth. Messages from the House of Representatives.

Sixth. Introduction and first reading of bills.

Seventh. Second reading and reference of bills.

Eighth. Business on general file and third reading of bills.

Ninth. Business lying on the table.

Tenth. The orders of the day.

Eleventh. Unfinished business.

BUSINESS TO BE ANNOUNCED.

RULE 18. The president shall, on each day, announce to the Senate the business in order, agreeable to the preceding rule, and no business shall be taken up or considered until the class to which it belongs shall be declared in order.

UNFINISHED BUSINESS.

RULE 19. The unfinished business at the preceding adjournment shall have the preference on the orders of the day, excepting special orders, and no motion or any other business shall be received without special leave of the Senate until the former is disposed of.

READING OF BILLS.

RULE 20. Every bill shall receive three readings previous to its passage. The president shall give notice at each, whether it be the first, second or third reading. The first and second readings may, by consent of a majority of the Senate, be on the same day. The third reading of every bill shall be by sections, and upon its final passage the vote must be taken by ayes and nays, the names of the senators voting for and against the same to be entered upon the journal, and the majority of the members elected to the Senate must be recorded thereon as voting in its favor to secure its passage by the Senate.

GENERAL FILE.

RULE 21. All bills that have passed a second reading which have not been referred, and all bills reported by committees after the second reading, shall be placed upon the general file, and shall be considered in the order in which they become entitled to a position on the file, unless otherwise specially ordered by a majority vote of the Senate.

ENGROSSED BILLS.

RULE 22. Engrossed bills shall be placed at the head of the general file in the order in which they are reported engrossed (except general appropriation bills, which shall be placed at the head of the general file.)

BILLS MAY BE COMMITTED.

RULE 23. A bill may be committed with special instructions to amend at any time before taking the final vote.

ONLY ONE SUBJECT.

RULE 24. No bill shall embrace more than one subject, and that shall be expressed in the title.

BILL, HOW AMENDED.

RULE 25. No act shall ever be revised or amended by mere reference to its title, but the act revised or the section amended shall be set forth at full length.

INTRODUCTION OF BILLS.

RULE 26. No bill shall be introduced in the Senate after the fortieth day of the session except the Senate shall otherwise direct by a vote of two-thirds of all of the members elected thereto, said vote to be taken by ayes and nays and entered upon the journal, or unless the same be at a special session: *Provided*, That the time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees.

LIMIT TO AMENDMENTS.

RULE 27. No amendment to any bill shall be allowed which shall change the scope and object of the bill.

RECONSIDERATION, HOW TAKEN.

RULE 28. After the final vote on any bill, before the adjournment of that day's session or during the session of the following day, and at such times only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only on the first or second days after such final vote.

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the Senate adjourns while a motion to reconsider is pending or before passing the order of motions, resolutions and notices, the right to move a reconsideration shall continue to the next day of sitting. No notice of reconsider-

ation of any final vote shall be in order on the day preceding the last day of the session. Motions to reconsider a vote upon amendments to any pending question may be made and decided at once.

APPROPRIATION BILLS.

RULE 29. Bills appropriating money shall be considered in committee of the whole Senate, and no change in the amount appropriated shall be made outside of the committee of the whole.

PRINTING OF BILLS, ETC.

RULE 30. Unless otherwise ordered 450 copies of all bills of a general nature originating in the Senate, shall be printed for the use of the Senate and House of Representatives: *Provided*, That on the request of the senator introducing the bill, additional copies of such bill shall be printed.

SPECIAL ORDER.

RULE 31. The president shall call the Senate to order at the hour fixed for the consideration of a special order, and announce that the special order is before the Senate, which shall then be considered unless it is postponed by a two-thirds vote, and any business before the Senate at the time of the announcement of the special order shall take its regular position in the order of business.

WORDS TO BE UNDERLINED.

RULE 32. All bills introduced in the Senate which are intended to amend existing statutes shall have the words which are amendatory to such existing statute underlined or underscored, so that in the printed bills which are presented for the perusal of the members such new or amendatory matter shall be easily discerned.

JOINT RESOLUTIONS AND MEMORIALS.

RULE 33. Joint resolutions and memorials addressed to congress, or either house thereof, or to the president of the United States, or the heads of any of the national departments, or proposing amendments to the state constitution, shall be subject in all respects to the foregoing rules governing the course of bills.

SENATE RESOLUTIONS.

RULE 34. Resolutions, other than those referred to in rule 33, shall be treated as motions in all proceedings of the Senate.

MOTIONS.

RULE 35. No motion shall be entertained until it shall be seconded nor debated until announced by the president. It shall be reduced to writing and read by the secretary, if desired by the president or any senator, before it shall be debated, and by consent of the Senate may be withdrawn before amendment or action.

MOTION TO ADJOURN.

RULE 36. A motion to adjourn shall always be in order. The name of the senator moving to adjourn, and the time when the motion was made shall be entered on the journal.

PRECEDENCE OF MOTIONS.

RULE 37. When a question is under debate, no motion shall be received but the following, which shall have precedence in the order named:

- First.* To fix the time to which to adjourn.
- Second.* To adjourn.
- Third.* For a call of the Senate.
- Fourth.* To lay on the table.
- Fifth.* For the previous question.
- Sixth.* To postpone to a day certain.
- Seventh.* To commit.
- Eighth.* To amend.
- Ninth.* To postpone indefinitely.

The second, third, fourth and fifth motions shall be decided without debate, and no motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session.

CALL FOR DIVISION.

RULE 38. Any senator may call for a division of a question, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the Senate; but a motion to strike out and insert shall not be divided.

PREVIOUS QUESTION.

RULE 39. The previous question shall not be put unless demanded by three senators, whose names shall be entered upon the journal, and it shall then be in this form: "Shall the main question be now put?" When sustained by a majority of senators present it shall preclude all debate, and the roll shall be immediately called on the question or questions before the senate, and all incidental question or questions of order arising after the motion is made after the previous question, and pending such motion, shall be decided whether on appeal or otherwise, without debate.

PRIORITY OF BUSINESS.

RULE 40. All questions relating to the priority of business shall be decided without debate.

THE VOTE.

RULE 41. The passage of a bill or action on a question is lost by a tie vote, but when a vote of the Senate is equally divided, the lieutenant

ant governor, when presiding, shall have the deciding vote on questions other than the final passage of a bill.

YEAS AND NAYS.

RULE 42. The yeas and nays shall be taken when called for by one-sixth of all the senators present, and every senator within the bar of the senate shall vote unless excused by the unanimous vote of the Senate, and the votes shall be entered upon the journal, and the names of senators demanding the yeas and nays shall also be entered upon the journal.

READING OF PAPERS.

RULE 43. When the reading of any paper is called for, and is objected to by any senator, it shall be determined by a vote of the Senate, without debate.

MESSAGES.

RULE 44. Messages from the governor, other state officers, and from the House of Representatives may be considered at any time by consent of the Senate.

RULES OF DEBATE.

RULE 45. When any senator is about to speak in debate, or submit any matter to the Senate, he shall rise from his seat, and, standing in his place, respectfully address himself to "Mr. President," and when recognized shall, in a courteous manner, confine himself to the question under debate, avoiding personalities, and when finished shall resume his seat. No senator shall impeach the motives of any other member, nor speak more than twice (except for explanation) during the consideration of any one question, on the same day, nor a second time without leave, when others who have not spoken desire the floor; but incidental and subsidiary questions arising during the debate shall not be considered the same question.

MAY CALL SENATOR TO ORDER.

RULE 46. If any senator in speaking, or otherwise, transgresses the rules of the Senate, the president shall, or any senator may, call him to order, and when a senator shall be so called to order he shall resume his seat and not proceed without leave of the Senate, which leave, if granted, shall be upon motion "that he be allowed to proceed in order," when, if carried, he shall confine himself to the question under consideration.

POINTS OF ORDER.

RULE 47. Every decision of points of order by the president shall be subject to appeal, and no discussion of a question of order shall be allowed except on appeal of three senators, and in all cases of appeal the question shall be "Shall the decision of the chair stand as the judgment of the Senate?"

BREACH OF DECORUM.

RULE 48. In cases of breach of decorum or propriety, any senator, officer, or other person shall be liable to such censure or punishment as the Senate may deem proper, and if any senator be called to order for offensive or indecorous language or conduct, the person calling him to order shall report the language excepted to, which shall be taken down or noted at the secretary's desk, and no member shall be held to answer for any language used upon the floor of the Senate if business has intervened before exception to the language was thus taken and noted.

RECOGNITION BY THE PRESIDENT.

RULE 49. When two or more senators rise at the same time to address the chair, the president shall name the one who shall speak first, giving preference, when practicable, to the mover or introducer of the subject under consideration.

OPENING AND CLOSING DEBATE.

RULE 50. The author of a bill, motion or resolution shall have the privilege of opening and closing the debate upon the same, unless the previous question has been moved and sustained.

PROTEST MAY BE ENTERED.

RULE 51. Any senator or senators may protest against the action of the Senate upon any question, and have such protest entered upon the journal.

QUESTION OF PRIVILEGE.

RULE 52. Any senator may rise to a question of privilege and explain a matter personal to himself by leave of the president, but he shall not discuss any pending question in such explanation.

ABSENCE FROM SESSION.

RULE 53. No senator shall absent himself from the Senate without leave, except in case of accident or sickness, and if any senator or officer shall absent himself his per diem shall not be allowed or paid him, and no senator, officer or attache shall obtain leave of absence or be excused from attendance without the consent of two-thirds of the members present.

CALL OF THE SENATE.

RULE 54. A call of the Senate may be moved by three senators, whose names shall be entered upon the journal, and if carried by a majority of all present, the secretary shall call the roll and note the absentees, after which the names of the absentees shall again be called. The doors shall then be closed and the sergeant-at-arms directed to take into custody all who may be absent without leave, and all the senators so taken into custody shall be presented at the bar of the Senate for such action as the Senate may deem proper.

ABSENCE DURING ROLL CALL.

RULE 55. A senator having been absent during roll call may ask to have his name called.

ELECTION BY ROLL CALL.

RULE 56. In all cases of election by the Senate the votes shall be taken *viva voce*, and no senator or other person shall remain by the secretary's desk while the roll is being called or the votes are being counted. No senator shall be allowed to vote except when within the bar of the Senate, nor upon any question in which he is in any way personally or directly interested, nor be allowed to explain his vote or discuss the question while the yeas and nays are being called, nor change his vote after the result has been announced.

ANNOUNCEMENT OF VOTE.

RULE 57. The announcement of all votes shall be made by the president, and the announcement of the result of any vote shall not be postponed.

WITNESSES BEFORE THE SENATE.

RULE 58. Witnesses summoned by or on behalf of the Senate to appear before the Senate, or any of its committees, shall be paid for each day's attendance three dollars; for each mile traveled in coming to the place of examination, ten cents; and nothing shall be paid for travel where the witness was served at the place of examination, and no mileage shall be paid except where the witness actually traveled for the purpose of giving testimony.

USE OF SENATE CHAMBER.

RULE 59. The senate chamber shall not be used for any but legislative business during the session, except by permission of the Senate given by two-thirds vote.

ADMISSION TO FLOOR OF SENATE.

RULE 60. The sergeant-at-arms and doorkeepers shall not admit to the floor of the Senate during the session any person other than a member of the Senate, except:

The governor.

Members of the House of Representatives.

State officers.

Officers and employes of the Senate.

Representatives of the press or other persons designated by name by resolution of the Senate and holding cards of admission signed by the president.

RULE 61. The sergeant-at-arms and doorkeepers shall not admit to the floor of the Senate during the time the Senate is not in session, any person other than one requested by a senator, the president or secretary of the Senate.

SENATE GALLERY.

RULE 62. The gallery back of the president's desk is reserved for the use of the governor and state officers and their families, for the families of senators, and for members of the House of Representatives and their families.

SMOKING NOT ALLOWED.

RULE 63. Smoking shall not be allowed in the Senate chamber during the session of the Senate, nor shall indecorous conduct, boisterous or unbecoming language be permitted there at any time.

REED'S PARLIAMENTARY RULES.

RULE 64. The rules of parliamentary practice as contained in Reed's Parliamentary Rules shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the rules and orders of this Senate and the joint rules of this Senate and the House of Representatives.

SUSPENSION OF RULES.

RULE 65. No standing rule or order of this Senate shall be rescinded or changed without a vote of two-thirds of the members, and one day's notice of the motion thereof; but a rule or order may be temporarily suspended for a special purpose by a vote of two-thirds of the members present. When the suspension of a rule is called, and after due notice from the president, no objection is offered, he may announce the rule suspended, and the Senate may proceed accordingly; but this shall not apply to that portion of Rule 20 relating to the third reading of bills, which cannot be suspended.

PURCHASE OF SUPPLIES.

RULE 66. The board of control shall furnish all necessary supplies for the Senate upon the requisition of the sergeant-at-arms, when signed by the secretary of the Senate.

RIGHT TO COMPARE BILL.

RULE 67. Any senator shall have the right to compare an enrolled bill with the engrossed bill before the president signs the same.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

CONFERENCE AND FREE CONFERENCE COMMITTEES.

RULE 1. In every case of an amendment of a bill, or joint or concurrent resolution, agreed to in one house, dissented from in the other and not receded from by the one making the same, such house shall appoint a committee to confer with a like committee to be appointed by the other, and the committee so appointed shall meet at a convenient hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two houses as indicated by

the amendment made in one and rejected in the other, and report as early as convenient the result of their conference to their respective houses. If after such a report the two houses shall disagree upon the recommendations of the reporting committees as to their differences between the two houses, a committee of free conference shall be appointed to whom the whole subject matter embraced in the bill or resolution shall be committed, and the committee of free conference may report by new bill or resolution, or otherwise, and bills or resolutions so reported shall be treated as amendments, unless such bills or resolutions are comprised entirely of original matter, in which case they shall receive the treatment required in the respective houses for original bills or resolutions, as the case may be.

MESSAGES, SENATE TO HOUSE.

RULE 2. Messages from the Senate to the House of Representatives shall be delivered by the secretary or assistant secretary, and messages from the House of Representatives to the Senate shall be delivered by the chief clerk or assistant clerk, who shall be announced by the doorkeeper, enter within the bar, announce or deliver his message.

BILLS, FINAL ACTION ON COMMUNICATED.

RULE 3. Each house shall communicate its final action on any bill, or resolution, or matter in which the other may be interested, in writing, signed by the secretary or clerk of the house from which such notice is sent.

ENROLLED AFTER PASSING BOTH HOUSES.

RULE 4. After a bill shall have passed both houses, it shall be duly enrolled by the enrolling clerk of the house in which it originated, and shall be examined by the enrolling committee of such house, who shall carefully compare the enrolled bill with the engrossed bill, as passed, correcting any errors that may be discovered in the enrolled bill, procure in open session the signature thereto of the necessary officers of the two houses, present the same to the governor, and forthwith report to such house the time when such presentation to the governor was made.

JOINT TO TAKE THE SAME COURSE AS BILLS.

RULE 5. All joint resolutions to be presented to the governor, excepting such as may be addressed to him, shall take the usual course of bills.

TO BE TRANSMITTED WITH BILLS.

RULE 6. Each house shall transmit to the other papers on which any bill or resolution may be founded.

PRINTING, AUTHORITY OF JOINT COMMITTEE ON.

RULE 7. The standing committees on printing of the two houses shall be a joint standing committee, who shall examine all matters proposed to be printed by concurrent order, and shall report what part

of such matter is needful to print. Each house may order the printing of bills introduced, reports of its own committees, and other matters pertaining to such house only; but no other printing shall be ordered except by a concurrent resolution passed by both houses. It shall be the duty of the secretary of the Senate and the clerk of the House to compare the bills introduced in each house and such bills as are introduced in both houses and are of the same wording shall only be printed in one house.

RESOLUTIONS, JOINT TO TAKE SAME COURSE AS BILLS.

RULE 8. Joint resolutions and memorials addressed to congress, or either house thereof, or to the president of the United States, or to the head of any of the national departments, or proposing amendments to the state constitution, shall be treated in all respects as bills.

VETOES, TO BE MADE SPECIAL ORDER.

RULE 9. Bills which have passed a previous legislature, and which are transmitted to the legislature next sitting, accompanied by a message or statement of the governor's disapproval, or veto of the same, shall become the subject of a special order, and when the special order for their consideration is reached and called, the said message or statement shall be read, together with the bill or bills so disapproved or vetoed, and the message and bill shall be read by the clerk without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by law and custom; that is to say, that immediately following such reading the only question (except as hereinafter stated) which shall be put by the speaker is, "Shall the bill pass, notwithstanding the objection of the governor?" It shall not be in order, any time, to vote upon such vetoed bill without the same shall have first been read, from the first word of its title to and including the last word of its final section; and no motion shall be entertained after the chair has stated the question save a motion for the "previous question," but the merits of the bill itself may be debated.

SPECIAL ORDER.

RULE 10. Senate bills in the House and House bills in the Senate shall be the special order on Wednesday of each week during the session.

BILLS FOR AMENDMENTS SHALL REFER TO TITLE.

RULE 11. All amendatory acts shall refer to the title of the act amended in full and date of approval. Committees shall amend or substitute all titles to conform to this rule.

INTRODUCTION OF BILLS.

Senate bill No. 74, by Senators Phipps, Landon, Scott, Hutchinson, Fairchild, Brown, French, Flummerfelt, Chappell and Espy, entitled "An act relating to political parties and to provide for the expression of the qualified electors of the several political parties of their choice for nomination by their party for president of the United States, and to provide for the election of the delegates and alternates of said political parties to their respective national conventions, and to provide for the nomination of presidential electors of said political parties, and to provide for an expression of the wish of the electors in regard to their party platforms, and repealing all laws in conflict herewith."

The bill was read the first time, and on motion of Senator Scott the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 75, by Senator Cotter, entitled "An act prohibiting the sale of intoxicating liquor within three miles of any state soldiers' home within the State of Washington, and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Cotter the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 76, by Senator Bethel, entitled "An act taxing notes secured by mortgage on real estate and exempting the owner of said real estate to that amount."

The bill was read the first time, and on motion of Senator Bethel the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 77, by Senator Espy (by request), entitled "An act authorizing the incorporation of log, timber and lumber salvage associations, and permitting such corporations to

pick up and reclaim lost or strayed logs, timber or lumber, and giving a lien for reasonable compensation therefor."

The bill was read the first time, and on motion of Senator Espy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 78, by Senator French, entitled "An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring same to be a state road."

The bill was read the first time, and on motion of Senator French the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 79, by Senator Sutton, entitled "An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sutton the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 80, by Senator Leonard, entitled "An act to amend section 14 of an act entitled 'An act providing for the incorporation of trust companies and defining their powers and duties,' approved March 17, 1903."

The bill was read the first time, and on motion of Senator Leonard the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 81, by Senator Leonard, entitled "An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring same to be a state road."

The bill was read the first time, and on motion of Senator Leonard the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 82, by Senator Scott, entitled "An act to amend section 44 and to repeal sections 42, 45 and 48 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words 'bank,' 'trust,' and 'savings' in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation,' approved March 16, 1907."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 83, by Senator French, entitled "An act relating to game fish, prohibiting fishing by non-residents without license, and providing penalties."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 84, by Senator Cotter, entitled "An act prohibiting the leasing or subleasing, letting or subletting of lands outside the limits of any corporate town or city in this state to persons other than citizens of the United States or who have declared their intention to become such, or to corporations, a majority of whose capital stock is not owned by citizens of the United States or by persons who have declared their intention to become such, declaring the same to be unlawful, providing a penalty therefor, and prescribing the duties of prosecuting attorneys in relation thereto."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 85, by Senator Davis, entitled "An act providing for the publication of pamphlets publishing the candidacy for office, the argument for and against such candidacy by the secretary of state, and the distribution of the same to the voters of the state, districts and counties and the publication of platforms and reasons why the voters should vote for or against certain candidates; and also in cities of ten thousand and over."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 86, by Senator Allen, entitled "An act relating to the salaries of bailiffs of the superior courts."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 87, by Senator Cotter, entitled "An act relating to commission merchants or persons selling farm, dairy, orchard or garden produce on commission, and amending sections 7024 and 7033 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 88, by Senator Metcalf, entitled "An act for the protection of game birds, deer, and gray squirrels in certain designated territory in the State of Washington, to prevent firing of rifles in said territory, providing punishment for the violation thereof and amending chapter 84 of the Session Laws of 1911."

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

Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 89, by Senator Espy (by request), entitled "An act prescribing a penalty for taking up or having in one's possession any marked log or timber of value, without the owner's consent and amending sections 7101 and 7103 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 90, by Senator White, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner and agent thereof."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 91, by Senator Leonard, entitled "An act relating to swamps or overflowed lands, providing for the drainage or protection of same, and extending the right of eminent domain for such purposes."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dykes, drains and drainage.

Senate bill No. 92, by Senator Sutton, entitled "An act to regulate the purchase, sale, trade or transfer and encumbrance of stocks of goods, wares and merchandise in bulk, and fixtures

or equipment used, or to be used in the sale, display, manufacture, care or delivery of said goods, wares or merchandise, and prescribing penalties for the violation thereof, and to amend sections 1, 2, 3 and 4 of an act entitled 'An act to regulate the purchase, sale, trade, transfer and encumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof,' being chapter six of the Session Laws of 1901."

The bill was read the first time, and on motion of Senator Sutton, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 93, by Senator Collins (by request), entitled "An act relating to the creation and organization of the county of Simcoe, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 94, by Senator White, entitled "An act relating to salaries of county officers, costs and fees, and amending sections 4032 and 4065 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 95, by Senators Hutchinson, Sutton, Shaefer, Rosenhaupt, Phipps, Wende, Jackson, McCoy, Davis, Chappell, Espy, McGuire, Campbell, Jensen, Bethel, Stephens and Cotter, entitled "An act making an appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor."

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

Sutton, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 96, by Senator Stephens, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 97, by Senator Metcalf, entitled "An act to amend section 1 of an act entitled 'An act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith, and declaring an emergency,' approved March 17th, 1909."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 98, by Senator Metcalf, entitled "An act to permit cities of the first class to contribute to the support of privately organized charities and museums."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Substitute Senate bill No. 7, by committee on game, entitled "An act to amend section 5358 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the method of killing water fowl, and defining the term 'sneak boat.'"

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 99, by Senator Collins, entitled "An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of; to repeal section 9 of; and to add a section relating to elections to an act approved March 14th, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor.'"

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

House bill No. 72, by the committee on appropriations, entitled "An act appropriating the sum of one hundred and fifty thousand dollars for the purchase of jute and operation of the jute mill at the state penitentiary."

The bill was read first and second times and on motion of Senator Scott was referred to the committee on appropriations.

At 1:30 p. m., on motion of Senator Jackson, the Senate adjourned until 11:00 o'clock tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

TENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, January 22, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Espy, the reading of the journal of yesterday was dispensed with and it was approved.

The president announced the appointment of Senators French and Nichols as a committee under Senate joint resolution No. 2, "relating to a conference with a committee on the part of the State of Oregon concerning a bridge across the Columbia river."

A communication from certain inmates of the Washington veterans' home at Port Orchard, protesting against the law of 1905 barring the widows of veterans from the home on remarriage, was read and, on motion of Senator Iverson ordered referred to the committee on state charitable institutions.

A communication from the Secretary of the State, of California, forwarding a resolution adopted by the state legislature of the State of California, relating to the establishment of uniform divorce laws, was read by the secretary, and, on motion of Senator Rosenhaupt, ordered referred to the committee on judiciary.

The secretary read a communication from the city of Cleveland, Ohio, urging upon congress the resumption of the coinage of three-cent pieces.

On motion of Senator Anderson, the communication was referred to the committee on banks and banking.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 3.

By Senator Piper:

WHEREAS, A Divine Providence has seen fit to call to his final reward the Honorable John R. Kinnear formerly a member of the Senate, from King county, and one of the members of the constitutional convention of this state, and

WHEREAS, It is the desire of the legislature to pay special tribute to the memory of the deceased because of his services as a citizen and public official and further to express our sympathy to his family in their bereavement;

Resolved, That in the death of the Honorable John R. Kinnear the State of Washington has suffered a great loss; and be it further

Resolved, By the Senate, the House of Representatives concurring, that as a mark of respect and in recognition of the valued services rendered this state by the Honorable John R. Kinnear, deceased, appropriate services be held in the House chamber at 2:00 p. m., Tuesday, the 28th day of January, 1913, and that an opportunity be then given for a tribute to his memory; and be it

Resolved, That a joint committee of two senators and three members of the House be appointed to arrange for said memorial services, and further

Resolved, That the secretary be instructed to transmit a copy of these resolutions suitably engrossed to the family of the deceased.

On motion of Senator Piper, the resolution was unanimously adopted by a rising vote.

The president appointed as a committee on the part of the Senate under the above resolution, Senators Piper and Flummerfelt.

The secretary read

SENATE JOINT MEMORIAL NO. 5.

By Senator Cotter:

To the Honorable, the Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the legislature of the State of Washington, in legislative session assembled, do most respectfully state, represent and petition as follows:

WHEREAS, On the 19th day of April, 1911, Mr. W. E. Humphrey, congressman of the First district of the State of Washington, introduced House bill No. 5966, providing for the permanent location, marking and monumenting the Old Oregon trail, from the Missouri river to Puget sound, as a memorial to the hardy pioneers, whose hardships,

suffering and brilliant achievements saved the Oregon country to the Union; and

WHEREAS, The Good Roads Association of the State of Washington, in convention regularly assembled, at Tacoma, on the 5th day of November, 1912, did unanimously endorse, urge and petition for the final passage of said House roll No. 5966, with a liberal appropriation therefor, for the reason that the passage thereof will be a just and proper, although long delayed, recognition of the achievements of the said pioneers; and be the means of starting the building of national highways:

Now, Therefore, Your memorialists, in the name of and for the people of the State of Washington, and speaking in behalf of the State of Washington, and of all the people living in the territory traversed by the Old Oregon trail, earnestly and respectfully petition and urge that said House roll No. 5966 be immediately passed, as the same was introduced, and all for the reason and upon the ground that the passage of the bill will tend to increase the patriotism of the present and future generations of our country, and make more sacred to those of the future the achievements of our great nation and its hardy pioneers, who enlarged the boundaries of liberty as they extended the frontier of their nation and who finally made possible the wonderful heritage of a free country from ocean to ocean, with permanent institutions and benefits, to endure through all time, and for the further reason that this act will stimulate and eventually guarantee the building of a national highway so much needed by the producing classes of our country.

On motion of Senator Cotter, the memorial was read second time, ordered printed and referred to the committee on memorials.

On motion of Senator Fairchild, Senate bill No. 21 was withdrawn from the committee on judiciary and referred to the committee on public revenue and taxation.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 4, "Relating to the restriction of immigration," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. L. FRENCH, *Chairman.*

I concur in this report: Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred House joint memorial No. 3, "Relating to the reclamation and decoration of soldiers' burial grounds on San Juan island," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. L. FRENCH, *Chairman*.

I concur in this report: Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred House joint memorial No. 4, "Relating to the establishment of additional life-saving equipment on Klipsan beach, Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. L. FRENCH, *Chairman*.

I concur in this report: Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred House joint memorial No. 2, "Asking the congress of the United States for an appropriation of \$1,400,000 to be immediately available for the completion of the Celilo canal and the opening of the Columbia and Snake rivers to free navigation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. L. FRENCH, *Chairman*.

I concur in this report: Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 21, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 30, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township

organization, other than counties of the first class," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: W. Fairchild, R. A. Hutchinson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 21, 1913.

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 25, entitled "An act to amend section 6251 of Remington and Ballinger's Codes and Statutes of Washington, which is section 2 of chapter 136, Session Laws of 1895, relating to the rate of interest," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: W. Fairchild, R. A. Hutchinson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 21, 1913.

We, your committee on memorials, to whom was referred Senate joint resolution No. 1, "Relating to the ratification of an amendment to article XVII of the constitution of the United States," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendment:

Strike the letter "I" in line two of the printed bill, being line five of the original bill, and insert in lieu thereof the letter "V."

E. L. FRENCH, *Chairman*.

I concur in this report: Pliny L. Allen.

On motion of Senator Davis, Senate joint resolution No. 1 was ordered re-referred to the committee on memorials.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,

MR. PRESIDENT:

OLYMPIA, WASH., January 21, 1913.

The House has passed House concurrent resolution No. 6, "Relating to memorial services for the late R. D. Shutt," and the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk*.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 6.

By Mr. Davis.

WHEREAS, The Divine Providence has, in His infinite wisdom, seen fit to remove from his sphere of usefulness among us R. D. Shutt, a former member of the House of Representatives of the State of Washington; and

WHEREAS, It is desired to pay special and fitting tribute to the memory of Mr. Shutt because of his sterling character, honesty and high integrity and his strong devotion to duty and his many admirable qualities, and to express our sympathy to his bereaved wife; be it

Resolved, That in the death of Mr. Shutt the State of Washington has suffered the loss of a devoted citizen; be it further

Resolved, by the House, the Senate concurring, That in recognition of the valued services rendered to the state by Mr. Shutt appropriate services be held in the House chamber on Tuesday, January 28, 1913, at 2 p. m., and that an opportunity be then given for a tribute to his memory.

Resolved, That as a further mark of respect to the memory of the deceased the chief clerk be instructed to transmit a copy of these resolutions, suitably engrossed, to the wife of the deceased.

On motion of Senator Jensen, the resolution was unanimously adopted by a rising vote.

The president appointed Senators Metcalf and Davis as a committee under the above resolution.

INTRODUCTION OF BILLS.

Senate bill No. 100, by Senator Piper, entitled "An act to protect the lives, health, morals of women and minor workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties, and providing for the fixing of minimum wages for the standard conditions of labor for such workers, and providing penalties for violation of the same."

The bill was read the first time, and on motion of Senator Piper, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 101, by Senator Hutchinson, entitled "An act defining the duties of drivers of vehicles in case of an accident, and providing punishment for non-observance thereof."

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

Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 102, by Senator Wende, entitled "An act relating to the creation and organization of the county of Riverside, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 103, by Senator White, entitled "An act relating to notaries public, and amending section 247 of Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 104, by Senator Leonard, entitled "An act to establish a state trout hatchery in Lewis county, Washington, and make an appropriation therefor."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 105, by Senator Phipps, entitled "An act to withdraw from appropriation under the laws of the State of Washington all the unappropriated waters of the Wenatchee watershed, north of range 25, E. W. M., and reserving them to the State of Washington for purposes of irrigation."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on irrigation and arid lands.

Senate bill No. 106, by Senator Campbell, entitled "An act establishing a state trade school, providing for the erection of

suitable buildings therefor, for the management, government and regulation thereof, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 107, by Senator Brown, entitled "An act relating to attachments and garnishments, and amending title 81, section 415 of Pierce's Code, 1912."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 108, by Senators Cotter and Iverson, entitled "An act relating to the furnishing of life insurance and annuities at cost by the state, creating a life fund and a department of the industrial insurance commission to administer it."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Senate bill No. 109, by Senator Metcalf, entitled "An act relating to and providing for the organization of a drafting department and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

GENERAL FILE.

Senator Anderson moved that Senate bill No. 25, which was at the head of the calendar, be referred to the committee on banks and banking.

The motion was lost.

On motion of Senator McGuire, the consideration of Senate bill No. 25 went over until tomorrow to be placed at the head of the calendar.

Senator Collins moved that hereafter the Senate meet in the mornings, consider bills in committees and have sessions in the afternoons to consider the passage of bills.

On motion of Senator French, the above matter was referred to the committee on rules and joint rules.

Senator Allen moved that the Senate adjourn until 11:00 o'clock tomorrow morning.

The motion failed to carry.

At 12:00 o'clock noon, on motion of Senator Scott, the Senate adjourned until 10:00 o'clock tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Seneta.

ELEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, January 23, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds, of Olympia, offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read the following concurrent resolution, submitted by Senator Sharpstein:

SENATE CONCURRENT RESOLUTION NO. 4.

Resolved, by the Senate, the House concurring, that it is the opinion of this body that in making any appropriation for the building and equipment of any public building within the state, the following should be made a part of the act and the appropriation should be made upon the following proviso:

Provided, That no part of the money hereby appropriated shall be drawn or expended until such time as the officer entrusted with the expenditure thereof shall have obtained plans and specifications and

have a legally signed contract or contracts backed by a good and sufficient bond or bonds providing for the faithful compliance on the part of each and every contractor with the terms of his said contract, and that the said contracts shall call for the completion entire and the equipment of such building, and that if such officer or officers draw or expend any of such money otherwise than is herein provided for, such officer or officers so doing shall be jointly and severally liable for any sum necessary to complete and equip such building, except that money for the procurement of plans and specifications and advertising for bids may be drawn before the letting of contracts, and the terms of this act shall not apply to any money drawn for said purposes."

On motion of Senator Scott, the resolution was ordered printed and referred to the committee on appropriations.

The secretary read

SENATE JOINT RESOLUTION NO. 3.

By Senator Cotter:

Be it Resolved, by the Senate and House of Representatives of the legislature of the State of Washington, that a committee of seven be appointed, three members of the Senate appointed by the president, and four members of the House appointed by the speaker, such committee to investigate and report upon the appropriations needed for maintenance and improvements at the State Soldiers' Home at Orting, and the Soldiers' Home Colony at Orting, and to the State Veterans' Home at Port Orchard.

Resolved Further, That such committees ascertain from the state board of control the reason for the failure of such board to make the improvements for which appropriations were made by the legislature of 1911 and report its findings thereon.

Resolved Further, That such committee be authorized to proceed to the State Soldiers' Home and to the Soldiers' Home Colony at Orting, and to the State Veterans' Home at Port Orchard, for the purpose of making an investigation, and that the expenses of such committee be paid from the appropriation of the expenses of the thirteenth legislature.

On motion of Senator Cotter, the resolution was read second time, ordered printed and referred to the committee on appropriations.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 22, 1913.

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 77, entitled "An act authorizing the incorpo-

ration of log, timber and lumber salvage associations, and permitting such corporations to pick up and reclaim lost or strayed logs, timber, or lumber, and giving a lien for reasonable compensation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the judiciary committee.

WILBURN FAIRCHILD, *Chairman.*

We concur in this report: Geo. W. Shaefer, H. M. White.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 22, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 61, entitled "An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act; making an appropriation therefor, and repealing all acts or parts of acts in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 4, lines 4 and 5 of the printed bill, being lines 7 and 8 of the original bill, strike out the following: "to be determined by the board of county commissioners."

WILBURN FAIRCHILD, *Chairman.*

We concur in this report: Geo. W. Shaefer, H. M. White.

On motion of Senator White, the report with the bill was ordered re-referred to the committee on appropriations.

SENATE CHAMBER,
OLYMPIA, WASH., January 22, 1913.

MR. PRESIDENT:

We, your committee on state charitable institutions, to whom was referred Senate bill No. 16, entitled "An act creating a state school for the deaf and a state school for the blind," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, *Chairman.*

We concur in this report: E. L. French, Peder Jensen, Peter Iverson.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
MR. PRESIDENT: OLYMPIA, WASH., January 23, 1913.

We, your committee on appropriations, to whom was referred House bill No. 72, entitled "An act appropriating the sum of one hundred and

fifty thousand dollars for the purchase of jute and operation of the jute mill at the state penitentiary," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2 of the printed bill, the same being section 1, line 3 of the original bill, strike out the words "as a revolving fund."

In section 1, line 2 of the printed bill, the same being section 1, line 2 of the original bill, immediately following the word "dollars" add the words "out of the general fund."

D. S. TROY, *Chairman*.

We concur in this report: E. L. French, R. A. Hutchinson, P. H. Carlyon, D. Landon, D. A. Scott, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 110, by Senate committee on appropriations, entitled "An act appropriating the sum of fifteen thousand dollars for the printing of the thirteenth legislature."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 111, by Senator Landon (by request), entitled "An act providing for the relief of Julius Eidner and making an appropriation."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 112, by Senator Shaefer (by request), entitled "An act relating to licenses to practice medicine, surgery, osteopathy or other systems and modes of treating the sick and afflicted, and amending section 8389 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on medicine, dentistry, surgery, and hygiene.

Senate bill No. 113, by Senator Sharpstein, entitled "An act providing for the appointment of official court reporters in the

State of Washington, prescribing their duties, oath of office and qualifications, and providing for their compensation and the manner of their appointment."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 114, by Senator Wende, entitled "An act providing for attorneys' fees as costs in action upon insurance policies, indemnity or surety bonds."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 115, by Senator Collins, entitled "An act to provide for exhibits of the resources, products and advantages of the State of Washington; the erection of a state building or buildings at the Panama International Exposition, to be held at San Francisco, California, in the year 1915, and also at the Panama-California Exposition, to be held at San Diego, California, in the year 1915, and making an appropriation to pay the cost of such exhibits and state building or buildings, and the maintenance of such exhibits."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 116, by Senator Stephens, entitled "An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on banks and banking.

Senate bill No. 117, by Senator Imus, entitled "An act relating to the acquisition by condemnation, or otherwise, of certain lands in private ownerships for state reforestation purposes, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 118, by Senator Imus, entitled "An act authorizing and directing the state auditor to audit, and the state treasurer to pay bills of expense which hereafter may be incurred by the bureau of plant industry of the department of agriculture of the United States, in the investigation and experimentation in the various methods of clearing logged-off and timbered lands in this state, to an amount in the aggregate equal to the sum hereafter to be expended by said bureau from its congressional appropriation for such purpose, within this state, not exceeding \$10,000, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 119, by Senator Imus, entitled "An act relating to reforesting certain state lands, and withdrawing from sale state lands suitable only for reforestation."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 120, by Senators Troy and Imus, entitled "An act relating to the improvement of logged-off or cut-over lands, and providing a method for the payment therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 121, by Senator Stephens, entitled "An act relating to municipal corporations owning or operating municipal water plants and authorizing such corporations to sell and deliver surplus water for domestic or other purposes, and to construct and lay down, outside of the limits of said towns or cities such mains, pipes or conduits as may be necessary to deliver water to such persons or corporations, and providing the mode of payment for such construction."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 122, by Senator Landon, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on congressional apportionment.

Senate bill No. 123, by Senator Cotter, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose water flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 124, by Senator Jensen, entitled "An act relating to the prevention of pollution of public water supplies used for domestic purposes and for the control of sewerage and

sewerage disposal; authorizing the adoption and promulgation by the state board of health of orders, rules and regulations for such purposes and giving jurisdiction in equity to the superior court to enforce orders, rules and regulations of said board and providing penalties."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 125, by Senators Collins, White, Jensen, Chappell, Espy, Iverson, Landon, Piper, Bethel, Phipps, Campbell, Fairchild and Hutchinson, entitled "An act establishing and providing for the management of the Washington state school for girls, authorizing the purchase of a site and the erection of buildings, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on education.

Senate bill No. 126, by Senator Hutchinson, entitled "An act providing for changing the name of the state institution for feeble minded to state school and colony, for the government of the same, and repealing all acts and parts of acts in conflict with the provisions of this act."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

The speaker has signed enrolled Senate joint memorial No. 1, addressed to the Honorable Woodrow Wilson, president-elect of the United States, petitioning and requesting the appointment as secretary of the interior a man from one of the Pacific coast states, and the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

GENERAL FILE.

Senate bill No. 25, by Senator Fairchild, entitled "An act to amend section 6251 of Remington & Ballinger's Annotated Codes and Statutes of Washington, which is section 2 of chapter 136, Session Laws of 1895, relating to the rate of interest," was read third time.

The secretary called the roll on final passage of Senate bill No. 25 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Daivs, Fairchild, Flummerfelt, Hall, Hewitt, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Shaefer, Steiner, Stephens, Sutton, Weatherford, Wende, White—31.

Those voting nay were: Senators Anderson, Espy, French, Hammer, Imus, Nichols, Sharpstein, Troy—8.

Absent or not voting were: Senators Hutchinson, Piper, Rosenhaupt—3.

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

Senate joint memorial No. 4, by Senator Campbell, "relating to the restriction of immigration," was read third time.

The president called Senator Allen to the chair.

On motion of Senator Nichols, Senate joint memorial No. 4 was amended by striking, commencing with the word "that" after the word "petition," in line 8 of the original bill, all the words up to and including the words "be it" in line 30 of the original bill.

On motion of Senator Nichols, Senate joint memorial No. 4, as amended, was ordered re-referred to the committee on memorials.

On motion of Senator McGuire, it was ordered that House joint memorials Nos. 2, 3 and 4 be printed, and that their further consideration go over until such time as the Senate is supplied with copies of same.

Senate bill No. 30, by Senator Brown, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class," was read third time.

On motion of Senator Rosenhaupt, section 2 was stricken from the bill.

The secretary called the roll on final passage of Senate bill No. 30, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Absent or not voting were: Senators Metcalf, Nichols—2.

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

Substitute Senate bill No. 7, by the committee on game, was read third time.

On motion of Senator Sharpstein, the bill was amended by striking the figure "2" in line 1 of section 1 of the original and printed bills.

On motion of Senator Jackson, the bill was amended by inserting the words "or canoe" after the word "boat" in the first line, page two of the original bill, and by adding the words "or paddles" to the end of line 3, page two of the original bill.

On motion of Senator French, substitute Senate bill No. 7, as amended, was re-referred to the committee on game.

On motion of Senator Troy, House bill No. 72 was taken up at this time.

House bill No. 72, by committee on appropriations, entitled "An act appropriating the sum of one hundred and fifty thousand dollars for the purchase of jute and operation of the jute mill at the state penitentiary," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole for the purpose of considering House bill No. 72.

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

On motion of Senator Troy, the report of the committee of the whole was adopted.

The president resumed the chair.

The secretary called the roll on final passage of House bill No. 72, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Anderson, Jackson, Metcalf, Steiner, Stephens—5.

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

At 11:50 a. m., on motion of Senator Scott, the Senate adjourned until 10:00 o'clock tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

TWELFTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Friday, January 24, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds offered prayer.

The secretary called the roll, all members being present except Senators Hutchinson, Metcalf and Stephens.

Senator Hutchinson was excused on motion of Senator Bethel.

On motion of Senator Jensen, Senators Metcalf and Stephens were excused.

On motion of Senator Chappell, the reading of the journal of yesterday was dispensed with and it was approved.

The secretary read

SENATE JOINT MEMORIAL NO. 6.

By Senate committee on memorials:

To the Honorable Senate and House of Representatives of the United States:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully petition that,

WHEREAS, The opening of the Panama canal will, through the establishment of direct steamship lines from the countries of Europe, bring about an immense increase in immigration to the Pacific Northwest,

Therefore Be it Resolved, That the House and Senate of the State of Washington do request the congress of the United States to pass such restrictive legislation as will stop the influx of undesirable foreigners, and be it further

Resolved, That a copy of this resolution be forthwith transmitted to the Senate and House of Representatives of the United States, at Washington, D. C., and to each senator and congressman from the State of Washington, for their use in endeavoring to secure the passage of such restrictive legislation.

On motion of Senator Campbell, the memorial was read second time, ordered printed and placed on general file.

On motion of Senator Collins, Senate bill No. 125 was withdrawn from the committee on educational institutions and re-referred to the committee on state penal and reformatory institutions.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 14, entitled "An act amending section 1 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words 'bank,' 'trust' and 'savings' in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for the violation, approved by the governor March 16th, 1907," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 1 of the title of original bill, the same being line 1 of title of printed bill, strike the figure "1" and insert in lieu thereof the figures "21."

E. MILTON STEPHENS, *Chairman.*

We concur in this report: B. A. Bowen, J. E. Leonard, J. C. Weatherford.

On motion of Senator Leonard, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to who was referred Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis, and providing state aid therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, line 4 of the printed bill, the same being line 8 of the original bill, after the word "whom" strike the word "shall" and insert in lieu thereof the word "may."

In section 6, line 11 of the printed bill, the same being lines 26 and 27 of the original bill, strike the words "become a charge upon the county" and insert in lieu thereof the words "be admitted free of charge."

In section 9, line 1 of the printed bill, the same being line 12 of the original bill, strike the word "individual" and insert in lieu thereof the words "resident of the State of Washington."

In section 14, line 1 of the printed bill, the same being line 11 of the original bill, strike the words and comma "and private institutions," and that it be re-referred to the committee on appropriations.

PEDER JENSEN, *Chairman*.

I concur in this report: P. H. Carlyon.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred substitute Senate bill No. 7, entitled "An act to amend section 5358 of 2 Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the method of killing water fowl, and defining the term 'sneak boat,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Strike lines 16 and 17 of the printed bill, the same being line 30 of page 1, and lines 1, 2 and 3 of page 2 of the original bill, and substitute therefor the following:

"The term 'sneak boat' as used in this act shall be deemed to mean any boat, skiff, steam or gasoline launch, or floating battery, except an ordinary open rowboat or canoe propelled by hand with side oars."

JOSIAH COLLINS, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, H. M. White.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 67, entitled "An act to prevent the keeping or disposition of obligations resembling money, of defunct banks, insurance companies, railroad companies and other corporations, associations or individuals, and to provide a punishment for the violation hereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, J. E. Leonard, J. C. Weatherford.

On motion of Senator Bowen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 72, entitled "An act to amend section 3343 of chapter II of title XVIII of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to banking, and providing for a reserve for savings and time deposits, and defining the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, A. W. Anderson, J. E. Leonard, J. C. Weatherford.

On motion of Senator Bowen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 70, entitled "An act to provide a limitation for the bringing of actions to recover any negotiable instrument negotiated by a forged endorsement," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, A. W. Anderson, J. E. Leonard, J. C. Weatherford.

On motion of Senator Bowen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 73, entitled "An act regulating notaries public who are stockholders, directors, officers or employes of banks or other corporations," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, A. W. Anderson, J. E. Leonard, J. C. Weatherford.

On motion of Senator Bowen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 61, entitled "An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act; making an appropriation therefor, and repealing all acts or parts of acts in conflict herewith," together with the report of the committee on commerce and manufactures, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

In line 2 of the title of the printed bill, the same being line 4 of the title of the original bill, after the word "act" strike the words "making an appropriation therefor."

Strike out all of section 9 of the printed bill, the same being section 9 of the original bill.

Change the number of last section to No. 9 in place of No. 10.

In section 4, lines 4 and 5 of the printed bill, the same being lines 7 and 8 of the original bill, strike out the following: "to be determined by the board of county commissioners."

D. S. TROY, *Chairman*.

We concur in this report: E. L. French, D. Landon, P. H. Carlyon.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred Senate bill No. 52, entitled "An act to create the county of White Salmon subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Henry H. Wende, B. A. Bowen, Oliver Hall.

On motion of Senator Chappell, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 24, 1913.

MR. PRESIDENT:

The speaker has signed house concurrent resolution No. 6, "Relating to memorial services in honor of the late R. D. Shutt."

Also the House has passed Senate joint memorial No. 2, "Relating to reclamation of arid lands in Franklin county."

Also the House has passed Senate concurrent resolution No. 3, "Relating to memorial exercises to be held for the late Hon. John R. Kinneer."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk*.

The president signed House concurrent resolution No. 6, Senate joint resolution No. 2, and Senate joint memorial No. 2.

INTRODUCTION OF BILLS.

Senate bill No. 127, by Senator Metcalf, entitled "An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 128, by Senator Rosenhaupt, entitled "An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this chapter and amending section 8746 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 129, by Senator Allen, entitled "An act relating to and fixing a method of determining the qualifications of persons employed in the department of industrial insurance."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 130, by Senator Sharpstein, entitled "An act to permit the garnishment of the salary of a public officer."

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

Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 131, by Senators Brown and Espy, entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditure thereof and providing for the validation and retirement of existing road and bridge indebtedness, and repealing sections 5590, 5591, 5592, 5593, 5594, 5595, 5596, 5597, 5598, 5599, 5600, 5601 and 5602, Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 132, by Senator Sharpstein, entitled "An act making unlawful certain bargains, contracts, agreements and understandings relating to bids upon public works or contracts, or relating to any bid on the sale of state, granted or public lands or relating to certain contracts between the state or any county or municipal corporation therein and providing penalties for the violation of the terms of this act."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 133, by Senator Imus, entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 134, by Senator Imus, entitled "An act relating to easements across, over, under and along state roads and

other public highways under the control of the state, and regulating the granting thereof.”

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 135, by Senator Steiner, entitled “An act relating to registration of voters and amending sections 2, 4, 5 and 12 of the act approved March 27, 1890, entitled ‘An act to provide for and regulate the registration of voters in cities and towns and in precincts having a voting population of 250 or more,’ the same being sections 4762, 4764, 4765 and 4771 of Remington and Ballinger’s Annotated Codes and Statutes.”

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 136, by Senator Davis, entitled “An act establishing the forms of petitions for recall of officers, providing for the circulation and signing of the petitions and the manner and times of recall elections.

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 137, by Senator Steiner, entitled “An act relating to school elections in school districts of the first class and further amending sections 6 and 11 of article IV, chapter 13, title III of the Code of Public Instruction, the same being chapter 97 of the Session Laws of 1909 as heretofore amended by chapter 106 of the Session Laws of 1911.”

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 138, by Senators Cotter and Davis, entitled "An act to amend sections 1 and 23 of 'An act to provide for the submission to the qualified electors of the question whether the sale of intoxicating liquors shall be licensed or prohibited, providing for the enforcement of the result of the elections hereunder, defining offenses hereunder, and providing penalties therefor,' said act being chapter 81 of the Session Laws of 1909, approved March 12, 1909."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 139, by Senator Campbell, entitled "An act to prohibit the collection of fees for securing employment or furnishing information looking thereto and fixing a penalty for the violation of the same."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 140, by Senator Bowen, entitled "An act to prohibit the use of automatic and repeating shot guns in hunting, and fixing a penalty for the violation of the provisions hereof."

The bill was read the first time, and on motion of Senator Bowen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 141, by Senator Phipps, entitled "An act providing for the renting and repair of improved escheated lands."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 142, by Senator Phipps, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of the suit to foreclose the same."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

At 11:15 a. m., on motion of Senator Allen, the Senate adjourned until 11:00 o'clock Monday morning, January 27.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FIFTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Monday, January 27, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. D. A. Thompson, of the First Presbyterian church, of Olympia, offered prayer.

A call of the roll showed all members present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

By unanimous consent, the Senate at this time took up out of order and there was read, the following

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR,
OLYMPIA, January 25, 1913.

To the Honorable, the Senate and House of Representatives:

I have the honor to herewith transmit a copy of a resolution passed by the legislature of Oregon, reading as follows:

"Be it Resolved by the Senate (the House concurring), That a committee consisting of two members of the Senate and three members of

the House be appointed for the purpose of examining and investigating the feasibility of utilizing the vast water power at Celilo falls on the Columbia river for industrial purposes and that such committee have the right and is hereby authorized to meet with any committee appointed for like purpose by the legislature of the State of Washington and confer therewith as to such project and further that the governor of the State of Oregon be requested to act as chairman of such committee."

This resolution was transmitted by Honorable Oswald West, governor of Oregon, with a request that the same be presented to your honorable body at as early a date as possible. In submitting this resolution to you I would respectfully request that it be given your earnest consideration.

Respectfully submitted,

ERNEST LISTER, *Governor.*

The secretary read

SENATE JOINT RESOLUTION NO. 4.

By Senator McGuire:

Be it Resolved by the Senate and House of Representatives of the legislature of the State of Washington, That a committee consisting of two members of the Senate and three members of the House be appointed for the purpose of examining and investigating the feasibility of utilizing the vast water power at Celilo falls, on the Columbia river, for industrial purposes, and that such committee have the right and is hereby authorized to meet with a like committee appointed for the same purpose by the legislature of the State of Oregon, and confer therewith as to such project; and further, That the governor of the State of Washington be requested to accompany such committee.

On motion of Senator McGuire, the rules were suspended, the resolution was read second and third times and placed on final passage.

The secretary called the roll and Senate joint resolution No. 4 was adopted in the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—39.

Absent or not voting were: Senators Hewitt, Leonard, Wende—3.

On motion of Senator McGuire, the rules were suspended and Senate joint resolution No. 4 was ordered transmitted to the House immediately.

A resolution by Senator McGuire was read as follows

Be it Resolved by the Senate that the standing committee on printing be and is hereby directed to make the following investigation:

To enter upon the investigation of the office of public printer for the purpose of assembling facts and data relative to the cost of all state printing, cost of material and supplies used by the public printer, the operating and administrative expenses incurred by the public printer in his printing work, the net and gross revenues, and profits derived from said office, the reasonable value of all equipment used by the public printer in his printing work, all wages and expenses paid and incurred in such work, and to furnish, collect, secure and assemble all other data and facts with reference to the conduct, management and operation of the office of public printer to the end that intelligent, accurate and authentic information may be secured for the benefit of the Senate in the consideration of appropriation and other bills and measures relating to that office.

Be it Further Resolved, That the state bureau of inspection and supervision of public offices shall and is hereby requested to at once cooperate with and assist said committee in the discharge of the duties hereinbefore enumerated and in that behalf and to that end assist said committee in the audit and analysis of any and all books, accounts, operating data, or other facts or statistics appertaining to said office of public printer.

Be it Further Resolved, That the committee so appointed shall make a full and complete report of its findings to the Senate within thirty days from and after its appointment.

Be it Further Resolved, That said committee be and same is hereby authorized, empowered and directed to subpoena and compel the attendance of such witnesses, and the production of papers, books and testimony necessary for the purpose of ascertaining the information and data set forth in this resolution.

This resolution and the powers and authorities herein granted, is hereby referred to and conferred upon standing committee of this Senate on printing.

On motion of Senator McGuire, the resolution was adopted.

The president appointed Senator Scott an additional member on the part of the Senate, to investigate the matter of the Vancouver bridge, as provided for under House joint resolution No. 5.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 30, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted,

HENRY H. WENDE, *Chairman*.

We concur in this report: Walter S. Davis, G. E. Steiner.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 35, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Arthur McGuire, Henry H. Wendé, A. H. Imus, D. Landon, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 23, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 18, entitled "An act amending an act entitled 'An act to authorize certain officers and persons to solemnize marriages,' approved December 12, 1889," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 1 and 2 of the printed bill, same being lines 6, 7 and 8 of the original bill, strike the words "Section 1. That section one of an act entitled 'An act to authorize certain officers and persons to solemnize marriages,' approved December 12, 1889, is hereby amended to read as follows:" and insert in lieu thereof the words "Section 1. That section 7154 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington relating to the solemnization of marriages is hereby amended to read as follows:"

In line 3 of the printed bill, same being line 9 of the original bill, strike the words "Section 1." and substitute therefor "Section 7154."

Strike the title of said bill and substitute therefor the following: "An act relating to the solemnization of marriages and amending section 7154 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, Arthur McGuire, Henry H. Wende, A. H. Imus, D. Landon, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 27, entitled "An act to amend section 600 of R. & B. Code of the State of Washington, relating to the rénts and profits during the period of redemption in providing for the collection of all moneys expended in the improvement or cultivation thereof during said time," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the printed bill, same being line 8 of the original bill, strike the words "R. & B. Code" and insert in lieu thereof the words "Remington and Ballinger's Annotated Codes and Statutes."

In line 3 of the printed bill, same being line 10 of the original bill, before the words "The purchaser" insert the words "Section 600."

In line 3 of the printed bill, same being line 11 of the original bill, strike the word "redemption" where it appears last in the printed bill and where it appears first in the original bill and insert in lieu thereof the word "redemptioner."

In line 9 of the printed bill, same being line 19 of the original bill, insert before the word "credit" the word "a."

In line 14 of the printed bill, same being line 26 of the original bill, strike the word "acting."

In line 32 of the printed bill, same being page 2, line 23 of the original bill, strike the word "actual" and insert in lieu thereof the word "necessary."

Strike the title of said bill and substitute therefor the following: "An act relating to the rents and profits during the period of redemption, providing for the collection of moneys expended in the improvement or cultivation of land during said time and amending section 600

of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, Arthur McGuire, Henry H. Wende, A. H. Imus, D. Landon, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

The House has passed House bill No. 94, entitled "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor";

Also House joint resolution No. 5, "Relating to the appointment of a committee to investigate the matter of a proposed bridge across the Columbia river between Vancouver, Washington, and Portland, Oregon";

Also House concurrent resolution No. 8, "Relating to memorial exercises to be held for the late Hon. Peter Wallace Stewart";

Also House concurrent resolution No. 9, "Relating to memorial exercises for the late Hon. Thomas Hayton";

Also the speaker has signed House joint resolution No. 3, "Relating to the appointment by the attorney general of two competent lawyers to aid in the preparation of bills in the House."

And the same are herewith transmitted.

C. R. MAYBURY,
Chief Clerk.

At the request of Senator French, the Senate, by unanimous consent, took up the consideration of House joint resolution No. 5 at this time.

The secretary read

HOUSE JOINT RESOLUTION NO. 5.

By Mr. McCoy:

WHEREAS, This legislature of the State of Washington did on theday of January 1913, pass Senate Joint resolution No. 2, providing for a committee consisting of three members of the House roads and bridges committee and two members of the Senate roads and bridges committee to confer with a committee from the legisla-

ure of the State of Oregon relative to a bridge across the Columbia river near the city of Vancouver, Washington; and

WHEREAS, It is fitting that the appropriations committee of the Senate and House should be represented on said committee;

WHEREAS, Said Senate joint resolution No. 2 provided no method for notifying the legislature of the State of Oregon of the action of this legislature,

Therefore Be it Resolved by the legislature of the State of Washington, the House and Senate concurring, That the said Senate joint resolution No. 2 be amended to read as follows:

SENATE JOINT RESOLUTION NO. 2.

Be it Resolved by the legislature of the State of Washington, That a committee of seven, consisting of five members from the House, appointed by the speaker, three of whom shall be members of the roads and bridges committee and two of whom shall be members of the appropriations committee, together with three members from the Senate to be appointed by the president of the Senate, two members of whom shall be members of the road and bridge committee and one of whom shall be a member of the appropriations committee. Such committee to confer with a committee from the legislature of the State of Oregon to consider and investigate the matter of a proposed bridge across the Columbia river at Vancouver, Washington, and to report their findings and recommendations back to their respective legislatures; and

Be it Further Resolved, That the secretary of the State of Washington transmit a certified copy of this resolution to the secretary for the State of Oregon, with the request that the same be transmitted to the legislature of the State of Oregon for consideration.

On motion of Senator French, the resolution was amended as follows:

In line one and two of the original resolution, strike the words "on the day of January, 1913."

Strike all of the resolution after the second paragraph and substitute the following:

"Therefore, Be it resolved by the Legislature of the State of Washington, that Senate joint resolution No. 2 be amended to read as follows:

SENATE JOINT RESOLUTION NO. 2.

Be it Resolved by the Senate and House of Representatives of the legislature of the State of Washington, That a committee of eight, consisting of three members of the roads and bridges committee of the House, two members of the appropriations committee of the House, and

two members of the roads and bridges committee of the senate, and one member of the appropriations committee of the senate, be appointed by the speaker of the House, and the president of the Senate, respectively, to confer with a like committee to be appointed from the House and Senate of the State of Oregon, to consider and investigate the matter of a proposed bridge across the Columbia river at Vancouver, Washington, and to report its findings back to the joint roads and bridges committee.

The resolution, as amended, was read second and third times, the rules being suspended, placed on final passage and passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Absent or not voting were: Senators Carlyon, Piper—2.

On motion of Senator French, the rules were suspended and House joint resolution No. 5, was ordered immediately transmitted to the House.

INTRODUCTION OF BILLS.

Senate bill No. 143, by Senator Sharpstein, entitled "An act for the relief of the heirs of Annie E. Ennis, deceased, late of Walla Walla County, State of Washington, ceding to said heirs a certain right-of-way now held by the State of Washington, over and across certain lands in Walla Walla County, State of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 144, by Senator Sharpstein, entitled "An act to amend section 1 of an act entitled 'An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment, laundry, hotel or restaurant; except

establishments engaged in harvesting, packing, curing, canning or drying certain perishable articles and providing a saving clause as to such exception; to provide for its enforcement and a penalty for its violation,' approved March 9, 1911."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 145, by Senate Committee on Judiciary, entitled "An act forbidding the sale, barter, giving away, disposal of or display for sale of pocket pistols and revolvers, and fixing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 146, by Senator Scott, entitled "An act prohibiting the employment of females belonging to the white or Caucasian race by Chinese, Japanese or other Mongolians, and providing punishment for violation thereof."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 147, by Senator Hewitt, entitled "An act providing for the abandonment or dismissal of condemnation proceedings begun by corporations, other than municipal, and for the allowance of reasonable attorney's fees to the owner of the property sought to be condemned."

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

Senate bill No. 148, by Senator Hammer, entitled "An act amending section 1 of an act entitled 'An act amending section 13, of an act entitled "An act to provide for the establish-

ment and creation of diking districts, and the construction and maintenance of a system of dykes and providing the means of payment thereof, and decreeing an emergency, approved March 20, 1895," approved March 16, 1901,' the same being section 4107 of Remington and Ballinger's Code of the State of Washington."

The bill was read the first time, and on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 149, by Senator Hammer, entitled "An act authorizing the consolidation of two or more diking districts, heretofore organized or which may hereafter be organized under the diking laws of the State of Washington."

The bill was read the first time, and on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 150, by Senator McGuire, entitled "An act to authorize the county commissioners of the several counties in this state to offer and pay out of the county funds of the county treasury, a bounty for magpie."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 151, by Senator McGuire, entitled "An act amending section 6226 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to the payments by counties and towns of the fourth class, of premium or charges for surety bonds given for appointive or elective officers thereof."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 152, by Senators Phipps and Flummerfelt, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 153, by Senator Iverson, entitled "An act relating to and providing for the nomination of candidates for public office and for the printing of the names of candidates on the general election ballot, providing penalties for the violation thereof, repealing chapter 209 of the Session Laws of 1907 and chapter 82 of the Session Laws of 1909."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 154, by Senator Wende, entitled "An act for the relief of J. W. Henry, for hire of certain horses used at camp of instruction, National Guard of Washington, and making appropriation therefor."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on military.

Senate bill No. 155, by Senator Wende, entitled "An act relating to the sale of personal property belonging to counties, and amending section 3842 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 156, by Senator Wende, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the Military fund therefor, creating a commission to superintend the construction, equipment and furnishing of said armory and regulations for the government thereof."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on military.

Senate bill No. 157, by Senator Iverson, entitled "An act to amend section 5 of article 6 of the constitution of the State of Washington relating to the investment of public funds."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 158, by Senators Nichols and Landon, entitled "An act to amend sections 2, 3, 4, 5, 6, 7, and 8 of, to repeal section 9 of, and to add a section relating to elections to, an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the payment therefor.'"

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 159, by Senator Rosenhaupt, entitled "An act relating to the expenditure of money for the maintenance of state institutions."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the sec-

ond time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 160, by Senator Scott, entitled "An act to provide a limitation for the bringing of actions to set aside or cancel, guardians' deeds, and deeds made by administrators, executors and sheriffs, or for the recovery of lands conveyed or purporting to be conveyed by any such deeds."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

House bill No. 94, by House appropriation committee, entitled "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, and referred to the committee on fisheries.

Senator Jensen was granted unanimous consent to introduce a resolution out of order.

The secretary read the following resolution by Senator Jensen:

WHEREAS, Grave charges that the medical and other care of the patients in the Western Washington Hospital for Insane, the Northern Hospital for Insane and the Eastern Hospital for Insane is insufficient and greatly to the detriment of the welfare of the patients confined there, have found expression in the public press as well as in authentic reports of actual conditions;

Now, Therefore, Be it Resolved by the Senate of the State of Washington, That the committee on medicine, dentistry, surgery and hygiene be and the same hereby is directed to secure such facts and information as will enable this session of the legislature to pass such remedial laws as may be needed, and that said committee is hereby empowered to make inspection, swear witnesses, take testimony and cause examinations of patients and records of said Western Washington Hospital for Insane at Fort Steilacoom, Northern Hospital for Insane at Sedro-Woolley and Eastern Hospital for Insane at Medical Lake. The expenses of such investigation shall be paid from money appropriated for legislative expenses.

Senator Jensen moved the adoption of the resolution.

Senator Allen moved that the resolution be so amended that the president of the Senate have the appointment of the committee provided for under the resolution.

Senator Nichols moved as a substitute motion that the resolution be ordered printed and referred to the committee on state charitable institutions.

The substitute motion carried.

On motion of Senator Espy, the following resolution was adopted by a unanimous rising vote.

HOUSE CONCURRENT RESOLUTION NO. 8.

By Mr. Stream:

WHEREAS, A Divine Providence has seen fit to call to his final reward the Hon. Peter Wallace Stewart, formerly a member of the House, from Pacific county, and

WHEREAS, It is the desire of the legislature to pay special tribute to the memory of the deceased because of his services as a citizen and public official, and further to express our sympathy to his family in their bereavement,

Resolved, That in the death of the Hon. Peter Wallace Stewart the State of Washington has suffered a great loss; and be it further

Resolved, by the House, the Senate concurring, That as a mark of respect and in recognition of the valued services rendered this state by the Hon. Peter Wallace Stewart, deceased, appropriate services be held in the House chamber at 2 o'clock p. m., Tuesday, the twenty-eighth day of January, 1913, and that an opportunity be then given for a tribute to his memory; and be it

Resolved, That a joint committee of two senators and three members of the House be appointed to arrange for said memorial services, and further

Resolved, That the chief clerk of the House of Representatives be instructed to transmit a copy of these resolutions suitably engrossed to the family of the deceased.

The president appointed Senators Espy and Leonard a committee under the above resolution.

House concurrent resolution No. 9 by Messrs. Connor, Sisson and Wells, was read as follows:

WHEREAS, A Divine Providence has seen fit to call to his final reward the Honorable Thomas Hayton of Skagit county, and one of the members of the constitutional convention of this state, and

WHEREAS, It is the desire of the legislature to pay special tribute to the memory of the deceased because of his services as a citizen and

public official, further to express our sympathy to his family in their bereavement

Resolved, That in the death of the Honorable Thomas Hayton the State of Washington has suffered a great loss, and be it further

Resolved by the House of Representatives, the Senate concurring, That as a mark of respect and in recognition of the valued services rendered the state by the Honorable Thomas Hayton, deceased, appropriate services be held in the House chamber at 2 o'clock on Tuesday, the 28th day of January, 1913, and that an opportunity be given for tribute to his memory; and be it

Resolved, That a joint committee of three members of the House of Representatives and two members of the Senate be appointed to arrange for said memorial services, and further

Resolved, That the chief clerk be instructed to transmit a copy of these resolutions suitably engrossed to the family of the deceased.

Senator Hammer moved that the resolution be adopted by a rising vote.

The resolution was adopted unanimously, as moved by Senator Hammer.

The president appointed Senators Hammer and Sharpstein as Senate members of the above committee.

On motion of Senator Allen, it was ordered that there be printed 500 additional copies of Senate bill No. 35 and 500 additional copies of Senate bill No. 100.

GENERAL FILE.

House joint memorial No. 2, by Mr. Hedger, memorializing Congress of the United States, and praying for an appropriation for the completion of the Celilo Canal, was read third time.

On motion of Senator Nichols, the memorial was amended by striking therefrom the following: "Whereas, one of the great steamship lines of the world, namely, the Hamburg-American line, has selected the Columbia river as the Pacific coast terminal for its trans-Pacific-Oriental service; and"

On motion of Senator Espy, the memorial was amended by substituting the word "respectfully" for the word "respectively" between the words "Washington" and "represent" in line 2 of the original memorial.

The secretary called the roll on final passage of House joint memorial No. 2 as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

House joint memorial No. 3, by Mr. Capron, memorializing Congress of the United States; praying that an appropriation be made for the proper care of graves of soldiers buried on San Juan Island, was read third time.

The secretary called the roll on final passage of House joint memorial No. 3 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Absent or not voting: Senators Bethel, Sharpstein—2.

The sergeant-at-arms of the Senate announced that His Excellency the Hon. Ernest Lister, governor of the State of Washington, was at the door of the Senate.

The governor was invited to a seat at the president's desk.

House joint memorial No. 4, "Memorializing Congress of the United States; praying that life saving stations be built at Klipsan Beach and near Oysterville," was read third time.

On motion of Senator Rosenhaupt, the memorial was amended by striking therefrom the words, "And, Your memorialists will ever pray," which appeared at the end of the memorial.

The secretary called the roll on final passage of House joint

memorial No. 4, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Absent or not voting: Senator Scott—1.

Senate bill No. 16, by Senator French, entitled "An act creating a state school for the deaf and a state school for the blind," was read third time, placed on final passage, and passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Voting nay: Senator Bethel—1.

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

Senate bill No. 110, by Senate committee on appropriations, entitled "An act appropriating the sum of fifteen thousand dollars for the printing of the Thirteenth Legislature," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole for the purpose of considering Senate bill No. 110.

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

On motion of Senator Allen, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 110 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Absent or not voting: Senator McCoy—1.

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

On motion of Senator Imus, Senate bill No. 73, which appeared next on the calendar, was ordered re-referred to the committee on judiciary.

Substitute Senate bill No. 7, by the Senate committee on game, entitled "An act to amend section 5358 of 2 Remington & Ballinger's Annotated Codes & Statutes of Washington, relating to the method of killing water fowl, and defining the term "sneak boat," was read third time.

On motion of Senator Collins, the figure "2" in line seven and the words "use of sink boxes, sneak boats, etc., prohibited" in line 12 of the original bill were stricken.

The secretary called the roll on final passage of substitute Senate bill No. 7, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Absent or not voting: Senator Flummerfelt—1.

On motion of Senator Sharpstein, the title was stricken from the bill and the following substituted therefor: "An act relating to the method of killing water fowl, defining the terms

'sneak boat' and amending section 5358 of Remington and Balingier's Annotated Codes and Statutes of Washington."

At 12:35 p. m., on motion of Senator Jackson, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate

SIXTEENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, January, 28, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart.

Rev. D. A. Thompson, of Olympia, offered prayer.

The call of the Senate roll showed Senators French, Nichols and Scott absent.

The president stated that Senators French, Nichols and Scott, appointed as a committee on the part of the Senate under House joint resolution No. 5, were absent on legislative business in connection with said resolution. It was ordered that they be excused from attendance on the sessions until their return.

On motion of Senator Allen, the reading of yesterday's journal was dispensed with, and it was approved.

The president appointed as a committee on the part of the Senate under Senate joint resolution No. 4, Senators McGuire and Leonard.

On motion of Senator Troy, Senate bill No. 36 was withdrawn from the committee on game fish and re-referred to the committee on game.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 28, 1913.

We, your committee on memorials, to whom was referred Senate joint memorial No. 5 "Relating to an appropriation by Congress providing for the permanent location, marking and monumenting the Old Oregon Trail, from the Missouri River to Puget Sound," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman.*

We concur in this report: Pliny L. Allen, Walter L. Davis.

On motion of Senator Allen, the report of the committee was adopted.

The secretary read the following:

MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR.
OLYMPIA, January 28, 1913.

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

GENTLEMEN: I have the honor to submit herewith the appointment of Edward J. Koors, of Olympia, as a member of the State Board of Tax Commissioners January 27th, 1913, for the term ending June 8th, 1913, succeeding M. J. Carrigan, of Seattle, removed, subject to your confirmation.

Respectfully submitted,

ERNEST LISTER, *Governor.*

On motion of Senator Allen, the message was made a special order for consideration at 11:00 o'clock tomorrow morning.

STATE OF WASHINGTON, OFFICE OF GOVERNOR.
OLYMPIA, January 28, 1913.

Mr. W. T. Laube, Secretary, The Senate of the State of Washington:

SIR: I have the honor to enclose a certified copy of a resolution of Congress proposing an amendment to the constitution of the United States providing that senators shall be elected by the people of the several states, the same having been transmitted to me by the Honorable P. C. Knox, Secretary of State, Washington, D. C. This amendment is now subject to ratification by the Legislature of the State of Washington and I understand that a resolution of ratification is now before the Senate.

After a copy of the enclosed resolution has been made for the use of the Senate I would respectfully request that the enclosed copy be returned to this office. I have the honor to be,

Sincerely yours,

ERNEST LISTER, *Governor.*

SIXTY-SECOND CONGRESS OF THE UNITED STATES OF AMERICA.

At the Second Session,
 Begun and held at the City of Washington on Monday, the fourth day
 of December, one thousand nine hundred and eleven.

JOINT RESOLUTION

Proposing an amendment to the Constitution providing that Senators
 shall be elected by the people of the several 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 in lieu of the first paragraph of section
 three of article 1 of the constitution of the United States, and in lieu
 of so much of paragraph two of the same section as relates to the fill-
 ing of vacancies, the following be proposed as an amendment to the
 constitution, which shall be valid to all intents and purposes as part of
 the constitution when ratified by the legislature of three-fourths of the
 states:

“The Senate of the United States shall be composed of two senators
 from each state, elected by the people thereof, for six years; and each
 senator shall have one vote. The electors in each state shall have the
 qualifications requisite for electors of the most numerous branch of
 the state legislatures.

“When vacancies happen in the representation of any state in the
 Senate, the executive authority of such state shall issue writs of elec-
 tion to fill such vacancies: *Provided*, That the legislature of any state
 may empower the executive thereof to make temporary appointments
 until the people fill the vacancies by election as the legislature may
 direct.

“This amendment shall not be so construed as to affect the elec-
 tion or term of any senator chosen before it becomes valid as part of
 the constitution.”

CHAMP CLARK,
Speaker of the House of Representatives.
 J. S. SHERMAN,
Vice-President of the United States and
President of the Senate.

I certify that this joint resolution originated in the House of Rep-
 resentatives.

SOUTH TRIMBLE, *Clerk.*

No. 11667.

UNITED STATES OF AMERICA.
 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 resolu-
 tion of Congress, entitled “Joint resolution proposing an amendment
 to the constitution providing that senators shall be elected by the

people of the several states," the original of which is on file in this department.

In testimony whereof, I. P. C. KNOX, 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 seventeenth day of May, 1912.

(Seal)
(Department of State)
(United States of America)

P. C. KNOX,
Secretary of State.
By WM. MCNEIR,
Chief Clerk.

On motion of Senator McGuire, the governor's message with the attached resolution was ordered referred to the committee on memorials.

The president signed House joint memorial No. 3.

INTRODUCTION OF BILLS.

Senate bill No. 161, by Senator Stephens, entitled "An act relating to the powers of boards of county commissioners."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 162, by Senator Brown, entitled "An act relating to the purchase of powder from the state powder factory and fixing the terms of payment therefor, providing for liens and the enforcement thereof on the lands on which such powder is used, and defining certain offenses and fixing penalties therefor."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 163, by Senator Bowen, entitled "An act providing for making extensions of drains in drainage districts organized under the provisions of sections 4137 to 4181, both inclusive of Remington & Ballinger's Annotated Codes and Statutes of Washington."

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

Bowen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 164, by Senator Bowen, entitled "An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181 both inclusive of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Bowen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 165, by Senate game committee, entitled "An act relating to criminal and unlawful shooting with firearms and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 166, by Senate game committee, entitled "An act requiring persons hunting in woods, timber, or brushy land to wear a red shirt or coat, and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 167, by Senator Shaefer (by request), entitled "An act providing procedure for the removal of county seats; actions in regard thereto and amending sections 3832, 3833 and 3836 of Remington & Ballinger's Statutes and Codes of Washington."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 168, by Senator Sharpstein, entitled "An act to provide for the ascertainment by appraisement as to whether

or not an estate is subject to an inheritance tax in cases where there is no will or administration, and to provide for the payment of said inheritance tax so ascertained."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 169, by Senator Rosenhaupt, entitled "An act providing for the organization and operation of mutual savings banks in the State of Washington, defining their powers, duties and privileges, and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on banks and banking.

Senate bill No. 170, by Senators Fairchild, McGuire, Phipps, Steiner, Shaefer, Rosenhaupt, Sharpstein, Sutton, Wende, Allen, entitled "An act relating to family desertion or neglect, and fixing a penalty therefor, and amending section 192 of chapter 249, Laws of 1909, relating to crimes and punishments."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 171, by Senator McCoy, entitled "An act to regulate the use of automobiles, motorcycles and vehicles of all kinds used upon the streets or highways in the State of Washington; and requiring drivers of automobiles to be licensed."

The bill was read the first time, and on motion of Senator McCoy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 172, by Senator Espy, entitled "An act relating to the feasibility and utility of certain lands for state

road purposes, describing and defining the same and declaring same to be a state road.”

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

GENERAL FILE.

Senate joint memorial No. 6, by Senate committee on memorials, memorializing congress of the United States and praying for the enactment of laws restricting immigration, was read third time, placed on final passage and passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Those voting nay were: Senators Jensen, Landon—2.

Absent or not voting were: Senators French, Hewitt, Nichols, Scott—4.

On motion of Senator Shaefer, Senate bill No. 70 and Senate bill No. 67 were ordered re-referred to the committee on judiciary.

On motion of Senator White, Senate bill No. 14 was ordered re-referred to the committee on judiciary.

Senate bill No. 52, by Senator Chappell, entitled “An act to create the county of White Salmon subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties,” was read third time.

On motion of Senator Metcalf, the bill was amended by striking out of same wherever it appears as the name of the proposed county, the words “White Salmon” and substituting therefor the word “Cook.”

The secretary called the roll on final passage of Senate bill No. 52 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—38.

Voting nay: Senator Leonard—1.

Absent or not voting: Senators French, Nichols, Scott—3.

On motion of Senator Chappell, the title of the bill was amended by substituting the word "Cook" for the words "White Salmon."

Senate bill No. 61, by Senator Jackson, entitled "An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith," was read third time.

On motion of Senator Brown, the bill was amended by substituting the words "two thousand" for the words "twenty-four hundred" in line 5 of section 2 of the original bill.

On motion of Senator Jackson, the word "An" was substituted for the word "Any" in line 1 of section 9 of the original bill.

Senator Rosenhaupt moved that Senate bill No. 61 be indefinitely postponed.

The motion failed to carry.

Senator Jensen moved that the bill be referred to the committee on judiciary.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 61, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter,

Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Iverson, Jackson, Landon, Metcalf, McCoy, McGuire, Piper, Shaefer, Steiner, Stephens, Sutton, Troy, White—29.

Those voting nay were: Senators Hutchinson, Imus, Jensen, Leonard, Phipps, Rosenhaupt, Sharpstein, Weatherford, Wende—9.

Absent or not voting were: Senators French, Hewitt, Nichols, Scott—4.

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

Senate bill No. 27, by Senator Shaefer, entitled "An act relating to the rents and profits during the period of redemption, providing for the collection of moneys expended in the improvement or cultivation of land during said time and amending section 600 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time, placed on final passage, and passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—38.

Absent or not voting were: Senators Bethel, French, Nichols, Scott—4.

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

On motion of Senator Cotter, the courtesies of the Senate were extended to Hon. Ezra Meeker, of Puyallup, and he was invited to address the Senate at the close of today's afternoon session.

At 12:05 p. m., on motion of Senator Jackson, the Senate took a recess until 1:50 this afternoon.

AFTERNOON SESSION.

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

The sergeant-at-arms of the House announced that the House was ready to receive the Senate in joint session.

The hour of 2:00 o'clock, the time set for holding joint memorial services with the House, having arrived, the Senate, on motion of Senator White, repaired to the House chamber.

JOINT SESSION.

The sergeant-at-arms of the House announced the arrival of the senators at the door of the House, and they were invited to seats within the bar of the House.

The joint session was called to order at 2:00 o'clock p. m.

At the request of the speaker, Lieutenant Governor Hart, president of the Senate, presided.

The secretary called the Senate roll, the absentees being Senators French, Nichols and Scott, all of whom were excused.

The chief clerk of the House called the House roll, showing the following members absent: Aagard, Axtell, Black, Christensen, Corkery, Farnsworth, Field, Freeman, Goss, Halsey, Hastings, Houser, Hughes, Hurd, Kennedy, McArdle, McCoy, Picken, Pierce, Sumner, all excused.

Prayer was offered by Rev. James H. Edgar, of the United Presbyterian church, of Olympia:

The president announced that the memorial services were a mark of respect to the memories of Senators Whalley and Kinnear, Representatives Appleman, Shutt, Stewart and Hon. Thomas Hayton.

Eulogies on the life of Senator Kinnear were delivered by Senators Piper and Sharpstein and Mr. Childe, and on the life of Senator Whalley, by Senators Collins and Steiner and Mr. Wray.

Addresses in memoriam were made by Senator Phipps and Representative Jensen on the life of Representative Appleman and in memory of Representative Shutt by Senator Davis and Representative Davis.

Senator Espy and Representative Stream spoke of the life and achievements of the late Representative Stuart and tributes to the memory of the late Hon. Thomas Hayton were delivered by Senator Hammer and Representative W. W. Conner.

Senator Phipps spoke as follows:

Mr. President and Gentlemen of the Senate and House of Representatives:

It is my duty today to pay my humble tribute of love and respect to the memory of my friend and associate, Honorable S. J. Appleman, state representative from Stevens county in 1911, and who was re-elected from Pend Orielle county at the last election.

One thing that has most deeply impressed me in the short time that I have been a member of this body, is the frequency with which the Mysterious Hand, out of the potent and unknown space, reaches into our midst and gives the signal of departure for our comrades and co-workers. But if our minds were as broad, deep and lofty as the power that creates us, we would look upon these calls, as the starving, shivering mother, with her little brood of suffering children looks upon the mansion filled with comfort, peace and happiness.

I hope and firmly believe that our friend, Mr. Appleman, has been called to a better and higher field of activity in the great eternal plan of our Creator. He so lived and worked, that when the mysterious door of death swung ajar he was ready to walk through from this weary life of toil, into another room, of greater and better things; and there he awaits the company of his kind and faithful wife, and his friends.

It seems a great loss to have such a citizen called from our midst in the time of his greatest usefulness and when manhood's morning was just touching noon, and as some writer says "while the shadows were still falling westward;" but He who creates, knows best and always acts justly and wisely.

At this time I can add nothing more fitting than to read to you a few words from the "Newport Miner," a newspaper published in the home town of our deceased friend. I attended the funeral services of the departed and followed the remains to its final resting place on the hill near Newport, and I could realize the shadow of sorrow that hung low and heavy over the beautiful Pend Oreille valley and especially over Newport, and I know this item correctly indicates the feeling of every man, woman and child who knew Mr. Appleman.

The item read as follows:

" * * * Mr. Appleman was always honorable in political and business life, aggressive in working for what he thought was right,

above reproach as a citizen in public and private life, and Newport mourns, and the usual joy of the holiday season has been saddened by his demise. The flag flying at half mast in the park expresses the feeling of our people, and is a just tribute to one of our foremost citizens. Many of us have the sense of a personal loss in parting from a valued friend.

Many of our citizens will have as their last recollection of Mr. Appleman his appearance at Moose Hall the evening before the election of last November. Arising to answer attacks that had been made on his legislative career, he brought to his hearers a greater sense of the strength and ability of the man who was addressing them, and won an ovation unparalleled in the history of our community. No one who heard him that evening could have questioned the honesty and sincerity of all his public acts. * * *

And, gentlemen, I say unhesitatingly that no one who ever heard him in the halls of this legislature, or who ever worked with him in committees or elsewhere, could have ever questioned his honesty, integrity or faithfulness to his duties, either public or private.

In closing I will say—Well done, thou good and faithful servant. Thy talents have been judiciously multiplied for the uplift of humanity. Enter thou into the joys of thy Master.

Mr. Jensen spoke as follows :

Mr. President:

We have met here today to pay a tribute to those who have been members of this body, but who have passed away.

This is due them, not only for services rendered the state, but for those qualities of mind and heart that stamp them as worthy citizens and good men.

In asking your attention for a few moments, while I pay my tribute of respect to the memory of Mr. S. J. Appleman, who was counted as a friend by those of us who knew him, I do so, realizing that the simple words I can say do in no wise adequately express the feeling of esteem and respect I held for Mr. Appleman.

Mr. Appleman was born in Wisconsin in 1877, thus in the prime of life when called away. After securing his education in the common schools of that state, he remained there teaching school for some time, but soon heard the call of the west and moved to Livingston, Montana, where he met and married his wife. He soon decided to go further west and in the early summer of 1906 he came to Newport, Stevens county, and engaged therein in the mercantile business.

He met with success and quickly made the citizens of that community his friends. They at all times found him to be a man of honor, a man of truth, a man of the highest integrity, ever faithful in all things entrusted to him. Mr. Appleman was never found unworthy of the confidence of his fellow citizens, but his every act and deed made more admire and respect him.

He was elected to represent Stevens county in the last session of the legislature, introduced then and secured the passage of an act creating Pend Oreille county, being therefore in a way the father of that county. Again in the last general election, the citizens of Pend Oreille expressed their confidence in Mr. Appleman and elected him their first representative and but for his untimely death, you would have had his able services in this session.

In the passing to the Great Beyond of our friend, Mr. Appleman, a man of noble thoughts, sterling character, and of unselfish motives, a citizen worthy of being called a man, worthy of admiration, love and respect of his fellow citizens has been lost to this state and to his community.

But while we mourn his loss, we have faith that somehow and somewhere we may meet again.

Senator Collins addressed the session as follows:

But yesterday the members of this state legislature were pitted against each other in the throes of political strife and partisan opinion, hot words were bandied back and forth and the debate was at times acrimonious. The same thing may occur perhaps tomorrow; perhaps many times during the session, and yet in a little while, maybe a very little while for some of us, this will all be over and then this Senate and this House will meet to do for our memory what we are now seeking to do for those who have passed out into the great unknown, since the last legislature adjourned. We have met here today to pay a tribute to the names and characters of Senator John Whalley of King, and Representative S. J. Appleman.

We have not met as republicans, democrats or progressives or as members of any party clique but just as members of the great human family in a spirit of love and charity to show some little mark of respect for their memory, to say some few kindly words of praise for them and their work which may be taken as a testimonial of their merit and be of some comfort to the loved ones they have left behind them.

I shall address my remarks to the personality of Senator Whalley. He was a personal friend of happier days of long ago when I first came to this state. Two years ago Senator Whalley was one of the most active men in the Senate, in the prime of life, active in mind and superb physical health apparently; yet the Grim Reaper struck him a short time after the legislature adjourned.

Senator Whalley was one of those unostentatious, simple minded, straight forward citizens who, no matter where found, either in the ranks of labor, on the farm, in commercial pursuits or in the learned professions, he was of the type whose aggregate stands for the foundation stone of all that is best in American manhood and citizenship because, first, he was honest; second, he was a bread winner and industrious; third, he was of a kindly sympathetic nature; he was possessed of good common sense and he was loyal and a seeker after truth.

I think he tried to follow as his guide in life the philosophy of the immortal, than which there is nothing more practical, more wholesome or more beautiful, "Love All."

Mr. Wray spoke as follows:

Mr. President, Ladies and Gentleman of the Thirteenth Legislature:

I rise to the performance of the duty devolving upon me with a desire to add a few words to the beautiful tribute paid to the memory of the late Senator John A. Whalley.

I cannot, as can others, lay a garland of eloquence upon the bier of the deceased; I can only say a few plain words. While I had known of Senator Whalley several years before his death, it was not until three years ago that I began to know him well.

In the session of 1911 Senator Whalley was chairman of the insurance committee, and I had the honor of being chairman of the same committee in the House. We had a new code to draft. His committee and my committee did not agree on some of the important matter now written in the insurance code, and at times the contest between the two committees was very bitter, still, during all those stormy scenes, our personal friendship continued, each crediting the other with the same ideals he claimed for himself—he, believing what he fought for was for the best interests of the people of the state, although I thought different, but was prompted by the same motive of loyalty to my constituency.

Senator Whalley played his part as a citizen of the state heroically and courageously. He performed his work as a senator with all the diligence and conscientiousness that he would have devoted to his own personal affairs. He was a good man and a good citizen. He did his duty as he saw it in the sight of God, and defied, if necessary, the criticisms of man.

Senator Whalley was true in all the relations of life. He was true to himself, to his convictions, to his country, to his friends, and to those he loved. He lived a clean life. He walked with the conscious strength of honest purpose.

Our acquaintance was short, indeed, but it was long enough to enable me to know not only the quality of his public service, but also his firm faith in our common Master.

In his death the state has lost a splendid public servant, the city of Seattle a useful and exemplary citizen, and his devoted wife and children an indulgent and loving husband and father.

Of him it might be truly said:

"If everyone for whom he has done some kindly act could bring a blossom to his grave, he would sleep tonight beneath a wilderness of flowers."

Having performed the duty that confronted him on earth, with courage and unflinching conscience, he has not only left an enviable example for us to emulate, but has likewise prepared for himself a reward

in the hereafter, which shall gladden for him the endless years of the future. While we here on earth mourn his departure and sit with his loved ones in the shadow of profound gloom, we are none the less conscious that the sorrow only abides on this side of the grave. For us there may be darkness while he is just awaking to the light of the perfect day.

The prow of his vessel has turned from the narrow sea of time, to the boundless and nobler ocean of eternity; so, that while we sorrow in his absence, we yet rejoice in the glory which he now enjoys, and which adds to and increases the nobility which he manifested in his life on earth.

Senator Steiner spoke as follows:

I feel it a great privilege to speak a word in commemoration of my friend and neighbor, John Ackroyd Whalley, who on the 30th day of March, 1912, in the prime of life was called to his final rest.

Mr. Whalley was at the time of his death a member of the state Senate, having been elected in November, 1910. His vacant chair in the Senate chamber, I, for the time being, have been called to occupy; but his place in the legislature I can not hope to fill. Although Mr. Whalley when stricken had scarcely passed the noon time of his life, and was looking forward hopefully to a glorious afternoon, the hopes and joys of domestic association, the comforts which his industry had made possible, the work he had planned for the future, all of which he left unfinished; yet, when measured by his achievements, his life was well rounded out.

Mr. Whalley was born in Yorkshire, England, in 1863. He spent his boyhood in San Francisco and came to Seattle in 1883, where he became the private secretary of Mr. Leigh S. Hunt, the editor and publisher of the Post-Intelligencer, from which position he rose rapidly to treasurer and business manager of that publication. In 1897 he engaged in the general insurance business in Seattle, building up a large business in which he was engaged at the time of his death. He was a member of the Masonic order, a Knight Templar and Shriner—one of the organizers of the National Guard of Washington, an active member of the Y. M. C. A. and a member of the Plymouth Congregational church. In 1891 he married Miss Clara H. Dickey, who with three daughters survive him.

Mr. Whalley was an optimist. He will be remembered best by those who knew him well by the unfailing cheerfulness of his disposition, and the high hope he inspired in those with whom he came in contact. My last recollection of Mr. Whalley was just prior to his departure for California in January, 1912; although then broken in health and in the shadow of death, he bade me goodbye with the same cheerful countenance that he had always worn.

The passing of a friend is in some respects like the closing of a treasured volume. We survey the field of human action covered, and

ask ourselves, "What is the author's message?" and so when a friend has passed, we ask, "What was his message to mankind?"

Those who knew Mr. Whalley well will instantly recall the message of good cheer which he lived and taught in his daily life. With high heart, and frank, open countenance, he daily proclaimed the message of his Master of Galilee: "Be of good cheer, I have overcome the world."

Senator Davis spoke as follows:

This gathering here today, and this sadly memorable occasion remind us how thin is the veil that separates time from eternity, and mortality from immortality.

Mr. President, it is with mingled feelings of sadness and of satisfaction that I arise to pay a brief tribute of respect to the memory of Robley D. Shutt, sadness over his untimely taking away, but joy and satisfaction in memory of his genial kindly life, and of his labors of good to men. Coming from the same representative and senatorial district, it was my good fortune to enjoy the friendship of our departed friend and brother in whose memory we have met today.

In every relation of life Robley D. Shutt bore a manly part. Within these halls you knew him for his geniality, for his unflinching good humor, and good temper, for his attention to duty, for his devotion to the right as God had given him to see the right. You remember him for the hearty handclasp, for the wit which never wounded, for his patriotism, for his industry, for his patient endeavor, for his unwearied zeal in behalf of good legislation. Many a constituent can recall some kindly act performed for him by Mr. Shutt. These same kindly qualities he carried into his home which was made brighter and happier by his presence. Love, joy and happiness ruled the home life of our departed comrade. Into his business relations he carried the principles of honesty and integrity. His word was as good as his bond. Success crowned his efforts. In early life, like many an American boy, he had felt the driving sting of poverty, but by his industry he became the possessor of a home and a prosperous business. Not only in the home, in the state and business did he perform his part but also in that other great human institution the church. Here on Sunday morning he could always be found in his accustomed place, with his good wife who still mourns his loss, his silver crowned temples making him a conspicuous mark of attention in any assemblage. In quiet simplicity he reverently drew near to his Maker.

He was also a friend to the great cause of education. To struggling institutions of learning, and the worthy young men and women working their way through school he gave not only interest and sympathy, but also liberally from his purse. Thus today, Mr. President, do we recall the memory of our beloved and lovable friend. He was one who loved his fellow man. To him friendship was sacred, and few men were more richly blessed with friends, and many of the flowers of friendship he gathered from these legislative halls. Those of you who attended his funeral will remember the beautiful and earnest trib-

ute falling from the lips of our retiring Governor Hay. The life of our friend was gentle and the elements so mixed in him that nature might stand up and say to all the world "This was a man." He is gone, but the lesson of his life is a clarion call to us who today occupy these legislative seats, to be faithful in the performance of every duty, to let not the spirit of party swerve us in the least from duty to the people of the entire state, to be faithful to every trust committed to our care, and to do our part toward planting the foundations of the State of Washington upon the eternal principles of morality, justice, and righteousness.

Representative J. H. Davis spoke as follows:

In speaking today in memory of Mr. Shutt, I do so in sadness. I claimed him as my friend. He came to Tacoma in 1889, about the same time that I arrived. We met and became fellow laborers in the railroad shops and soon became fast friends.

We worked together as fellow laborers, in business, and in this legislative hall. He was indeed my friend, and we often walked to our offices together. Mr. Shutt was intensely loyal to his state, his city, to his family and to his God.

He never waited until his friend should pass over to the other side to scatter flowers in his pathway, but this was his daily custom.

Always generous—and many citizens of the city of Tacoma will long remember him with kindness and many will mourn him long for his loss.

I remember well the day of his funeral as a beautiful, sunshiny day, and the great crowd of sorrowing friends that came to pay a loving tribute to his memory. I remember seeing him borne to the cemetery and just as evening let its curtain down and pinned it with a star, we laid him to rest.

Senator Piper spoke as follows:

Mr. President, and Members of the Legislature:

It is my pleasure at this time to say a few words of my old friend and fellow townsman, John R. Kinnear, whose death occurred in Seattle recently. In his death his family were deprived of a true and affectionate husband and father; his associates an able, sincere and lovable friend; and the state and country a patriotic and loyal supporter. He fought in the war for the Union, served one term in the territorial legislature, was a member of the state constitutional convention, and was a senator in the first, second and third legislatures. While serving in the constitutional convention and the state Senate, it was my pleasure to make his acquaintance, which extended throughout the remainder of his life. In my work as a newspaper correspondent, it was necessary for me to follow closely the legislative proceedings, and I remember well the prominent part he took. In the constitutional convention he was chairman of the committee on corporations, other than municipal, and a member of the judiciary committee; and in the

first, second and third sessions of the legislature, chairman of the judiciary committee. This record alone speaks for itself, and shows how he was considered in those day by the legal profession. There were many-trying times in the formation of the laws of the new state, and the judiciary committee work was singularly difficult and important. It is not my purpose here to enumerate in detail the great service the deceased rendered his state, but it is modest indeed to testify to the fact that the state was very fortunate to have such a man at the post of duty at this time.

Senator Kinnear made comprehensive notes of the work of the constitutional convention, and they are of great value to the people of the state. He often spoke of them to explain various articles of the constitution and its purpose. It is the intention of his son, the Hon. Ritchey M. Kinnear, to have these notes printed and you can well understand their value.

For several years before his death, Senator Kinnear was an invalid, and when the final summons came he died like the soldier he was. He never complained during his illness, and to illustrate his character he made no will. He had always stood for the law, and he said that it was better to have the law take its course in the disposition of his fortune, accumulated by industry, wise investment and integrity. In speaking of his son, the Hon. Ritchey M. Kinnear, he followed his father in legislative work, and many present here today will remember the splendid service he rendered as a member of the state Senate during more recent years. Like father, like son, he was untiring in work for the betterment of our great commonwealth.

Simple were the services when this good man was laid to rest. His old comrades in arms were in charge. The beautiful service of the G. A. R. was invoked. Many friends were there, and as the soldier-statesman was lowered into the grave, a squad of soldiers fired the last salute. Then, as the bugler sounded "Taps," the solemn but beautiful note bade goodbye to all that was mortal of John R. Kinnear.

Mr. Child spoke as follows:

John R. Kinnear, one of the grand old men of Washington, came to this state in 1883, was elected to the territorial legislature in 1884 and again elected to the upper house in 1888. In the mean time the constitutional convention was called and he was selected as a member and took a leading part in drawing that important instrument. He was a candidate for governor of the new state and came within two or three votes of receiving the nomination. The delegation from King county was delayed in arriving, and had they arrived at the convention hall in time he would have undoubtedly been nominated and elected. He served as state senator for the first two terms. He made his influence felt during both sessions. He passed into the Great Silence March 31st, 1912, at the age of 69, less than one year before reaching the allotted

term of three score years and ten. "The finger of God touched him and he slept."

He took an active part in the Civil war, was recognized in civil life as a man of affairs, a man of honor and integrity, a soul worthy of our highest honor, love and esteem. In the presence of death man feels most keenly his littleness and insignificance. Language is wholly inadequate and our thoughts find utterance in broken sentences. We are confronted with the ever present truth that "In the midst of life there is death." This is the one ever-present fact—the great oppressive mystery, impelling men in all ages to repeat the great riddle "If a man die shall he live again?"

The life of such a splendid man as John R. Kinnear forms the strongest possible argument in favor of immortality. We cannot believe that his generous nature, his kind and genial courage, his practical patriotism, and his sterling character, can perish at the grave. The memory of his life is a kindly light that leads us on in higher achievement. In conclusion let me repeat the beautiful words of the great Ingersoll:

"Life is a narrow vale between the cold and barren peaks of two eternities. We strive in vain to look beyond the heights. We cry aloud, and the only answer is the echo of our wailing cry. From the voiceless lips of the unreplying dead, there comes no word; but in the night of death hope sees a star, and listening love can hear the rustle of the wing."

Senator Sharpstein spoke as follows:

The suggestion of the committee appointed by the president of the Senate that I say a few words as to the life and character of the late John R. Kinnear confers on me an opportunity which I appreciate as a great honor—permits me in my humble way to express the great esteem and admiration entertained for this man in our part of the state.

When I first came to Olympia in an official capacity, twenty-two years ago this month, my dearly beloved father, who knew John R. Kinnear well, and had served with him in the constitutional convention, said to me: "When you get over to Olympia go to Senator Kinnear; make yourself known to him; you will find in him an honest man of sound judgment, having always the good of all the people in mind, and in all matters of legislation relating to subjects west of the mountains, you will be safe in following where he leads."

Needless to say, I found Senator Kinnear all this, and more too. Our acquaintance thus begun was such as to cause me to ever after honor and respect this honest man; this "noblest work of God."

The man who is born with a silver spoon in his mouth, who in his boyhood and early manhood has expectation of great inherited wealth finds it harder to hold his own—let alone not going back—than does the man of fair ability, and high ambition, who begins life without wealth, to rise above his beginning and make a useful and honored citizen of himself.

John R. Kinnear's parents were farmers. He was born in Indiana, raised and educated in Illinois, and after he had graduated from Knox College he enlisted in the army of the United States as a private soldier and was engaged in many battles for the preservation of the Union.

First and above all else he was a patriot; a loyal loving citizen. Subsequently he was admitted to practice as an attorney and held several important offices in Illinois before he moved to Seattle and became a citizen of this state, a useful and honored citizen he was, too. He was several times a member of the territorial legislature; a member of the constitutional convention. He ran a close race for nomination on the republican ticket for the first governor of this state. In the convention he received the united support of King county. He was a member of the state Senate at the first, second and third legislatures, being at each session chairman of the judiciary committee.

He was not a trimmer; he had a high regard for the opinion of his fellow citizens when deliberately and soberly formed, but not for their hasty biased judgments brought about through prejudice, passion or misinformation; willing to do and doing at all times all that he was capable of to see that the people stood for justice, for equity and for right.

He abhorred the unfounded and unjust abuse of men and measures, particularly was he against the unfounded criticism of our laws and our courts. He knew that the scoundrel and the demagogue often used such attacks as these to cover their own shortcomings or feather their own nests.

An honest patriotic citizen, he had no use for the other kind.

I do not agree with Tennyson, who says:

"A life of honor and of worth
Has no eternity on earth;
'Tis but a name."

John R. Kinnear was a man of honor and of worth; he has passed to the hereafter—his memory will live eternally in the hearts of those who knew and loved him.

"Who lives to bravely take
His share of toil and stress,
And, for his weaker fellows' sake,
Makes every burden less,—
He may, at last seem worn—
Lie fallen—hands and eyes folded—
Yet though we mourn and mourn,
A good man never dies."

Senator Espy spoke as follows:

It is with double trepidation that I arise to speak in tribute to the memory of this great hearted man. First because I presumed until a few moments before we convened that one of his old comrades in service in this hall would take this part, and so am entirely unprepared

to do justice to such a subject, and secondly because on viewing the progress made and work done by one who had so few advantages as compared with us more fortunate of his fellows, I am forced to the conclusion that we have not builded as we should.

Wallace Stuart was born in Willapa Harbor, Pacific county, Washington, about 1860. As the name indicates, his father was from that sturdy stock from the northern portion of Great Britian which has furnished so many of our leaders in finance, industry and the large affairs of life. His mother, however, was of that race which in this state at least, particularly in the extreme southwestern portion, did so much to facilitate and expedite the settlement and development of our great northwest; in spite of the fact that in so doing they were relinquishing an empire which was theirs by all the rights of possession and heritage. In this connection, while we are paying tribute to the memory of this beloved man as the representative of our people of the present day, and because he was during his life sent to this hall by the people of our own race to represent one of the most virile and progressive communities of our state, I wish to pay particular tribute to his memory as one of that race, which, though dispossessed of their rightful heritage by the inevitable march of civilization and utilization has not only acquiesced therein; but has stood nobly by and helped in that development, holding up the hands of the white interloper, because forsooth even in their ignorance, and to their immediate loss, they recognized that the new order was the rightful one, and that ultimately they themselves would be the beneficiaries as well as the benefactors. Although we as a nation owe much to the lowly Indian, this state, more particularly the Western portion thereof to a special and peculiar degree is indebted to that race for the help and encouragement which has enabled us to take our place in so short a time as one of the most progressive and prosperous of the sisterhood within our Union.

Having come from this lowly origin (for his father though coming from the proud stock of Northern Britian, arrived here, I am told, as a sailor before the mast) and in spite of the fact that he lost that father by drowning in the waters of our harbor when he was a boy of but eight or nine years, and having from that time been reared by that bood mother, alone, who with all her good qualities of mind and heart, was at best not blessed by education or training as are our own mothers, wives, and sisters, and with the further drawback of losing even their kind influence for good at an early age, Wallace Stuart came to years of discretion and later to maturity with a sound physique, mind and heart which made him during his entire life a leader among his fellows, and a force and perseverance which made his name and personality known from Vancouver, B. C., to San Diego, California.

In his early days he was a sportsman recognized as such all along the coast. In the olden days when the sailing regattas were the great

events of the year, he was known as among the best sailors of the entire Northwest.

Whatever the capacity of the boat he sailed, so long as Wallace was at the helm, we knew that all was well and that she would be in the front rank in the finals. His judgment was never stamped. He might make his mistakes as we all do, but he was capable at all times giving the best that was in him at a moment's notice. The same qualities which marked him in the sports of his youth, characterized him later in the regular and more trying affairs of life.

In business as in play he was always ready to give mature and explicit decision on the instant.

His force and ability to do things were prodigious. As a developer of the southwestern portion of our state he was in a class by himself.

He was always looked to in time of stress to do the necessary thing to help the community. One instance of this ability is worth reciting as typical of all.

Long engaged in the native oyster industry, he early recognized the value and practicability of transplanting the eastern varieties in our waters. He, though a poor man, by sheer force of his personality, capitalized the idea among his friends, whose name was legion in all the cities of the coast, and brought out the first eastern plants to the waters of the northwest on a commercial scale.

By his peculiar knowledge of conditions he made a success of growing these oysters where others with more capital and larger grounds had repeatedly failed.

Now comes the great test before which so many of our great geniuses and pioneers in different lines of industry have from time immemorial failed completely; that is the evolving of a successful salesman from the producer. Few have been able to assume the double role, yet, this man, sprung from these humble but honest sources, raised as an orphan, fatherless, later motherless, in a pioneer community far from the advantages of civilized life, rose to the occasion as few have done under the most advantageous circumstances.

In the face of a competition from the East and South which appeared almost a complete monopoly, he introduced and forced the sale of his oyster, which, after the place where transplanted, he called the "Toke Points," until they were used and required by the best clubs and hotels from Victoria to San Diego. And so energetic was he in their exploitation that before many years that name was applied to all the oysters transplanted from the East to and grown in the waters of the Northwest, which are acknowledged by all to be the most delicious bivalve grown by man.

This is but symbolic of his energy and enterprise in every task he undertook.

His views and mine were not always the same, and in our county he and myself often belonged to opposing factions. But while recog-

nizing his ability and resource as a fighter, his opponents always acknowledged he was absolutely on the square, fair to friend and foe alike—one who would stay by the former but always ready to meet the latter half way.

In Pacific county and the Southwest generally, whenever a scheme for the betterment or uplift of the community required particular tact and skill, it was Wallace Stuart who was called upon and gladly responded.

When the needy were to be relieved, the one who did it was Wallace Stuart. When a thorough comrade and loyal friend was wanted you approached Wallace Stuart. When the afflicted mourned or the happy rejoiced, a sympathetic response was found in Wallace Stuart.

These qualities were those which so endeared Wallace Stuart to all who knew him, that, when he met his death by drowning in early April, 1911, the entire county mourned his loss and joined as would members of one's immediate family, in the continued search for his body, and it was these qualities of force, loyalty, tenderness and good fellowship which caused not only his entire county, but the neighboring counties of the Southwest to pay tribute to him at his funeral.

This life of Wallace Stuart, beginning with such untoward prospects, gradually developing by sheer force of the "ego,"—the inner man; and his services benefiting, and recognized by, the entire coast were such as to prove that we ourselves are the great controllers of our destiny, as in the words of Longfellow:

"The lives of great men oft remind us,
We can make our lives sublime,
And departing leave behind us,
Footprints on the sand of time."

Representative Stream spoke as follows:

Peter Wallace Stuart was born at Willapa Harbor in Pacific county. He was a man beloved by all. Wallace Stuart was a man who, it is safe to say, had no enemies in the community where he lived. He was a man just to a fault. The poor and needy never went away from him empty handed, and the fact of it is that the knowledge of their need came to him; they did not have to apply to him for help because his hand was always open to those in distress, and with it all, he was a man who never let his left hand know what his right hand did. He was of a jovial disposition, always happy and good natured. He was liberal in his views, and always willing to grant to the other fellow the right of his own thoughts and opinions. He was a good citizen, a splended neighbor, and a kind and loving father.

Senator Emerson Hammer spoke as follows:

The Hon. Thomas Hayton of Skagit county was one of the pioneers of the state of Washington, and one of the earliest pioneers of Skagit county. It was he who with others of the sturdy men of the day

who drove back the waves of Puget Sound and fenced them out, and drove the salmon and other fishes from the land, and builded great dikes to prevent their return. It was he who helped to transform this waste of land and water into the richest agricultural land in the world, viz., the Skagit delta. It took men of iron nerve, stable character and indomitable will to thus hew from the wilderness and reclaim from the ocean this wonderfully rich and beautiful farming section of our county in spite of the hardships always attendant upon pioneer effort.

However, Providence permitted him to live to a good old age and enjoy for some years the fruits of his early efforts. And permitted him when in reminiscent mood to call up the past and command those events to pass before his view like moving pictures in their regular order the building of an empire; a privilege of which any of us might be proud.

Many honors were conferred upon him from time to time when the people felt that they needed a man of good, sound business judgment; a solid, well balanced, deliberative mind. The most distinguished of these honors being his election as member of that great body who gave to us that splendid and most profound document, our state constitution.

Representative Conner spoke as follows:

The Honorable Thomas Hayton was a pioneer of the early '70's, a man loved by all who knew him, a man whose first thought was for his community, his county, his state and his country, his private interests coming after all these.

He served his country well as a member of Company D, 39th Kentucky volunteer infantry during the last three years of the civil war, coming out of the service with the rank of sergeant, and being honorably discharged in October, 1865.

In 1875 Mr. Hayton and his family crossed the plains, making their first stop in the State of Washington at Walla Walla, shortly afterward coming to Puget Sound to what is now Skagit county, where the majority of his family have resided ever since.

As a lifelong republican Mr. Hayton was always active in political matters and a leader in his party, having for many years prior to his death attended every county convention in official capacity and serving at various times in the territorial and state conventions as a delegate. In 1889 his name was perpetuated in the annals of the history of this state, by his being elected and serving as a member of the constitutional convention.

His death occurred only last Thursday, and at this time all that is left of his mortal being rests at his home at Mt. Vernon, awaiting the arrival of relatives from the east.

At this very moment the surviving six sons and two daughters and their respective families are beside the bier mourning the loss of the departed, and tomorrow will follow his mortal body to its burial.

His life was well spent and his final call was as to one faithful in the few things to rule over the many.

The president's gavel sounded three times, the Senate and the House in joint session assembled, stood with bowed heads in silent prayer.

At 3:30 p. m., on motion of Senator Hammer, the joint session dissolved.

The Senate reconvened in the Senate chamber at 3:35 p. m., and on motion of Senator Allen, adjourned until 10:00 o'clock tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

SEVENTEENTH DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Wednesday, January 29, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Cameron S. Morrison, of St. Johns Episcopal church, of Olympia, offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Anderson, the reading of yesterday's journal was dispensed with, and it was approved.

A communication from certain citizens of Skagit and Pierce counties praying that pensions be granted to certain insane persons, was read and on motion of Senator Hutchinson was referred to the committee on state charitable institutions.

The secretary read

SENATE JOINT MEMORIAL NO. 7.

By Senators Leonard and Wende:

To the Honorable Senate and House of Representatives in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully petition, that

WHEREAS, State Road No. 5, has been located in the State of Washington, which road, when completed, will afford communication from Willapa harbor, on the Pacific ocean, through the city of Chehalis, in Lewis county, and the city of North Yakima, in Yakima county, to the city of Spokane, in the eastern portion of said state; and

WHEREAS, In Yakima county said road has been completed to the east line of the forest reserve, and a large portion of said road has been built in Pacific and Lewis counties west of said reserve; and

WHEREAS, Said road as laid out and constructed passes through the Rainier forest reserve as follows:

Beginning on the east boundary of the Rainier forest reserve on the west boundary of township 12 north, range 7 east, Willamette meridian, Washington, near the bank of the Cowlitz river, and running thence up the Cowlitz river and its tributaries to the Carleton pass in the summit of the Cascade mountains; thence down Bumping river and the Natches river to the east boundary of township 16 north, range 14 east, Willamette meridian, Washington; and

WHEREAS, State road No. 7 has been located in the State of Washington, which road, when completed, will afford communication from the city of Seattle to the city of Spokane, and pass through North Bend, Snoqualmie Pass, Easton, Ellensburg, Wenatchee, Waterville and Wilbur, and which road will also extend to the Idaho state line, where it intersects the north bank of the Spokane river; and

WHEREAS, Said State road No. 7 as laid out and constructed passes through the Snoqualmie forest reserve and the Wenatchee forest reserve; and

WHEREAS, A considerable portion of said State road No. 7 has been completed in Kittitas county; and

WHEREAS, Said State roads Nos. 5 and 7 so passing through said reserves will be of great benefit and convenience in the inspection and preservation of the forests, and will also relieve the government from the expense of constructing roads or trails through those portions of said reserves occupied by said State roads;

Therefore, Be it Resolved, That the House and Senate of the State of Washington hereby most respectfully urge that the said State roads be constructed through said forest reserves at the expense of the government of the United States.

On motion of Senator Leonard, the memorial was read second time, ordered printed and referred to the committee on roads and bridges.

SENATE CONCURRENT RESOLUTION NO. 5.

By Senator Allen :

WHEREAS, Hon. Charles S. Reed has for many years held important positions of trust in this state and has demonstrated his great worth as one of the foremost criminologists of the nation, and

WHEREAS, The penitentiary of the state has, under the management and control of Warden Reed, been brought to a high state of proficiency, as one of the best managed prisons of our country, and

WHEREAS, Mr. Reed has signified his intention to remove to another state to engage in similar work:

Therefore, Be it Resolved by the Senate, the House concurring, That by the resignation of Warden Reed the state has sustained a distinct loss, and be it

Further Resolved, That we tender to Mr. Reed our thanks for his intelligent, earnest and effective work as warden of the state penitentiary and commend him to the people of Minnesota as an official worthy of their highest confidence and esteem.

was read by the secretary.

On motion of Senator Allen, the resolution was adopted by the Senate.

On motion of Senator Jackson, the following resolution, which was read by the secretary, was adopted:

SENATE CONCURRENT RESOLUTION NO. 6.

By Senator Jackson :

WHEREAS, Statements have been made derogatory to the business and economical management by the board of managers of the Washington state reformatory, and

WHEREAS, The invitation of Hon. Corwin S. Shank, chairman of the said board, extended to both branches of the thirteenth legislature, was not accepted by the House, and therefore only a small portion of the legislature were afforded an opportunity of visiting the institution; therefore be it

Resolved by the Senate, the House of Representatives concurring, That a committee of five members of the legislature, consisting of two members of the Senate to be appointed by the president of the Senate, and three members of the House to be appointed by the speaker of the House, be and the said committee is hereby authorized to enter upon an investigation of the state reformatory at Monroe and the acts of the board of control, the board of managers and superintendent thereof in connection therewith.

Said committee shall have power to investigate all books, records and other documents of the state reformatory, the board of control, the board of managers and the superintendent thereof, together with the records on file in the office of the state auditor relating to the said reformatory. And the said committee shall investigate the cost of buildings with a view to ascertaining whether the same have been economically erected or not and shall report the result of such investigation to the legislature on or before thirty days following the appointment of the said committee.

The said committee is hereby vested with all the power and authority of the legislature to require of all officers and officials all books, records and other documents above mentioned and are authorized to require the attendance of and to subpoena witnesses and to require the production of files, books, documents and accounts relating to or in any way connected with the said institution and in its investigation may employ stenographers and expert accountants and may call to its assistance the attorney general and state bureau of inspection and supervision of public offices at any time it may deem necessary in the discharge of its duties.

Said committee shall elect one of its members chairman and shall hold its meetings at Olympia or elsewhere and at such times as it may desire and deem expedient. Any member of the committee is hereby authorized to administer oaths.

The members of the committee shall receive no extra per diem for their services in conducting this investigation, but shall be allowed their actual and necessary traveling expenses to be paid out of the money appropriated for the expenses of this thirteenth legislature. Said expenses of the committee shall be paid in the usual manner.

On motion of Senator Jackson, the rules were suspended and the foregoing resolution was ordered transmitted to the House immediately.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 7.

By Senator Allen:

Resolved by the Senate, the House concurring, That the secretary of the Senate and the chief clerk of the House prepare a printed record, suitably bound, of the memorial services held on January 28th, 1913, and that copies be furnished the members of the legislature, state officials, and families of the deceased.

On motion of Senator Allen, the resolution was adopted by the Senate.

On motion of Senator Steiner, it was ordered that there be printed 500 additional copies of Senate bill No. 42.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on fisheries, to whom was referred House bill No. 94, entitled "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the committee on appropriations.

H. M. WHITE, *Chairman*.

We concur in this report: H. A. Espy, Jos. Collins, G. E. Steiner, Peter Iverson, E. Hammer, D. S. Troy.

On motion of Senator White, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on state penal and reformatory institutions, to whom was referred Senate bill No. 50, entitled "An act to amend sections 4 and 5 of an act entitled 'An act relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture and sale of jute and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency,' approved March 20, 1911, relating to the sale and disposition of jute and other products at the state penitentiary," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 10 of the printed bill, same being section 1, line 15 of the original bill, strike the word "ten" and substitute in lieu thereof the figures "12½."

In section 1, line 20 of the printed bill, the same being section 1, line 30 of the original bill, strike the words "April tenth," and substitute therefor the words "June first."

In section 2, lines 17 and 18 of the printed bill, same being section 2, line 27 of the original bill, strike the words "ten days subsequent to the first day of April," and substitute in lieu thereof the words "until the first day of June."

In section 2, line 22 of the printed bill, same being section 2, line 34 of the original bill, substitute a period for a comma after the word "state" and strike the remainder of the section.

In section 2, line 20 of the printed bill, same being section 2, line 31 of the original bill, after the word "after" strike the words "the tenth day of April" and substitute in lieu thereof the words "June first."

J. E. LEONARD, *Chairman*.

We concur in this report: J. C. Weatherford, W. C. McCoy, W. Fairchild.

On motion of Senator Leonard the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 96, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the committee on roads and bridges.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Geo. W. Shaefer, Henry H. Wende, Harve H. Phipps, John L. Sharpstein, A. H. Imus, H. M. White, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 69, entitled "An act to amend section 183 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to the recovery of damages for the death of a person, caused by the wrongful act or neglect of another," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 8 of the printed bill, same being line 19 of the original bill, strike the word "minor."

In line 12 of the printed bill, same being line 25 of the original bill, strike the word "minor."

In line 16 of the printed bill, same being page 2, line 1 of the original bill, after the word "parent" insert the words "provided such parents or parent are or is resident within the United States at the time of the death."

Strike lines 1 and 2 of sec. 2 of the printed bill, same being lines 9, 10 and 11 of page 2 of the original bill, and insert in lieu thereof the following:

"Section 2. This act shall not repeal any part of or supersede in any way any part of or any provision of that certain act entitled 'An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement of funds, for the compensation and care of workmen injured in hazardous employment, providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and, except in certain specified cases, abolishing the doctrine of negligence as a ground for recovery of damages against employers, and depriving the courts of jurisdiction of such controversies, and repealing sections 6594, 6595 and 6596 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to employes in factories, mills or workshops where machinery is used, actions for the recovery of damages and prescribing a punishment for the violation thereof,' approved March 14th, 1911, commonly known as 'The Workmen's Compensation Act,' being chapter 74 of the Laws of 1911."

Strike the title of said bill and substitute therefor the following: "An act relating to the recovery of damages for the death of a person caused by the wrongful act or neglect of another, and amending section 183 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Geo. W. Shaefer, Henry H. Wende, Harve H. Phipps, John L. Sharpstein, A. H. Imus, H. M. White, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

The president called Senator Anderson to take the chair.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 9, entitled "An act declaring Puget sound, its bays, estuaries and tributaries, a game refuge and preserve, for aquatic fowl and wild birds, and providing a penalty for the violation of the preserve, and repealing 2 Rem. & Bal. Code, section 5374," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the title, after the word "repealing," strike the words "2 Rem. and Bal. Code, section 5374," and substitute therefor the words "section 5374 of Remington & Ballinger's Annotated Codes & Statutes of Washington."

In section 1, lines 2 and 3 of the printed bill, the same being lines 8 and 9 of the original bill, after the word "upon" strike the words

“the waters of Puget Sound or any of its bays, estuaries or tributaries,” and substitute therefor the words “any of the tide waters of the State of Washington east of Cape Flattery and north of Olympia.”

In section 1, lines 3 and 4 of the printed bill, the same being lines 10 and 11 of the original bill, after the word “provided” strike the words “the waters of Puget Sound, and of its bays, estuaries and tributaries” and substitute therefor the words “said tide waters above described.”

In section 1, lines 6 and 7 of the printed bill, the same being lines 14 and 15 of the original bill, after the word “upon” strike the words “the waters of Puget Sound, or any of its bays, estuaries and tributaries,” and substitute therefor the words “said tide waters.”

In section 4, lines 2 and 3 of the printed bill, being lines 11 and 12 of the original bill, after the word “upon” strike the words “the tide flats of Puget Sound, and its bays, estuaries and tributaries,” and substitute therefor the words “said tide waters.”

In section 4, line 3 of the printed bill, the same being line 12 of the original bill, strike the word “three” and in place thereof substitute the word “four.”

In section 6, line 1 of the printed bill, being lines 20 and 21 of the original bill, strike the words “Chapter 182, Laws of 1909, 2 Rem. and Bal. Code, section 5374” and substitute therefor the words “Section 5374 of Remington & Ballinger’s Annotated Codes & Statutes of Washington.”

JOSIAH COLLINS, *Chairman*.

We concur in this report: H. M. White, John L. Sharpstein, Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 104, entitled “An act to establish a state trout hatchery in Lewis county, Washington, and make an appropriation therefor,” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that be referred to the appropriations committee.

JOSIAH COLLINS, *Chairman*.

We concur in this report: John E. Campbell, H. M. White, John L. Sharpstein, Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 142, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of the suit to foreclose the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman.*

We concur in this report: A. W. Anderson, P. H. Carlyon, R. A. Hutchinson, Ed Brown, George A. Piper.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 71, entitled "An act relating to garnishments in the justice courts in the State of Washington, and amending sections 10, 11 and 21 of chapter 160 of the Laws of 1909, entitled 'An act in relation to garnishments in justice courts in the State of Washington,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 1 and 2 of section 1 of the printed bill, same being lines 8, 9 and 10 of the original bill, strike the words "Section 10 of chapter 160 of the Laws of 1909, entitled 'An act in relation to garnishment in justice courts in the State of Washington,' approved March 17, 1909," including the comma, and substitute therefor the words "Section 1832 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

In line 4, section 1 of the printed bill, same being line 12 of the original bill, strike the words "Section 10" and substitute therefor the words "Section 1832."

In line 1, section 2 of the printed bill, the same being lines 17 and 18 of the original bill, strike the words "Section 11 of chapter 160 of the Laws of 1909," including the comma, and substitute therefor the words "Section 1933 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

In line 3, section 2 of the printed bill, the same being line 19 of the original bill, strike the words "Section 11" and substitute therefor the words "Section 1833."

In line 4, section 2 of the printed bill, strike the word "write" and substitute therefor the word "writ."

In line 8, section 2 of the printed bill, the same being lines 27 and 28 of the original bill, after the word "controverted" insert the words "as hereinafter provided."

In line 10 of section 2 of the printed bill, the same being line 30 of the original bill, after the word "dollars," including the comma, insert the words "provided the garnishee has appeared by an attorney," including the comma.

In line 1 of section 3 of the printed bill, the same being lines 2 and 3 of page 2 of the original bill, strike the words "section 21 of chapter 160 of the Laws of 1909," and substitute therefor the words "Section 1843 of Remington & Ballinger's Annotated Codes & Statutes of the State of Washington."

In line 3, section 3 of the printed bill, same being line 4 of page 2 of the original bill, strike the words "section 21" and substitute therefor the words "section 1843."

Strike the title of said bill and substitute therefor the following: "An act relating to garnishment in the justice courts in the State of Washington, and amending sections 1832, 1833 and 1843 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Geo. W. Shaefer, Henry H. Wende, Harve H. Phipps, John L. Sharpstein, A. H. Imus, H. M. White, Josiah Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 80, entitled "An act to amend section 14 of an act entitled 'An act providing for the incorporation of trust companies and defining their powers and duties,' approved March 17th, 1903," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, J. E. Leonard, J. C. Weatherford.

On motion of Senator Stephens, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 116, entitled "An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of

Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. MILTON STEPHENS, *Chairman*.

We concur in this report: J. C. Weatherford, J. E. Leonard, B. A. Bowen.

On motion of Senator Stephens, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on cities of first class, to whom was referred Senate bill No. 97, entitled "An act to amend section 1 of an act entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith and declaring an emergency,' approved March 17, 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: Pliny L. Allen, G. E. Steiner, Ralph Metcalf, Walter L. Davis, E. Milton Stephens.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 27, 1913

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 8, entitled "An act relating to the protection, propagation, introduction, purchase and restoration of game animals, birds and fishes in the State of Washington; creating a state game commission; creating the offices of state game warden and chief deputy game warden; providing for the appointment of county deputy game wardens; creating state game refuges or farms; providing for the establishment, maintenance and inspection thereof; prescribing penalties for the violation of this act; and repealing all laws and parts of laws in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill submitted herewith, to be known as substitute Senate bill No. 8, be substituted therefor, and that it do pass.

JOSIAH COLLINS, *Chairman*.

We concur in this report: H. M. White, John L. Sharpstein, Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred House bill No. 94, entitled "An act providing for maintenance and support of the state salmon hatcheries and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 2, line 1, of the printed bill, the same being section 2, line 1, of the original bill, after the word "for" strike the remainder of said section and substitute therefor the following "the immediate support of the state government and its existing public institutions, and shall take effect immediately."

D. S. TROY, *Chairman.*

We concur in this report: A. W. Anderson, R. A. Hutchinson, Ed. Brown, George U. Piper.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 27, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 63, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 1, line 10, of the printed bill, the same being line 15, of the original bill, before the word "all" insert "all parts of state roads in such county and to."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: J. E. Leonard, Ralph Metcalf, Chas. H. Flummerfelt, Arthur McGuire, Harve H. Phipps.

On motion of Senator Leonard, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 11, relating to the death of the Hon. John Lockwood Wilson, and providing for memorial services;

Also House concurrent resolution No. 12, relating to the memorial services for the late Hon. Harry A. Fairchild;

Also House joint memorial No. 5, relating to the construction of a waterway connecting Fidalgo bay with Similk bay in Skagit county;

Also engrossed House bill No. 13, being an act for the relief of Jacob Majerus, and making an appropriation therefor;

Also Senate joint resolution No. 4, relating to the appointment of a joint committee to investigate the feasibility of utilizing the water power at Celilo Falls;

Also the House has passed engrossed House bill No. 28, entitled "An act creating the bureau of farm development of the State of Washington, providing for the appointment and maintenance of agricultural experts thereunder, and empowering the boards of county commissioners of the several counties of the State of Washington to appropriate and set aside moneys therefor;"

Also the House has passed Senate bill No. 110, entitled "An act appropriating the sum of fifteen thousand dollars for the printing of the Thirteenth Legislature;

Also the House has concurred in the Senate amendments to House joint memorial No. 2;

Also the House has concurred in the Senate amendments to House joint memorial No. 4;

Also the House has concurred in Senate amendments to House bill No. 72 relating to appropriating the sum of one hundred and fifty thousand dollars for the purchase of jute and operation of the jute mill at the state penitentiary.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 173, by Senator Campbell, entitled "An act to amend article (IV) four, of the constitution of the State of Washington, relating to the judiciary."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 174, by Senator Campbell, entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts or other labor disputes and providing punishment for its violations."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 175, by Senator Shaefer, entitled "An act relating to local improvements in cities and towns and amending sections 12, 14, 47, 49 and 72 of chapter 98 of the Session Laws of 1911, entitled 'An act relating to local improvements in cities and towns, and repealing certain acts and parts of acts,' approved March 17th, 1911, and further amending said act by adding thereto sections to be numbered 73, 74 and 75."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 176, by Senator Piper, entitled "An act relating to the inspection of railroads by their officers and directors, and to the investigation of complaints filed with the railroad commission."

The bill was read the first time, and on motion of Senator Piper, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 177, by Senator Shaefer, entitled "An act relating to eminent domain by public service corporations."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 178, by Senator McCoy, entitled "An act relating to good roads and directing the state highway board to ascertain and report to the next ensuing legislature a system of highways in the State of Washington."

The bill was read the first time, and on motion of Senator McCoy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 179, by Senator McGuire, entitled "An act relating to maintenance, repair and renewal of sidewalks in cities and towns, and providing for the payment thereof by the owners of abutting property, and repealing sections 7872 and 7873 of Remington & Ballinger's Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 180, by Senators Fairchild, Landon and Campbell, entitled "An act relating to the placing, erection, use and maintenance of electric poles, wires, cables, apparatus and fixtures, and providing the punishment for the violation thereof."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 181, by Senator McCoy, entitled "An act fixing the term of office of county commissioners at six years, and providing for the election of one commissioner at each general election."

The bill was read the first time, and on motion of Senator McCoy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 182, by Senator Rosenhaupt, entitled "An act creating a state editing board, defining its powers and duties and regulating the printing and publication of reports."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 183, by Senator Metcalf, entitled "An act relating to the clearing, utilization and sale of logged-off lands belonging to this state and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, 850 copies ordered printed and referred to the committees on educational institutions and judiciary.

Senate bill No. 184, by Senator Steiner, entitled "An act relating to the employment of minors, prohibiting those under certain age from being employed in the industries, establishments, trades, or occupations named, providing a method of enforcement and fixing penalties for a violation thereof; and repealing sections 2447, 4715, 5490, 6570, 6571 and 7388, Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 185, by Senator Wende, entitled "An act to prevent the use of the waters in the State of Washington in any other state, and to prevent the utilization of the waters within said state for purposes of use in any other state and prohibiting the appropriation of the waters within the state for any of said uses or purposes, and providing proceedings to enforce this act."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 186, by Senator Cotter, entitled "An act creating the first aid fund by an equal assessment on workmen and employer and providing for medical, surgical treatment and hospital services for injured and sick workmen, under the supervision of the industrial insurance commission and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Substitute Senate bill No. 8, by Senate game committee, entitled "An act relating to game, animals, birds and fishes, creating a state game commission and the offices of state game warden, chief deputy game warden and county deputy game wardens; and relating to licenses for hunting and fishing; and creating state game refuges or farms; making certain acts nuisances; and providing penalties, and repealing all laws in conflict therewith."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

SPECIAL ORDER.

The hour of 11:00 o'clock having arrived, the governor's message announcing the appointment of E. J. Koors as a member of the board of tax commissioners, was taken up at this time.

Senator Collins moved that the appointment be confirmed by the Senate.

The secretary called the roll, and the appointment was confirmed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—39.

Absent or not voting were: Senators Chappell, Phipps, Stephens—3.

GENERAL FILE.

Senate joint memorial No. 5, by Senator Cotter, memorializing congress of the United States, petitioning for an appropriation to mark the Old Oregon Trail, was read third time.

On motion of Senator Hall, the memorial was amended by striking therefrom the words "as the same was introduced and all" in lines 28 and 29 of the original memorial.

The secretary called the roll on final passage of Senate joint memorial No. 5, as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Paper, Rosenhaupt, Scott, Shafer, Sharpstein, Troy, Weatheford, Wende, White—37.

Those absent or not voting were: Senators Campbell, Phipps, Steiner, Stephens, Sutton—5.

Senate bill No. 145, by Senate committee on judiciary, entitled "An act forbidding the sale, barter, giving away, disposal of or display for sale of pocket pistols and revolvers, and fixing a penalty for the violation thereof," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by striking the words "and a certificate of good character" in line 15 of section 1 of the original bill.

Senator Hewitt moved to amend the bill by inserting after the words "to sell" in line 9 of section 1 of the original bill, the words "at retail."

Senator Allen moved as a substitute that the words "at retail" be inserted after the words "for sale" in line 10 of section 1 of the original bill.

The substitute motion carried.

Senator White moved to amend the bill by striking the following words appearing in lines 8, 9 and 10 of section 1 of the original bill, "It shall be unlawful for any person, firm or corporation, to sell, barter, give away, dispose of or display for sale at retail any pocket pistol or revolver" and substitute therefor the following: "It shall be unlawful for any person, firm or corporation to display for sale at retail, any pocket pistol or revolver, or to sell, barter, give away or dispose of the same."

The amendment carried.

On motion of Senator Piper, the bill was amended by striking the words "chief of police of the city or the sheriff" in line 16 of section 1 of the original bill, and inserting in lieu thereof the words "municipal judge of the city or superior judge."

Senator Iverson moved to amend by inserting the words "or board of county commissioners" after the word "judge" in the amendment just adopted.

The amendment was lost.

Senator Shaefer moved to amend, by inserting the words "in the retail business" after the word "corporations" in line 9 of section 1 of the original bill.

The motion was lost.

On motion of Senator Metcalf, the words "at retail" were inserted after the words "to sell" in the amendment to section 1 lines 8, 9 and 10 adopted by the Senate on Senator White's motion.

On motion of Senator Collins, the bill was amended as follows: change section 2 to section 3 and insert the following:

"Section 2. Provided, that no judge shall issue such permit until said applicant has furnished him with an affidavit from at least two reputable freeholders, as to the applicant's good moral character."

Senator Iverson moved that the bill be re-referred to the committee on judiciary.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 145, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Alien, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Absent or not voting: Senator Sharpstein—1.

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

On the motion of Senator Troy, House bill No. 94 was taken up at this time.

House bill No. 94, by committee on appropriations, entitled "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole for the purpose of considering House bill No. 94.

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

On motion of Senator Allen, the report of the committee was adopted.

The secretary called the roll on final passage of House bill No. 94 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Absent or not voting were: Senators Shaefer, Sharpstein—2.

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

On motion of Senator Troy, the rules were suspended and House bill No. 94 was ordered transmitted to the House immediately.

At 12:35 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

EIGHTEENTH DAY**MORNING SESSION.**

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, January 30, 1913.

President Hart called the Senate to order at 10:00 o'clock a. m., pursuant to adjournment.

Rev. D. A. Thompson, of Olympia, offered prayer.

The secretary called the roll, showing all members present.

On motion of Senator Iverson, the reading of the journal of yesterday was dispensed with, and it was approved.

A communication was received from the committee appointed by the governor to submit recommendations for the revision of laws governing the mining industry in this state, to which communication was attached the report of the committee.

On motion of Senator Stephens, the report was referred to the committee on mines and mining.

The following resolution was adopted, on motion of Senator Metcalf:

Resolved, That all announcements of committee meetings be handed to the secretary before adjournment of the morning session, and that he be authorized and empowered to assign rooms and fix the hours of said committee meetings, and, in such instances as meetings of important committees conflict, the secretary is hereby authorized to postpone such committee meetings as may be necessary to avoid such conflict.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 11.

By Mr. Goss:

WHEREAS, the Honorable John Lockwood Wilson, formerly Representative in Congress and a United States senator from the State of Washington, died at the national capital, November 6, 1912, and the state thereby lost a patriotic and useful citizen,

Therefore, in order that a tribute may be paid to his memory and that a record may be preserved in the archives of the state of his services to the people of this commonwealth,

Be it Resolved, by the legislature of the State of Washington, That in the death of the Honorable John Lockwood Wilson the state and the nation has suffered a great loss; that during the thirty years of which he was identified with the upbuilding and the progress of the territory and the State of Washington he displayed the highest attributes of citizenship, the purest patriotism and the loftiest ideals; that as the first representative in Congress from the State of Washington and later a United States senator he did much to promote the prosperity and well being of this commonwealth; that since his retirement from public life he, as private citizen, continued with unabated zeal to devote his energies and his splendid abilities to the enhancement of the prosperity and the happiness of the people;

Resolved, by the House of Representatives, the Senate concurring, That a joint committee, consisting of three members of the House and three members of the Senate, be appointed to arrange for suitable memorial services to be held on Monday, February 3, 1913, at the hour of 2 o'clock p. m.;

Resolved, That as further respect to his memory the chief clerk of the House be instructed to transmit a copy of these resolutions, suitably engrossed, to the family of Senator Wilson.

On motion of Senator Hall, House concurrent resolution No. 11 was adopted by a unanimous rising vote.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 12.

By Mr. Grass:

WHEREAS, Almighty God, in His infinite wisdom, has removed by death the Honorable Harry A. Fairchild, and

WHEREAS, In his death the state has lost one of its foremost citizens, formerly a member of this house, father of the railroad commission act, sponsor for the public service commission act, and an able member of each commission in its infancy; be it

Resolved, by the House of Representatives, the Senate concurring, That in recognition of the long and distinguished services rendered to this state by the Honorable Harry A. Fairchild, appropriate services be held in the hall of the House of Representatives on Monday, February 3, 1913, at the hour of two o'clock p. m., and that opportunity be then given for tributes to his memory;

Resolved, That as a particular mark of respect to the memory of the deceased, and in recognition of his eminent abilities as a distinguished and faithful public servant, the House and Senate at the conclusion of said services do stand adjourned;

Resolved, That the clerk of the House be instructed to transmit a copy of these resolutions, suitably engrossed, to the family of said deceased.

The resolution was adopted by a unanimous rising vote, on motion of Senator Brown.

The secretary read

HOUSE JOINT MEMORIAL NO. 5.

By Mr. Wells:

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, being the Thirteenth regular session, most respectfully petition as follows: that

WHEREAS, by the construction of a waterway to connect Fidalgo Bay with Similk Bay in Skagit county, Washington, and making the same a link for the purposes of navigation of what is termed the Inside Passage on Puget Sound, would eliminate the necessity of the local Sound steamers and small craft of passing through Deception Pass, and of exposing themselves to the sweep of the storms from the Straits of Juan de Fuca; and

WHEREAS, such a waterway would not only complete a continuous inside and protected passage for freight and passenger traffic between what is known as the up-Sound and down-Sound cities of Puget Sound; and

WHEREAS, by said improvement, to such craft as are compelled to seek the inside passage, the distance would be shortened approximately ten miles; and

Believing that the convenience and safety of travel and traffic on Puget Sound would justify the making of such improvement;

WHEREFORE, your memorialists respectfully petition the Congress of the United States to order a full and complete survey of such a project together with maps, plans, etc., to determine its feasibility, and that said survey be also extended to cover the dredging of Cap Santa Waterway in said Fidalgo Bay, which improvement would be contiguous to and incidental to the main project above mentioned.

On motion of Senator Hammer, the rules were suspended, the memorial was read second and third times and placed on final passage.

The secretary called the roll and House joint memorial No. 5 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende—34.

Absent or not voting were: Senators Campbell, Carlyon, Hutchinson, Jackson, Piper, Stephens, Sutton, White—8.

As a committee under House concurrent resolution No. 11, the president appointed Senators Rosenhaupt, Hall and Allen; and as a committee under House concurrent resolution No. 12 Senators White and Carlyon.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 37, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for use as and in connection with its public parks and for no other purpose," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman.*

We concur in this report: Emerson Hammer, H. A. Espy, Arthur McGuire.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 141, entitled "An act providing for the renting and repair of improved escheated lands," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In the title of the bill strike the words "Providing for" and insert in lieu thereof the words "Relating to."

G. E. STEINER, *Chairman.*

We concur in this report: Emerson Hammer, H. A. Espy, Arthur McGuire.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 66, entitled "An act establishing a powder factory, providing for the management of, and the sale of powder therefrom, and making appropriations therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 1, of the printed bill, the same being line 7 of the original bill, after the word "adjoining" insert the following words: "or adjacent to."

In section 2, line 4, of the printed bill, the same being line 18 of the original bill, strike the words "shall, under the direction," and insert in lieu thereof the words "may, with the consent."

In section 2, line 5, of the printed bill, the same being lines 19 and 20 of the original bill, strike the words "for cause."

In section 3, line 3, of the printed bill, the same being line 26 of the original bill, after the word "states" strike the word "and,"

In section 3, line 4, of the printed bill, the same being line 29 of the original bill, after the word "at" insert the words "not to exceed the," and in the same section and line after the word "cost" insert the words "of production."

And the same be re-referred to the committee on appropriations.

W. FAIRCHILD, *Chairman.*

We concur in this report: J. E. Campbell, H. M. White.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 110, entitled "An act appropriating the sum of fifteen thousand dollars for the printing of the Thirteenth Legislature," have compared same with the original bill and find it correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 72, also House joint memorial No. 2, also House joint memorial No. 3, also House joint

memorial No. 4, also House concurrent resolution No. 1, also House concurrent resolution No. 5, also House concurrent resolution No. 8, also House concurrent Resolution No. 9, also House concurrent resolution No. 5.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed Senate joint resolution No. 4.

INTRODUCTION OF BILLS.

Senate bill No. 187, by Senators McGuire and Phipps, entitled "An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties known as Quincy valley lands and lands in the neighborhood of the system which can be feasibly brought under the same source of water supply and providing for the construction, maintenance and operation of a system of storage and irrigation works for that purpose; said system to consist of storage and irrigation works for the impounding and storage of water in and about Lake Wenatchee and Fish Lake, in Chelan county, and their inlets, and in and about the Wenatchee river and its tributaries, and for the carriage and distribution of said impounded waters to said lands and to develop hydro-electric power incidental to the irrigation of said lands; and to provide for the creation of a state reclamation board and defining its duties and powers, and for the issuance and sale of state bonds to create a fund for said construction, and to provide ways and means, exclusive of loans, by means of a sinking fund and an improvement fund created by this act, to pay the interest on said bonds as it falls due; and also to pay and discharge the principal amount of said bonds within twenty years from the time for the contracting thereof; and to provide for the maintenance and operation of said works by means of said improvement fund; and to provide for the submission of this act to a vote of the people under the provisions of article eight (8), section three (3), of the constitution of this state, and making appropriations to carry this act into effect."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on irrigation and arid lands.

Senate bill No. 188, by joint committee on public revenue and taxation, entitled "An act to provide for the assessment of the property of persons, firms or corporations engaged in the business of furnishing electric light, water, heat, power, gas and telephones to the public.

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 189, by Senate committee on public revenue and taxation, entitled "An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 190, by committee on public revenue and taxation, entitled "An act requiring a statement of the true consideration for the transfer of real property before a deed may be recorded."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 191, by Senate committee on public revenue and taxation, entitled "An act providing when changes may be made in the boundaries of road and school districts, and other taxing districts."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 192, by Senate committee on public revenue and taxation, entitled "An act providing for the assessment of fishtraps, fishtrap locations and fishing locations by the state board of tax commissioners."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 193, by Senate committee on public revenue and taxation, entitled "An act providing for the assessment of registered water craft by the state board of tax commissioners as personal property."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 194, by Senate committee on public revenue and taxation, entitled "An act fixing the salaries of the county assessors of the State of Washington and providing for the employment of expert assistants by the board of county commissioners."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 195, by Senate committee on public revenue and taxation, entitled "An act to amend section 9200 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the equalization of the assessments by adding to said section a proviso limiting the time when application may be made for a reduction of an assessment to the first six days of the session of the county board of equalization."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 196, by Senate committee on public revenue and taxation, entitled "An act requiring all irrigation companies to file with the county auditor of each county a plat showing the exact location and width of right-of-way of their ditches and canals."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 197, by Senator Metcalf, entitled "An act relating to the regulation and conduct of bake shops and bakeries and providing penalties for the violation thereof, and amending section 5482, 5484, 5487, 5488 and 5491 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 198, by Senate committee on educational institutions, entitled "An act relating to the lands in section 16, township 25 north, range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, and dedicating to the public certain portions thereof."

The bill was read the first time, and on motion of Senator Sutton, the rules were suspended, the bill was read the second time by title and placed on general file.

Senate bill No. 199, by Senator Allen, entitled "An act relating to the purchase of books for the state library, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state library.

Senate bill No. 200, by Senate committee on public revenue and taxation, entitled "An act to amend sections 9219, 9254, 9259 and 9262 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to taxation."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 201, by Senator Nichols, entitled "An act relating to commercial waterway districts, amending chapter XI of the Laws of 1911, of the State of Washington, relating to commercial waterway districts, validating certain proceedings heretofore had with reference to commercial waterway districts, and providing that this act shall take effect immediately."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on harbors and harbor lines.

Senate bill No. 202, by Senator Scott, entitled "An act relating to liens upon grain and grain sacks and providing for the enforcement thereof."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 203, by Senator Leonard and Senator Metcalf, entitled "An act establishing a state school for girls in conjunction with the Washington state training school, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof and providing penalties for violations thereof."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state penal and reformatory institutions.

Engrossed House bill No. 13, by Mr. Conner, entitled "An act for the relief of Jacob Majerus, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, and referred to the committee on appropriations.

Engrossed House bill No. 28, by Mr. Brown, entitled "An act creating the bureau of farm development of the State of Washington, providing for the appointment and maintenance of agricultural experts thereunder, and empowering the boards of county commissioners of the several counties of the state of Washington to appropriate, and set aside moneys therefor."

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

Flummerfelt, the rules were suspended, the bill was read the second time by title, and referred to the committee on educational institutions.

On motion of Senator Cotter, Senate bill No. 186 was withdrawn from the committee on insurance and re-referred to the committee on labor and labor statistics.

GENERAL FILE.

Senate bill No. 142, by Senator Phipps, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of suit to foreclose the same," was read third time.

On motion of Senator Phipps, the Senate resolved itself into a committee of the whole for the purpose of considering Senate bill No. 142.

The bill was considered in committee of the whole, Senator Leonard in the chair, and was reported back to the Senate with the recommendation that it do pass with the following amendments:

Strike the period at the end of section 1 and substitute therefor a comma and add after said comma the following "if any. Upon the sale of the above described property the general fund shall be reimbursed from the proceeds in the amount of the total expenditure with interest at four per cent per annum."

Also add to the end of section 2 the following: "*Provided*, That no costs or attorneys' fees shall be paid under this act until the attorney general shall file with the state auditor an opinion that the plaintiff in the action is entitled thereto."

On motion of Senator Leonard, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 142, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson,

Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—37.

Absent or not voting were: Senators Campbell, Hewitt, Piper, Steiner, Troy—5.

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

Senate bill No. 71, by Senator Stephens, entitled "An act relating to garnishments in justice courts in the State of Washington and amending sections 1832, 1833 and 1843 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 71 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—39.

Those absent or not voting were: Senators Hewitt, Steiner, Troy—3.

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

On motion of Senator Leonard, Senate bill No. 80, which appeared next on the calendar, was ordered re-referred to the committee on Judiciary.

Senate bill No. 116, by Senator Stephens, entitled "An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 116 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende—33.

Those voting nay were: Senators Metcalf, Scott, White—3.

Absent or not voting were: Senators Fairchild, Hewitt, Hutchinson, Nichols, Steiner, Troy—6.

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

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

The House has concurred in the Senate amendments to House bill No. 94, being "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor;"

Also the speaker has signed Senate bill No. 110, entitled "An act appropriating the sum of fifteen thousand dollars for the printing of the Thirteenth Legislature."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed Senate bill No. 110, House bill No. 72, House joint memorials Nos. 2 and 4, House concurrent resolutions Nos. 1, 5, 8 and 9, and House joint resolutions Nos. 3 and 5.

Senate bill No. 97, by Senator Metcalf, entitled "An act to amend section 1 of an act entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith, and declaring an emergency,' approved March 17th, 1909," was read third time.

On motion of Senator Metcalf, the bill was amended by inserting the word "fish" after the word "meats" in line 9 on the second page of the original bill, being in section 1.

On motion of Senator Jackson, the word "laws" was substi-

tuted for the word "acts" in line 16 of section 1 of the original bill.

On motion of Senator Phipps, the bill was amended by inserting after the word "operate" in line 8 of the second page of section 1 of the original bill the words "public markets and."

On motion of Senator Jackson, the bill was amended by inserting between the words "the" and "preservation," in line 9 of the second page of section 1 of the original bill, the words "sale and."

The secretary called the roll on final passage of Senate bill No. 97 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—40.

Absent or not voting were: Senators Hewitt, Landon—2.

On motion of Senator Metcalf, the title of the bill was amended by inserting after the words "section 1" the following: "Chapter 150, Session Laws of 1909."

Senate bill No. 63, by Senator Nichols, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act," was read third time.

On motion of Senator Nichols, the bill was amended by inserting after the title the following clause: "Be it enacted by the legislature of the State of Washington."

On motion of Senator Rosenhapt, the word "and" was substituted for the word "or" in line 3 of section 2 of the original bill.

The secretary called the roll on final passage of Senate bill No. 63 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hammer, Imus, Iverson, Leonard, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhapt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, Wende, White—32,

Those voting nay were: Senators Fairchild, Jensen—2.

Absent or not voting were: Senators Hall, Hewitt, Hutchinson, Jackson, Landon, Metcalf, Sutton, Troy—8.

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

Senate bill No. 50, by Senator Sharpstein, entitled "An act to amend sections 4 and 5 of an act entitled 'An act relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture and sale of jute and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency," approved March 20, 1911, relating to the sale and disposition of jute and other products at the state penitentiary," was read third time.

Senator Anderson moved to amend the bill by striking the following words in lines 27, 28 and 29 of section 1 of the original bill, "which price shall not exceed the estimated cost of manufacturing thereof plus a profit of ten per cent on said estimated cost."

A roll call on the proposed amendment was demanded by Senators Sharpstein, Jackson, Allen, McGuire, Hutchinson, Nichols, Brown.

The secretary called the roll and the amendment was lost by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, French, Hammer, Imus, Jackson, Nichols, Phipps, Steiner—11.

Those voting nay were: Senators Bethel, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—30.

Absent or not voting: Senator Landon—1.

On motion of Senator Sharpstein, the bill was amended by striking therefrom all of section 4.

The secretary called the roll on final passage of Senate bill No. 50 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—41.

Absent or not voting: Senator French—1.

On motion of Senator Sharpstein, the title of the bill was amended by inserting after the words and figures "March 20th, 1911," the following: "being chapter 132 of Laws of 1911."

Senate bill No. 69, by Senator Sharpstein, entitled "An act relating to the recovery of damages for the death of a person caused by the wrongful act or neglect of another, and amending section 183 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 69, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis,

Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—39.

Those voting nay were: Senators Bethel, Jensen, Nichols—3.

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

Senate bill No. 18, by Senator French, entitled "An act relating to the solemnization of marriages and amending section 7154 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 18 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—42.

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

On motion of Senator McGuire, it was ordered that there be printed 1,000 additional copies of Senate bill No. 187.

On motion of Senator Rosenhaupt, Senate bill No. 169 was ordered printed.

On motion of Senator Nichols, a communication from certain citizens of King county, pertaining to the establishment of a park at Mount Constitution, was ordered referred, with the maps accompanying the communication, to the committee on public buildings and grounds.

At 1:05 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

NINETEENTH DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Friday, January, 31, 1913.

The Senate was called to order by President Hart at 10:00 o'clock a. m., pursuant to adjournment.

Rev. D. A. Thompson, of Olympia, offered prayer.

A call of the Senate roll showed all members present except Senator Piper.

On motion of Senator Nichols, Senator Piper was excused from attendance on today's session.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read

SENATE JOINT MEMORIAL NO. 8.

By Senator Rosenhaupt:

To the Honorable Wesley L. Jones and Miles Poindexter, United States Senators from the State of Washington:

We, the members of the Thirteenth Legislature of the State of Washington in session assembled do respectfully present to you the following communication:

Believing that the cure for tuberculosis has been discovered by Dr. Friedmann, and if after an investigation this should be found to be true and correct, we would urge upon you to secure, without delay if possible, an appropriation of any sum found to be necessary in order that this cure, or the formula therefor, may be secured by the government of the United States and through its agencies delivered to, and administered to all the people afflicted with this dread disease anywhere in any clime under the flag of this country.

We think it useless to go into any discussion as to the merits of this matter. We, in session are voicing the sentiments, as we believe, of all the people of this state and think that no money expended would be too much and no effort made be too great to spread the doctrine of life and health and happiness.

We furthermore respectfully request you not to consider this in

the nature of a mere formal petition, but as something coming from the hearts of the people, not only of this state, but we believe, all of the people of the United States.

On motion of Senator Rosenhaupt, the rules were suspended, the memorial was read second and third times, ordered printed and placed on final passage.

The secretary called the roll on final passage of Senate joint memorial No. 8 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jenson, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—39.

Absent or not voting were: Senators Allen, Nichols, Piper—3.

On motion of Senator Rosenhaupt, the rules were suspended and Senate joint memorial No. 8 was ordered transmitted to the House immediately.

The secretary read

SENATE JOINT MEMORIAL NO. 9.

By Senator Espy:

WHEREAS, Puget Sound is the greatest inland body of water in America, extending from the Straits of Juan de Fuca inland and southward more than one hundred miles, and

WHEREAS, south of Puget Sound is the great arm of the ocean known as Grays Harbor, and on still farther south is Willapa Bay and just beyond the great Columbia river, the second largest river in the United States emptying into the ocean, and

WHEREAS, Puget Sound, Grays Harbor, Willapa Bay and the Columbia river are all large navigable bodies of water and lead to many large and prosperous growing cities and communities and are surrounded by immense natural resources and a soil of unsurpassed fertility, and

WHEREAS, Because of these conditions and because of the immensity of the territory surrounding these bodies of water and tributary thereto, we, your memorialists, believe there is destined to be therein the greatest and richest development of any section in the United States, and

WHEREAS, By an act of Congress, approved March 3, 1909, Congress authorized and directed the secretary of war to make preliminary ex-

aminations and surveys for an Intracoastal Canal for a continuous inland waterway from Boston Massachusetts, to the Rio Grande, your memorialists would request the same favors for an Intracoastal Canal from the Straits of Juan de Fuca inland through Puget Sound south-westward to Grays Harbor; thence south from Grays Harbor to Willapa Bay; thence south from Willapa Bay to the Columbia river; thence continuing the survey east and north along the Columbia river to the Canadian border to connect with the survey of the Canadian government, and

WHEREAS, For strategic purposes the Permanent Improvement Naval Board of the United States on October 10th, 1889, did show the strategic value of such inland communication and natural value of inland canals to League Island naval docks on the Atlantic coast, such canal would be of actual value to the great naval dock at Bremerton, Washington, on the Pacific coast. That for the defense of a frontier threatened by an attack from without, in the movement of troops, sheltered water transportation affords many advantages over transportation by rail. Twenty-two ships, size of Momus (S. P. Co.) 16 foot draft, is equal to 958 passenger and freight cars; and for commercial purposes the ratio of cost and capacity of a double track railroad to a canal of the proposed type are: Cost, about 1 to 5.6; capacity, about 1. to 12.8, and

WHEREAS, If such be the case, this inland waterway connecting these great aforementioned bodies of water would be not only of great commercial benefit and would mean not only a great saving in time in the arrival and departure of ships to and from the great cities on these bodies of water, but would also be of inestimable use and value to the United States in time of war for military and naval purposes.

Therefore, we, your memorialists, the Legislature of the State of Washington, in Thirteenth biennial session convened, most respectfully urge upon you the desirability, and the commercial and strategic possibilities, of such a canal as heretofore suggested, and we would respectfully make this a request for a survey of a route for such a canal and for an investigation of the possibilities and feasibilities thereof.

On motion of Senator Espy, the rules were suspended, Senate joint memorial No. 9 was read second and third times and placed on final passage.

The secretary called the roll on final passage of Senate joint memorial No. 9 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard,

McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—36.

Absent or not voting were: Senators Allen, Metcalf, Nichols, Piper, Sutton, White—6.

On motion of Senator Espy, the rules were suspended and Senate joint memorial No. 9 was ordered transmitted to the House immediately.

On motion of Senator Hall, the following report was adopted:

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, your committee on Senate employes, to whom was referred the matter of fixing the salary of A. L. Springer, employed to paste copies of committee amendments in the Senate bill files, recommend that the salary be fixed at four dollars (\$4.00) per day.

OLIVER HALL, *Chairman*.

Concurred in by: Harry Rosenhaupt, Frank C. Jackson.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on dikes, drains and drainage, to whom was referred Senate bill No. 91, entitled "An act relating to swamps or overflowed lands, providing for the drainage or protection of same, and extending the right of eminent domain for such purposes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to committee on judiciary.

EMERSON HAMMER, *Chairman*.

We concur in this report: B. A. Bowen, H. A. Espy.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on dikes, drains and drainage, to whom was referred Senate bill No. 149, entitled "An act authorizing the consolidation of two or more diking districts, heretofore organized or which

may hereafter be organized under the diking laws of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

EMERSON HAMMER, *Chairman.*

We concur in this report: B. A. Bowen, H. A. Espy.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 30, 1913.

We, your committee on military, to whom was referred Senate bill No. 68, entitled "An act relating to the state militia, amending sections 7179, 7182, 7194, 7198, 7205, 7216, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass, with the following amendments:

In section 3, line 6, of the printed bill, same being section 3, line 8; of the original bill, after the word "be" and strike the figures "3600" and insert in lieu thereof the figures "3000."

In section 3, line 6 of the printed bill, same being line 9 of the original bill, after the word "general" strike the figures "1800" and insert in lieu thereof the figures "1600."

In section 3, line 6 of the printed bill, same being line 10 of the original bill, after the word "clerk" strike the figures "1500" and insert in lieu thereof the figures "1350."

In section 3, line 7 of the printed bill, same being line 10 of the original bill, after the word "stenographer" strike the figures "1200" and insert in lieu thereof "1000."

In section 3, line 7 of the printed bill, same being line 11 of the original bill, after the word "storekeeper" strike the figures "1380" and insert in lieu thereof "1300."

ED. BROWN, *Chairman.*

We concur in this report: H. B. Hewitt, Frank C. Jackson, Geo. W. Shafer.

Senator Nichols moved that Senate bill No. 68 be re-referred to the committee on judiciary, with instructions to that committee to report back the bill with the salaries therein fixed at the same figures as in the existing law.

The motion was lost.

Senator Nichols moved that the bill be so amended that the salaries and perquisites mentioned in the bill be the same as under the existing law.

Senator Metcalf moved as a substitute that the amendments proposed by the military committee be adopted, that the amendments be placed in the Senate's files, and that the bill as amended be placed on general file.

The substitute motion carried.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, your committee on military, to whom was referred Senate bill No. 154, entitled "An act for the relief of J. W. Henry, for hire of certain horses used at Camp of Instruction, National Guard of Washington, and making appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the appropriation committee.

ED. BROWN, *Chairman.*

We concur in this report: H. B. Hewitt, Frank C. Jackson, Geo. W. Shaefer.

On motion of Senator Brown, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, your committee on military, to whom was referred Senate bill No. 156, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the appropriation committee.

ED. BROWN, *Chairman.*

We concur in this report: H. B. Hewitt, Frank C. Jackson, Geo. W. Shaefer.

On motion of Senator Brown, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 88, entitled "An act for the protection of game birds, deer, and gray squirrels in certain designated territory in the State of Washington, to prevent firing of rifles in said territory, providing punishment for the violation thereof and amending chapter 84 of the Session Laws of 1911, (approved March 14, 1911)," have had the same under con-

sideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the first line of the title, after the word "birds" insert the words "waterfowls, shore birds."

In section 1, line 3 of the printed bill, the same being line 12 of page 1 of the original bill, after the word "bird" insert the words "waterfowls, shore birds."

Add a section to the bill to be known as section 3, as follows:

"Section 3. All fines collected under the provisions of this act shall be turned over to the county treasurer and by him placed in the game protection fund."

JOSIAH COLLINS, *Chairman.*

We concur in this report: H. M. White, Harve H. Phipps, John L. Sharpstein.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 100, entitled "An act to protect the lives, health, morals of women and minors, workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties and providing for the fixing of minimum wages and the standard condition of labor for such workers and providing penalties for violation of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the following amendments be incorporated and that the bill be printed as amended:

In section 4, line 6 of the printed bill, being page 2, line 2 of the original bill, after the word "years" insert the following sentence: "The governor shall have the power of removal for cause."

In section 6, line 1 of the printed bill, being page 2, line 15 of the original bill, after the word "wages" strike the words "and hours of labor."

In section 7, line 1 of the printed bill, being section 7, line 26 of the original bill, strike the word "register" and insert in lieu thereof the word "record" and in the same section, in line 3 of the printed bill, the same being lines 28 and 29 of the original bill, strike the word "register" and insert in lieu thereof the word "record."

In section 8, line 2 of the printed bill, being section 8, page 3, line 2 of the original bill, strike the words "of age."

In section 10, line 1 of the printed bill, being section 10, page 3, lines 1 and 2 of the original bill, strike the words "is of the opinion" and insert in lieu thereof the words "shall find."

In section 10, line 3 of the printed bill, being section 10, line 15 of the original bill, strike the words "hours or."

In section 10, lines 14 and 15 of the printed bill, being section 10, lines 2 and 3 of page 4 of the original bill, after the word "health" strike the semicolon and balance of line and all of the following line including the comma after the word "workers."

In section 10, line 16 of the printed bill, being section 10, line 4, page 4 of the original bill, strike the word "by" and insert in lieu thereof the word "for."

In section 11, line 5 of the printed bill, being section 11, line 15 of the original bill, insert the following: "or if the commission shall find that unusual conditions necessitate a longer period, then it shall fix a later date."

In section 11, line 11 of the printed bill, being section 11, line 24 of the original bill, strike the word "building" and insert in lieu thereof the word "room."

In section 13, line 1 of the printed bill, being section 13, line 4 of the original bill, strike the words "time" and "only."

In section 14, line 4 of the printed bill, being section 14, line 16 of the original bill, strike the figure "8" and insert in lieu thereof the figures "11."

In section 16, line 4 of the printed bill, being section 16, line 29 of the original bill, after the word "of" insert the letter "a."

In section 17, line 5 of the printed bill, being section 17, line 10 of the original bill, strike the word "or" and insert in lieu thereof the word "nor" and in the same line of the printed bill, being same line of original bill, after the figures "(\$100.00)" strike the balance of the section.

After section 17 insert the following new section numbered "17½":
 "Any worker or the parent or guardian of any minor to whom this act applies may complain to the commission that the wages paid to the worker are less than the minimum rate and the commission shall investigate the same and proceed under this act in behalf of the worker."

In section 18, line 1 of the printed bill, being section 18, line 14 of the original bill, after the word "wage" insert the words "except as hereinbefore provided in section 13."

In section 21, line 2 of the printed bill, being section 21, page 7, line 1 of the original bill, strike the words and figures "three thousand five hundred dollars (\$3500.00)" and insert in lieu thereof the words and figures "five thousand dollars (\$5000.00)."

J. E. CAMPBELL, *Chairman.*

We concur in this report: Ralph Metcalf, Harry Rosenhaupt, H. B. Hewitt.

On motion of Senator Campbell, the report was adopted, and it was ordered that there be printed 1,000 copies of the amended bill.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on game fish, to whom was referred Senate bill No. 29, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike the title and substitute therefor the following: "An act relating to the protection of fish in the streams, lakes and rivers and the sloughs of the Columbia river in the counties of Walla Walla, Benton, Klickitat, Skamania, Clarke, Cowlitz, Wahkiakum and Pacific, limiting the catch of black bass and croppies in said waters, and providing penalties for violations thereof."

In section 1, line 1 of the printed and the original bill, strike the comma and the word "firm" immediately following the word "person."

In section 1, line 2 of the printed bill, the same being section 1, line 3 of the original bill, strike the words "Lake river or" and insert in lieu thereof the following: "in any stream, lake or river or in."

In section 1, lines 1 and 2 of the printed bill, the same being section 1, line 4 of the original bill, strike the words "Clarke county" and insert in lieu thereof the words "the counties of Walla Walla, Benton, Klickitat, Skamania, Clarke, Cowlitz, Wahkiakum and Pacific, provided, that nothing in this section shall prevent any fisherman from taking carp from any lake or stream in said counties, with nets, seines, traps, and similar appliances, provided, he first applies to the county commissioners in said county for a deputy game warden to be appointed by the commissioners and to be paid for by said fisherman in a sum not exceeding four (\$4.00) dollars per day, to supervise such fishing to prevent the taking of game fish."

C. W. BETHEL, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott, W. C. McCoy.

On motion of Senator Bethel, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 145, entitled "An act forbidding the sale, barter, giving away, disposal of or display for sale of pocket pistols and revolvers and fixing a penalty for the violation thereof;"

Also substitute Senate bill No. 7, entitled "An act relating to the method of killing water fowl, defining the term 'sneak boat' and amending section 5358 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also Senate bill No. 27, entitled "An act relating to the rents and profits during the period of redemption, providing for the collection of moneys expended in the improvement or cultivation of land during said time and amending section 600 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington;"

Also Senate bill No. 52, entitled "An act to create the county of Cook subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties;"

Also Senate bill No. 61, entitled "An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act, and repealing all acts or parts of acts in conflict herewith."

—have compared same with the original bills and find then correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, John E. Chappell.

INTRODUCTION OF BILLS.

Senate bill No. 204, by Senator Metcalf, entitled "An act relating to exemptions from the inheritance tax and amending section 9199, Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Metcalf the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 205, by Senator Davis, entitled "An act fixing the terms of county and precinct officers and prescribing the times of holding elections therefor."

The bill was read the first time, and on motion of Senator Davis the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 206, by Senator Fairchild, entitled "An act providing for absent voting on all elections by electors unavoidably absent from the polls on election day, and providing a penalty for making false representation in order to vote."

The bill was read the first time, and on motion of Senator Fairchild the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 207, by Senator Shaefer, entitled "An act relating to claims against cities and towns and abutting property owners for damages on account of the condition of streets and highways."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 208, by Senator Shaefer, entitled "An act relating to parties to actions and practice, and requiring an abutting property owner to be joined with a municipal corporation."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 209, by Senator Shaefer, entitled "An act relating to local improvements in cities and towns, and amending section 6 of an act entitled 'An act relating to local improvements in cities and towns, repealing certain acts and parts of acts,' approved March 17, 1911, being chapter 98 of the laws of 1911."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 210, by Senator Allen, entitled "An act to amend article I of the constitution of the State of Washington by adding thereto a new section to be known as section 16a, and relating to excess condemnation by municipal corporations."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 211, by Senator Allen, entitled "An act to amend an act of the legislature of the State of Washington entitled 'An act to enable cities of the first, second and third class and having a population of over fifteen hundred inhabitants to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited,' approved March 13th, 1907, by amending sections 1, 5, 19, 22, 23, 30, 32, 36, 40 and 46 thereof, and by adding thereto two new sections to be known as sections 1-a and 1-b."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 212, by Senator McCoy, entitled "An act to amend section 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to liens for service of sires."

The bill was read the first time, and on motion of Senator McCoy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 213, by Senator Allen, entitled "An act to amend section 16 of article I of the constitution of the State of Washington, relating to eminent domain."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 214, by Senator French, entitled "An act relating to the practice of barbering, and amending section 7006, 7007, 7009 and 7020 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator French the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 215, by Senator McGuire, entitled "An act relating to the terms of officers in cities and towns, except in cities of the first class."

The bill was read the first time, and on motion of Senator McGuire the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 216, by Senator Wende, entitled "An act authorizing and empowering cities and counties to expend money from their respective current expense funds, for the purchase of armory sites."

The bill was read the first time, and on motion of Senator Wende the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on military.

Senate bill No. 217, by Senator McCoy, entitled "An act to provide for the appointment of judges, inspectors and clerks for a general election and providing how the votes cast shall be counted, and providing a penalty for the violation of this act."

The bill was read the first time, and on motion of Senator McCoy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 218, by Senator Hutchinson, entitled "An act to protect the public peace, health and safety from habitual criminals, moral degenerates and sexual perverts; to require the superintendents of the state hospital for insane at Steilacoom, state hospital for insane at Medical Lake, state hospital for feeble-minded at Medical Lake, state hospital for insane at Sedro-Woolley, state training school at Chehalis, state penitentiary at Walla Walla to report quarterly the names, records, condition and character of all inmates of their respective institutions who are habitual criminals, moral degenerates or sexual perverts; to authorize the state board of health to investigate, or

cause to be investigated, all such cases so reported to it; to authorize the state board of health, in its discretion, to direct the superintendents of said institutions to perform or cause to be performed such surgical operations as may be for the best interest of the public peace, health and safety."

The bill was read the first time, and on motion of Senator Hutchinson the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 219, by Pierce and King county senators, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursment of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts."

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 220, by Senators Phipps and McGuire, entitled "An act authorizing the completion of the final survey of the Quincy Valley irrigation project, and appropriating money therefor."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 221, by Senator Davis, entitled "An act relating to the nomination of superior court and supreme court judges, the superintendent of public instruction, and county superintendents of schools, and amending section 4842 of Rem-

ington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 222, by Senator Metcalf, entitled "An act relating to the regulation of automobiles or motor vehicles on public roads, highways, parks or parkways, streets or avenues within the State of Washington, and amending section 5569 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Metcalf the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 223, by Senator Bowen, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third and fourth class and incorporated towns of the State of Washington."

The bill was read the first time, and on motion of Senator Bowen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 224, by Senate committee on railroads and transportation, entitled "An act prohibiting persons from going upon or being upon the fenced rights of way of railroads and requiring the erection and maintenance of warning signs at highway crossings, and providing penalties for its violation."

The bill was read the first time, and on motion of Senator Anderson the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 225, by Senator French, entitled "An act to prevent the organization of secret societies of every nature or

kind in any of the public schools or high schools of the State of Washington, and to provide for and authorize the board of directors of the respective schools and high schools of the state of Washington to punish the violation thereof."

The bill was read the first time, and on motion of Senator French the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on education.

GENERAL FILE.

Senate bill No. 37, by Senator Hutchinson, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor for deed, and empowering and directing the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for use as and in connection with its public parks and for no other purpose," was read third time.

Senator Rosenhaupt moved a call of the Senate and was supported and seconded by Senators Hutchinson, Nichols and Jackson.

The motion for the call of the Senate was put and carried.

On motion of Senator Rosenhaupt, further proceedings under the motion for a call of the Senate were discontinued.

The secretary called the roll on final passage of Senate bill No. 37 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende—37.

Those absent or not voting were: Senators Campbell, Hammer, Piper, Stephens, White—5.

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

Senate bill No. 141, by Senator Phipps, entitled "An act relating to the renting and repair of improved escheated lands," was read third time.

On motion of Senator Phipps, the bill was amended by striking the word "urban" in line 7 of section 1 of the original bill.

On motion of Senator Phipps, the bill was further amended by striking the word "which" in line 18 of section 1 of the original bill, and substituting therefor the words "the balance of said rentals."

On motion of Senator Rosenhaupt, the bill as amended was re-referred to the committee on state, granted, school and tide lands.

The president called Senator Chappell to take the chair.

On motion of Senator Jackson, the consideration of substitute Senate bill No. 8, which appeared next on the calendar, was made a special order for 11:00 o'clock Thursday forenoon, February 6th.

The president resumed the chair.

Senate bill No. 166, by the committee on game, entitled "An act requiring persons hunting in woods, timber or brushy land to wear a red shirt or coat, and providing penalties for violation of same," was read third time.

Senator Phipps moved to amend the bill by inserting the words "with a rifle" after the word "hunting," in line 6 of section 1 of the original bill.

The motion was lost.

Senator Phipps moved to substitute the word "fifty" for the words "twenty-five" in line 9 of section 1 of the original bill.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 166 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—32.

Those voting nay were: Senators Bethel, Chappell, Espy, Hall, Hewitt—5.

Absent or not voting were: Senators Carlyon, Hammer, Piper, Shaefer, Stephens—5.

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

Senate bill No. 165, by the game committee, entitled "An act relating to criminal and unlawful shooting with firearms and providing penalties for the violation thereof," was read third time.

Senator McGuire moved to amend the bill by inserting the words "or by the exercise of reasonable care would know" after the word "observation" in line 10 of section 1 of the original bill.

The motion was lost.

Senator Espy moved to amend by making section 2 read section 3 and inserting between sections 2 and 3 the following:

"Section 2. Any person found guilty under the provisions of section 1 hereof, shall thereafter be ineligible to secure a hunter's license within this state for a period of five years."

The proposed amendment failed to carry.

On motion of Senator Rosenhaupt, the bill was amended by inserting the words "and keep posted" after the word "post" in line 19 of section 2 of the original bill.

On motion of Senator Jackson, the bill was amended as follows: In the first line of section 2 of the original bill, after the word and figure "Section 2" insert: "This act shall be printed upon the reverse side of every hunting license issued in this state and," also change the capital letter in the word "It" to a small letter "i."

On motion of Senator Allen, the bill was amended by making section 2 read section 3 and inserting after section 1 the following new section:

"Section 2. Any person convicted under this act, shall thereafter be ineligible to secure a license to hunt in this state."

Senator Nichols moved that the bill be amended by substituting for the words "manslaughter in the second degree" in lines 12 and 13 of section 1 of the original bill the words "a misdemeanor" and by striking the words "an assault in the second

degree" at the end of section 1 and inserting in lieu thereof the words "a misdemeanor."

Senator Sharpstein moved as an amendment to the above amendment, that the word "manslaughter" in line 12 of section 1 of the original bill be stricken and the words "an assault" inserted in lieu thereof.

The motion of Senator Sharpstein carried.

The amendment proposed by Senator Nichols, as amended by Senator Sharpstein, carried.

A motion of Senator Landon, that the bill be re-referred to the committee on judiciary, was lost.

The secretary called the roll on final passage of Senate bill No. 165, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Sutton, Troy, Wende, White—32.

Those voting nay were: Senators Hewitt, Landon, McGuire, Nichols, Shaefer, Weatherford—6.

Absent or not voting were: Senators Carlyon, Hammer, Piper, Stephens—4.

On motion of Senator Rosenhaupt, the title of the bill was amended by inserting after the word "firearms" a comma and the words "requiring the printing and posting of copies of this act," and the amended title ordered to stand as the title of the act.

Senate bill No. 35, by Senator Rosenhaupt, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof," was read third time.

The secretary called the roll on final passage of Senate bill No. 35 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—36.

Absent or not voting were: Senators Carlyon, Collins, Hammer, Nichols, Piper, Stephens—6.

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

The secretary read the following communication:

STATE OF WASHINGTON, DEPARTMENT OF STATE.
OLYMPIA, WASH., January 31, 1913.

Hon. President of the Senate, Olympia, Washington:

DEAR SIR: I have the honor to transmit herewith Senate bill No. 315 of the Session of 1911, which was vetoed by the governor; also a copy of section 9, of Senate bill No. 212, Session of 1911, which was vetoed by the governor, with a copy of the governor's veto message attached.

Senate bill 315, after being acted upon by the present Session, should be reported back to this department for filing, together with advice as to what action is taken upon the vetoed section of Senate bill No. 212.

Respectfully submitted,

I. M. HOWELL,

Secretary of State.

By J. GRANT HINKLE,

Assistant Secretary.

On motion of Senator Allen, the veto message and bills, therein referred to, were made a special order for consideration at 11:00 o'clock a. m., Tuesday, February 4th.

On motion of Senator Collins, the rules were suspended and the Senate took up out of order Senate bill No. 9, which was on general file.

On motion of Senator Collins, the bill was amended as follows:

Strike the title and substitute therefor the following: "An act relating to a game refuge and preserve for aquatic fowl and wild birds, making certain acts unlawful, providing penalties and repealing section 5374 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

Amend section 4, line 3 of the printed bill, the same being lines 12 and 13 of the original bill, after the words "within a limit of 400 yards" by inserting the word "outwards."

Strike out section 6 and substitute therefor the following: "Section 6. The provisions of this act shall not apply to any territory constituting any oyster beds under cultivation and used for commercial purposes."

On motion of Senator Collins, it was ordered that the bill, as amended, be printed and placed on general file.

Senator Rosenhaupt moved that the Senate adjourn.

Senator Allen moved as a substitute that the Senate, when it does adjourn, adjourn to meet at 11:00 o'clock Monday morning, February 3rd.

A roll call on the substitute motion was demanded by Senators Allen, Jensen, Jackson, Hutchinson, Anderson, White, Bethel, Brown, Davis and Espy.

The secretary called the roll and the motion carried by the following vote:

Those voting aye were: Senators Allen, Bowen, Campbell, Collins, Fairchild, Flummerfelt, Hall, Hewitt, Hutchinson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Shaefer, Steiner, Troy, White—19.

Those voting nay were: Senators Anderson, Bethel, Brown, Chappell, Cotter, Davis, Espy, French, Imus, Iverson, Jensen, Phipps, Rosenhaupt, Scott, Sharpstein, Sutton, Weatherford, Wende—18.

Absent or not voting were: Senators Carlyon, Hammer, Nichols, Piper, Stephens—5.

At 1:20 p. m., on motion of Senator Allen, the Senate adjourned until 11:00 o'clock Monday morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

TWENTY-SECOND DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 3, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Henry S. Champie, of the First Church of Christ, Olympia, offered prayer.

The secretary called the roll, those absent being Senators Jensen, Leonard and McGuire.

On motion of Senator Chappell, Senator Jensen was excused from attendance on today's sessions.

Senators Leonard and McGuire being absent on legislative business as Senate members of a committee, were ordered excused.

A communication from the city officials of Walla Walla, protesting against the abolition of the bureau of inspection, was read and ordered referred to the committee on appropriations.

A communication from the Lieutenant Governor of Montana, advising that Montana had endorsed for appointment as secretary of the interior Edwin L. Norris, was read and ordered placed on file.

The following memorial was read first and second times and on motion of Senator Allen was referred to the committee on memorials:

SENATE JOINT MEMORIAL NO. 10.

By Senator Allen:

To the Honorable Senate and House of Representatives of the United States, in Congress Assembled:

WHEREAS, The Pacific coast and the possessions of the United States bordering on and lying in the Pacific Ocean, are without proper or adequate naval protection; and

WHEREAS, It appears impracticable to station a larger navy on the Pacific Coast until sufficient dockage facilities have been established for the proper care of additional ships; and

WHEREAS, The Secretary of the Navy has recommended the building of an additional dry dock on the Pacific coast, such dry dock to be one thousand feet long by one hundred ten feet in width; and

WHEREAS, The secretaries of the navy, since the construction of a dry dock at Bremerton, Washington, and all officers of the navy who have examined the same, pronounce the site and conditions for a dry dock at this location unexcelled by any other localities in the United States; and

WHEREAS, An additional dry dock can be built at Bremerton for below the cost of the same at any other point on the Pacific coast, or elsewhere for that matter; and

WHEREAS, The conditions for speedy and economic construction of an additional dry dock are excelled at Bremerton over any other point; and

WHEREAS, The easy access by vessels to Bremerton, the depth of the water, the freedom of the waters from sediment to damage the valves and machinery of the vessels, the land locked and storm free conditions of the harbor, and the natural and easy means afforded for the safeguarding and the protection of this harbor at Bremerton make us—

The Senate and House of Representatives of the State of Washington in the Thirteenth Legislative Session assembled, petition you to provide at once for the construction of an additional dry dock at the Bremerton navy yard on the scale as recommended by the Honorable Secretary of the Navy.

To this end your memorialists will ever pray.

The secretary read

SENATE JOINT MEMORIAL NO. 11.

By Senator Hewitt:

To the President of the United States of America, the Senate and House of Representatives of the United States, the Secretary of War, and the Senators and Representatives in Congress from the State of Washington:

We, your memorialists the Senate of the State of Washington, the House concurring, assembled in regular session of the 13th Legislature of the State of Washington, most respectfully represent and pray as follows:

WHEREAS, The State of Washington has many wealthy cities and towns wholly dependent upon the national seacoast defense for protection from invasion from the Pacific Ocean; and

WHEREAS, By the fourth biennial report of the State Board of Tax Commissioners of the State of Washington, the assessed valuation of

all of the property in the State of Washington, taxable under the statutes of said state, appears to be \$1,005,086,251.00; and

WHEREAS, Grays and Willapa harbors are wholly without military defenses of any kind or nature; and

WHEREAS, The whole of Washington and Oregon is accessible from the Pacific ocean through Grays and Willapa harbors; and

WHEREAS, The naval strength of the United States now stationed on the Pacific coast would be wholly inadequate in case of threatened invasion to properly protect the Pacific coast and repel any attempted invasion from the Pacific Ocean; and

WHEREAS, Petitions have been filed with Senator W. L. Jones of the United States Senate committee on military affairs, which petitions were signed by the taxpayers of the States of Washington and Oregon, that the petitioners thereon represented \$332,898,097.00 as appraised by the taxing officers of said states, and duly certified by such taxing officers, praying that Grays and Willapa harbors be fortified; and

WHEREAS, Many banking, milling, manufacturing and coal mining corporations, and wholesale merchants signed said petitions, whose assets could not be shown by certificates of the State Board of Tax Commissioners of the States of Washington and Oregon, in addition to the amounts first above shown to be so verified by certificates; and

WHEREAS, The following commercial bodies of the northwest, have by resolutions duly and regularly adopted, found that the fortifications of Grays and Willapa harbors was a public necessity, to-wit: Portland Chamber of Commerce, Portland, Oregon; New Seattle Chamber of Commerce, Seattle, Washington; Aberdeen Chamber of Commerce, Aberdeen, Washington; Montesano Chamber of Commerce, Montesano, Washington; Spokane Chamber of Commerce, Spokane, Washington; Olympia Chamber of Commerce, Olympia Washington and the Centralia Chamber of Commerce, Centralia, Washington; and

WHEREAS, General Marion P. Maus, commanding the Department of the Columbia, United States Army, has recommended the fortification of Grays and Willapa harbors in his last report; therefore be it

Resolved, by the Senate of the State of Washington, the House concurring, that the President of the United States of America, the Senate and House of Representatives of the United States, the secretary of war, and the senators and representatives in Congress from the State of Washington, be, and they are hereby urged to take such action as will lead to the speedy planting of adequate fortifications and military defenses, capable of repelling any attempted invasion through said harbors from the Pacific ocean.

The Secretary of State is hereby directed to immediately transmit a certified copy of this memorial to his excellency, the president of the United States of America, to the honorable secretary of war, and to

each of the senators and representatives in Congress from the State of Washington.

On motion of Senator Brown, the memorial was read second time and referred to the committee on memorials.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, your committee on public morals, to whom was referred Senate bill No. 19, entitled "An act establishing a state athletic commission, and regulating boxing and sparring in the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 10 of section 10 of the printed bill, same being line 25 of section 10 of the original bill, after the word "fixed" insert the word "by."

Strike all of section 12 and substitute therefor a new section numbered twelve, reading as follows: "All acts and parts of acts in conflict herewith are hereby repealed."

In section 2, line 17 of the printed bill, same being line 16, page 2 of the original bill, after the word "desirable" add the words "No money shall be paid under this act out of any fund other than the one hereby created."

In section 6, line 2 of the printed bill, same being line 28, page 3 of the original bill, after the word "length," substitute a period for the colon, and insert the following words: "No decisions shall be rendered."

H. A. ESPY, *Chairman.*

We concur in this report: J. E. Campbell, John L. Sharpstein, P. H. Carlyon, Geo. W. Shaefer, A. W. Anderson.

On motion of Senator Espy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 124, entitled "An act relating to the prevention of pollution of public water supplies used for domestic purposes and for the control of sewage and sewage disposal; authorizing the adoption and promulgation by the state board of health of orders, rules and regulations for such purposes and giving jurisdiction in equity to the superior court to enforce orders, rules and regulations of said board and providing penalties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, lines 1 and 2 of the printed bill, the same being lines 1, 2 and 3 of the original bill, strike the following words: "That the board shall have the general sanitary supervision of all waters of the state used by any person in this state as a source of water supply for domestic use."

In section 2, lines 32, 33, 34 and 35 of the printed bill, the same being lines 53, 54, 55, 56, 57, 58 of the original bill, strike the following words: "Also, whenever the board shall have reason to believe that the sanitary quality of any water supplied to the public within the state for domestic or drinking purposes is such as to be prejudicial to the public health, it may, upon its own motion, investigate the character of such water supply."

In section 3, line 40 of the printed bill, the same being line 66 of the original bill, strike the word "termination" and insert in lieu thereof the word "determination."

In section 5, line 5 of the printed bill, the same being line 8 of the original bill, after the word "board" insert the following words: "on the petition of the person owning or maintaining the water system."

In section 5, line 6 of the printed bill, the same being line 9 of the original bill, strike the word "lake."

In section 5, after the word "system" being the last word in said section, add the following words: "If any such person shall consider the requirements of the board as in this section provided to be illegal, unjust or unreasonable, it may within thirty days after the order is made by the board apply for a writ of review to the superior court having jurisdiction in such matters and the said court shall hear the matter without delay and shall render a decision approving, setting aside or modifying the order or orders or fixing the terms upon which the permit or orders of the board shall be granted or denied and stating the reasons therefor."

PEDER JENSEN, *Chairman.*

I concur in this report: W. J. Sutton.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 31, 1913.

We, your committee on cities of first class, to whom was referred Senate bill No. 98, entitled "An act to permit cities of the first class to contribute to the support of privately organized charities and museums," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do not pass.

GEO. W. SHAEFER, *Chairman.*

We concur in this report: Ralph Metcalf, P. L. Allen, H. M. White, E. M. Stephens.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on state charitable institutions, to whom was referred Senate bill No. 101, entitled "An act defining the duties of drivers of vehicles in case of an accident and providing punishment for nonobservance thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment: In line 14, section 2 of the original bill and line 1, section 2 of the printed bill, strike the word "gross."

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. L. French, G. E. Steiner, Peter Iverson, Emerson Hammer.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 129, entitled "An act relating to and fixing a method of determining the qualifications of persons employed in the department of industrial insurance," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the committee on labor and labor statistics.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, A. H. Imus.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 94, entitled "An act providing for the maintenance and support of the state salmon hatcheries and making an appropriation therefor;"

Also, enrolled House concurrent resolution No. 11, "Relating to memorial services for the late Hon. John Lockwood Wilson;"

Also, enrolled House concurrent resolution No. 12, "Relating to memorial services for the late Hon. Harry A. Fairchild;"

Also, enrolled House joint memorial No. 5, "Relating to the construction of a waterway to connect Fidalgo bay with Similk bay in Skagit county;"

Also, the House has passed engrossed House bill No. 153, entitled

"An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants; providing for their election or appointment, fixing their salaries, and repealing sections 6537 and 6538 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 121, entitled "An act relating to the duties and functions of prosecuting attorneys, abolishing the office of coroner, and repealing sections 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030 of Remington & Ballinger's Annotated Codes and Statutes of Washington, which said sections relate to the election, qualification and duties of coroners and deputy coroners;"

Also, engrossed House bill No. 133, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 18, entitled "An act relating to the solemnization of marriages and amending section 7154 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed Senate bill No. 50, entitled "An act to amend sections 4 and 5 of an act regulating the purchase, manufacture and sale of jute and other products manufactured at the state penitentiary, etc;"

Also, engrossed Senate bill No. 63, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways * * * ;"

Also, engrossed Senate bill No. 71, entitled "An act relating to garnishments in the justice courts in the State of Washington, and amending sections 1832, 1833 and 1843 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed Senate bill No. 97, entitled "An act to amend section 1, chapter 150, Session Laws of 1909 of an act entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith, and declaring an emergency,' approved March 17, 1909;"

Also, engrossed Senate bill No. 142, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands, and providing for the dismissal of the suit to foreclose the same;"

Also, engrossed Senate bill No. 69, entitled "An act relating to the recovery of damages for the death of a person caused by the wrongful act or neglect of another, and amending section 183 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington;"—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: D. A. Scott, G. E. Steiner, W. C. McCoy, Walter S. Davis.

INTRODUCTION OF BILLS.

Senate bill No. 226, by Senator Chappell (by request), entitled "An act relating to the liability of employers to employes, and repealing chapter 74 of the Session Laws of 1911, of the State of Washington, and all other acts or parts of acts in conflict therewith, defining certain words and terms in the act, and providing for the future payment of such benefits as have already accrued under said chapter 74 of the Session Laws of 1911."

The bill was read the first time, and on motion of Senator Chappell the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 227, by Senator Sharpstein, entitled "An act relating to the time of listing for taxation of property and amending section 9101 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 228, by Senator Shaefer, entitled "An act relating to police powers of cities of the first class, validating and confirming the attempted exercise of police powers by cities of the first class."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 229, by Senator Shaefer, entitled "An act to amend section 1, chapter 117, laws of 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,'" approved March 18, 1911."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 230, by Senator Shaefer (by request), entitled "An act relating to railroad and railway companies, shall not take or damage property for public use, until full and complete compensation is first made and paid; providing that the question as to whether or not property has or will be damaged, shall be a question of fact; that it shall not be necessary to physically invade property to constitute a taking or damaging thereof; that the damage and injury provided for shall be all such as are not barred by statute of limitations, at the passage hereof; that if any part of this act shall be declared void, all other parts shall remain in force."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 231, by Senator Hutchinson, entitled "An act authorizing municipal corporations to fix a minimum wage scale on any and all municipal construction or local improvement work and to provide a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Hutchinson the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 232, by Senator Shaefer, entitled "An act to amend section 595 of Remington and Ballinger's Annotated

Codes and Statutes of Washington, relating to the time and manner of redemption of property from judicial sales."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 233, by Senator Phipps, entitled "An act creating safeguards against accidents, injury and ill health of workmen in all occupations over which the industrial insurance commission has or may have jurisdiction, creating inspectors and chief inspectors and a board of safety experts to provide ways and means of preventing accidents and to carry out the provisions of this act and repealing all acts and parts of acts in conflict herewith."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 234, by Senator Piper, entitled "An act fixing salaries of county officers in counties of the first class having a population of more than two hundred and fifty thousand."

The bill was read the first time, and on motion of Senator Piper the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 235, by Senator Davis, entitled "An act establishing the forms of petitions for the referendum and initiative to the people, providing for a limitation of names on each sheet, providing for the circulation of the petitions, the appointment of persons by the governor to circulate petitions, and his qualification; providing for the filing of the petitions with the Secretary of State and mandamus to compel the filing; providing for the establishment of the ballot title by the attorney general and arguments on each measure before circulation, providing for the printing of the same together with proposed amendments to the constitution with arguments in pamphlet

form and the circulation thereof, counting of votes, returns and proclamation by the governor; providing for the qualification of signers on petitions, and finally for signing any other name than that of the signer."

The bill was read the first time, and on motion of Senator Davis the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Engrossed house bill No. 121, by Mr. Moren and Mr. Brown, entitled "An act relating to the duties and functions of prosecuting attorneys, abolishing the office of coroner and repealing sections 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016, 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030 of Remington & Ballinger's Annotated Codes and Statutes of Washington, which said sections relate to the election, qualification and duties of coroners and deputy coroners."

The bill was read the first time, and on motion of Senator Wende the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed house bill No. 133, by Messrs Taylor, Tonkin, Mess, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Jackson the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 153, by Mr. Wray, entitled "An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants; providing for their election or appointment, fixing their salaries, and repealing sections 6537 and 6538 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

GENERAL FILE.

On motion of Senator Bowen, it was ordered that there be printed 300 additional copies of Senate bill No. 164.

Senate bill No. 149, by Senator Hammer, entitled "An act authorizing the consolidation of diking districts heretofore organized, or which may hereafter be organized under the diking laws of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 149 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Landon, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—34.

Those absent or not voting were: Senators Carlyon, Hutchinson, Jackson, Jensen, Leonard, McGuire, Sutton, White—8.

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

Senate bill No. 68, by Senator Allen, entitled "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7216, 7221, 7222, 7224, 7225, 7228, and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Allen, the bill was amended by substituting a period for a comma after the word "year" in line 8 of section 3, and striking the portion of the section appearing after said period.

Senator Nichols moved to amend by striking the figures "3,000" in line 8 of section 3 and substituting therefor the figures "2,500."

A roll call on the proposed amendment was demanded by Senators Nichols, Landon, Fairchild, Scott, Bethel, Hutchinson, Iverson, Hammer.

The roll was called and the amendment was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Chappell, Cotter, Davis, Fairchild, French, Hall, Hammer, Iverson, Landon, Metcalf, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Troy, Weatherford—20.

Those voting nay were: Senators Allen, Brown, Flummerfelt, Hewitt, Hutchinson, Imus, Jackson, Piper, Shaefer, Steiner, Stephens, Sutton, Wende—13.

Absent or not voting were: Senators Anderson, Campbell, Carlyon, Collins, Espy, Jensen, Leonard, McGuire, White—9.

Senator Allen moved to amend by striking from the bill all that portion of section 3 appearing after the word "commander-in-chief," in line 7 of the printed bill, being all of lines 8, 9, 10 and 11.

A roll call on the proposed amendment was demanded by Senators Landon, Nichols, Hammer, Iverson, Imus, Scott, Metcalf.

The secretary called the roll and the amendment was lost by the following vote:

Those voting aye were: Senators Allen, Anderson, Collins, Fairchild, Imus, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Troy, Wende—12.

Those voting nay were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Landon, Metcalf, McCoy, Nichols, Scott, Shaefer, Weatherford—22.

Absent and not voting were: Senators Campbell, Carlyon, Jensen, Leonard, McGuire, Stephens, Sutton, White—8.

Senator Hutchinson moved that the bill be amended by inserting the word "four" between the words "and" and "men," in line 12 of section 1 of the original bill.

The amendment failed to carry.

On motion of Senator Rosenhaupt, section 4 of the bill was amended by inserting the word "typewritten" between the words "biennial" and "report," in line 5 of paragraph 1 of said section 4.

On motion of Senator Nichols, section 4 was amended by inserting a new paragraph between paragraphs 1 and 2 of said section, to read as follows:

“(1½) On the first day of January, April, July and October of each year he shall make a statement of the condition of the military fund, showing the amount thereof and setting forth in detail all receipts from whatsoever source and all expenditures of whatsoever nature and the unexpended balance thereof. A copy of said statement shall be furnished to each commissioned officer of the active list.”

On motion of Senator Rosenhaupt, the bill was amended in section 4 by striking all of paragraph 15 of said section and inserting in paragraph 14 of section 4 after the words “Assistant Adjutant General” in line 1 of said paragraph, the words “chief clerk, stenographer, and storekeeper.”

On motion of Senator Hall, section 5 was stricken from the bill.

On motion of Senator Nichols, the rules were suspended and the vote by which section 5 was stricken from the bill was reconsidered.

On motion of Senator Allen the further consideration of Senate bill No. 68 was made a special order for 11:15 o'clock tomorrow forenoon.

The president signed House bill No. 94, House concurrent resolutions Nos. 11 and 12, and House joint memorial No. 5.

At 12:30 p. m., on motion of Senator Piper, the Senate took a recess until 2:00 o'clock this afternoon.

AFTERNOON SESSION.

The senate was called to order at 2:00 o'clock p. m. by Senator Allen, president *pro tem*.

The sergeant-at-arms of the House announced that the House was ready to receive the Senate in joint session.

On motion of Senator Jackson the Senate repaired to the House chamber to meet that body in joint session.

JONT SESSION.

The sergeant-at-arms of the House announced the arrival of the Senate at the door and the Senate was invited to seats within the House.

At the request of the speaker, Senator Allen, president *pro tem.* of the Senate, presided.

The call of the Senate roll showed all senators present except those who had been previously excused.

The call of the House roll showed all members present except those previously excused.

The president *pro tempore* announced the purpose of the joint session to be memorial services as a tribute to the memories of the late John Lockwood Wilson, formerly United States senator for the State of Washington, and Harry Anson Fairchild, at the time of his death chairman of the public utilities commission.

The invocation was offered by Representative Wm. L. Arnold.

Senators Allen, Piper and Rosenhaupt, and Representatives Goss and Moran spoke of the life and achievements of the late Hon. John L. Wilson.

Senators White and Collins and Messrs. Wells and Hughes delivered addresses in memoriam on the life of Hon. Harry Anson Fairchild.

Senator Allen delivered the following address:

Mr. President and Members of the Joint Assembly:

The duty which lies before me at this hour, is one which I approach with emotions difficult to express. John Lockwood Wilson, a pioneer in the realm of politics and government in this state has gone to his final reward, and we have assembled here to pay a tribute of respect to his memory.

My earliest political recollection is of the dominant and towering power of Senator Wilson in the councils of his party, and in the governmental affairs of this state and nation.

Elected to Congress and to the United States Senate at a period when the state was young, his knowledge of its needs, together with his strong personality, acquaintance, and influence in Congress were the means of securing the establishment and completion of a large number of federal enterprises which now exist within the state.

During his service in Congress, Senator Wilson was a resident of eastern Washington and comparatively few of the residents of western Washington had the opportunity of becoming well acquainted with him.

Notwithstanding his place of residence, his efforts in Congress were directed towards securing for western as well as eastern Washington, the appropriations and institutions which were needed and to which they were entitled.

The city of Seattle was particularly favored by Senator Wilson, and her citizens well knew, and often proved that matters affecting her interest brought to his attention would receive the kind of consideration which resulted in accomplishment.

Upon his retirement from the Senate, and his permanent location in Seattle, he became a prominent figure in the commercial and industrial affairs of the city. Democratic to a marked degree, he was familiarly known to the people as "John L." His office door was always ajar, and his advice and counsel to be had for the asking.

Strong in his personality, he made fast friends and incurred bitter political enemies.

The last few years of his life were spent quietly and apart from the heat of political battles, such as at one time he particularly enjoyed, and the hand of death struck him down just at the beginning of a period of rest and enjoyment of the fruits of his life's labor, and in the height of his usefulness to his state and country.

In the untimely death of John Lockwood Wilson the people of the State of Washington have sustained a distinct loss. May his ashes rest in peace.

Senator Piper spoke as follows:

Mr. President, and Members of the Legislature:

Whatever I may say about the Honorable John L. Wilson cannot possibly express my appreciation of the man. Words are empty sounds, grammar is a worthless study, and rhetoric has no meaning to bring forth the thought one would wish to convey at such a time and place as this. If I had the genius of Shakespeare, Bacon or Dr. Johnson, or the imagination of Byron, Milton or Kipling, I would still be as helpless as I am today on such an occasion, but if it were possible for me to have Tom Moore's manner of expression, it might help me to reach the heart strings of sympathy which strain at the very souls of those whose suffering over the sudden taking away of the man whose presence seemed so necessary to the building of our beloved commonwealth.

I have the great honor of a close friendship with Mr. Wilson the last few years of his life, and I am glad, very glad, that opportunity offered for this friendship. Only two years ago, he visited me here "as my guest" as we put it at the time. I had asked him to come over and see some of the boys. He appeared lonesome and sad. I knew not why, and he replied that "no one wants to see me over there." I laughingly replied that he did not know what he was talking about. But he par-

tially promised me that he would come, after he had intimated something about being old fashioned or getting out of tune.

And right here I want to say that no man as old in years as John Wilson was as young in heart as he. I remember well what a good time he had while here last session. He always enjoyed the great fireplace at the hotel, with his friends around him, and for years and years Captain Doane's was one of his favorite places for pan roasts, wit and reminiscence. Speaking for myself, it made me very sad when John died. He lived but a short distance from me. He was a resident of the district I represent, for many years. I had to realize that I could not have his Sunday afternoon calls any more. I admired him more for one thing than any other. This was his patriotism, his love of country, and his wonderful fidelity to "Old Glory."

How John's lovely wife and sweet daughter miss him, it is impossible to contemplate. His home life was beautiful, but those of us who knew him best almost feel his taking away cannot be replaced.

Senator Rosenhaupt spoke as follows:

Through all ages and every land the living have paid their tributes of respect and reverence to the memory of the departed. So today, in keeping with this usage of the ages, turning aside for a few brief moments from the busy scenes of daily strife and toil, we pause long enough to sound the praises of one who long was a leader in this great young commonwealth and a chieftan in the ranks of a great party. It was my privilege to have been intimately acquainted with the late John L. Wilson for a period of more than twenty years. We were neighbors in the city of Spokane and many were the times that I enjoyed the pleasure of his companionship and listened to the gems of thought which he sent forth with rarest ease and scintillating wit. He came to this state when it was a territory, could well be called a pioneer and moved from Colfax to Spokane in the early eighties. He was the first congressman from this state, was elected three successive terms and named by the legislature as United States Senator in 1895. It was the dream of his life to return to that upper branch of Congress of which he had been an esteemed and honored member. He was a man of strong character with an abiding faith in the righteousness of his party and the destiny of his country. For almost a generation he was the undisputed leader of his party in this section and no gathering was complete, which did not seek his wisdom and his guidance. In the trying days of 1892 to 1896, when a great panic swept the land and the spirit of the demagogue ran rife he stood in clear relief against the dark background of that time, firm and strong for the principles which he believed to be right and just. Time has stamped his judgment with approval. When, in 1893 this state was delirious with the dangerous doctrine of financial heresy and national dishonor and to oppose it seemed political suicide, John L. Wilson, firm as Gibraltar, fought for his country's credit and his country's honor. He was strong in his friendships and bitter in his

opposition. His nature could brook no compromise. Half way measures did not appeal to him. Yet deep down in his bosom there beat a heart that could not resist appeal of the lowly and the poor. Once I heard him discuss some of the men whom he had recommended for and were appointed to office. Being pressed to explain he finally said the answer can be given in one word "Starvation—boys their families were starving," and it was true. He was so strongly convinced of the justice of his party's cause that without doubt the defeat it suffered probably hastened his untimely death. Brilliant in his speech, words and epigrams would come from his lips as keen and bright as saber stroke. Clear in his vision he stood upon the firing line of legislation when it required heroes—A statesman, a citizen of the foremost rank, a loved and loving husband and father, an honored representative of this state, we bring today the roses of our love and the forget-me-nots of our affection, weaving them into a fragrant wreath of tender recollections. The people of this state will lay it upon his last resting place and say "Sacred to the memory of our honored son."

Representative Frank P. Goss spoke as follows:

Indiana, mother of many of the men and women illustrious in literature, art, law, statecraft and patriotism, gave to the State of Washington John Lockwood Wilson. He sleeps today in the soil of his native state, but the monument that shall perpetuate his memory is the record of his achievements and activities in the public service of his adopted state. When "God's finger touched him and he slept," Senator Wilson was 62 years of age. He had lived thirty years in the State of Washington, and during that entire period he was a conspicuous and influential figure in the public life of the state, and particularly in the Republican party, "the party of the fathers," as he was wont to affectionately term it.

To the influence of an illustrious father and a noble mother Senator Wilson personally paid a tribute of gratitude and affection. He was cradled in an atmosphere of culture. Character came to him as an heritage from noble lineage. The family from which he came has given to the nation many members who have rendered distinguished public service. His father was the late Col. James Wilson, lawyer, soldier, statesman and diplomat. His uncle, Col. W. C. Wilson, of Lafayette, Ind., was a leader at the bar of his state and a figure of prominence in state and national politics. His surviving brother, Henry Lane Wilson, was United States minister to Chile from 1897 to 1905; United States minister to Belgium, 1905 to 1910, and at the present time is ambassador extraordinary and minister plenipotentiary to Mexico. Indiana is proud of the Wilson family.

After distinguished service in the Mexican war and two terms in Congress, when the tocsin of the civil war sounded, Senator Wilson's father responded again, and we find him at the head of a regiment of volunteers.

John Lockwood Wilson was then a boy, but the fires of patriotism glowed in his breast at an early age, and though prevented because of his youth from shouldering a musket, he served for a term as messenger on the staff of his father. This was probably his first public service.

The war ended, an honorable peace declared, swords beaten into plowshares, as it were, Col. Wilson returned to the practice of his profession. In 1866 he was again called to the service of the nation, this time as United States minister to Venezuela. John Lockwood Wilson accompanied him, and here it was that he performed his second public service. Col. Wilson concluded an important treaty with the government of Venezuela, and John Lockwood Wilson was the messenger to whose custody the document was intrusted to be conveyed back to Washington.

Col. Wilson's law partner was Henry S. Lane, chairman of the first Republican national convention, held at Philadelphia in 1856, and afterward governor of Indiana. Col. Wilson assisted in the organization of the Republican party; John Lockwood Wilson devoted his energies and talents to perpetuating it.

John Lockwood Wilson attended the college from which his father had been graduated, and in January, 1907, thirty-three years after his graduation from Wabash college, he was honored by the faculty and trustees inviting him to deliver the address of honor on the seventy-fifth anniversary of the institution. At that time the degree of doctor of law was conferred on him.

Death beckoned Col. Wilson when John Lockwood was 16 years of age. It was then that the problem of earning his own livelihood confronted him for the first time. He secured employment of a clerical nature in Crawfordsville, but he did not find the work congenial, and subsequently changed his occupation to that of surveying. He devoted his spare time to the study of law, and in 1877 he was admitted to the bar. He did not find the practice of his chosen profession sufficiently remunerative at first to justify his continuing in it, so he temporarily abandoned his practice to take a position in the pension bureau at Washington. He had not yet found his work, and a few months later he returned to Crawfordsville and his law books.

In the year 1880 he made his first personal political campaign as a candidate for the legislature, and was successful. He cast his vote as a member of that legislature for Benjamin Harrison for United States senator, and a warm personal friendship was maintained between them until the death of the former president.

In 1882 Washington was a territory, but the outside world was beginning to hear of the wonderful resources of the country and the opportunities they presented to the newcomer. John Lockwood Wilson was then thirty-two years of age; he had reached that age when the earnest-minded man who has not fully determined on a plan of life sits down and gives deliberate thought to the grave personal problem. Mr. Wilson solved it in his determination to come west, and he immediately accepted an appointment as receiver of the United States land office at

Colfax, tendered him by President Arthur. The exact date of his arrival in the territory was April 6, 1882, and for the next four and a half years, he held the position during which time the office was moved from Colfax to Spokane. In 1883 Mr. Wilson married Miss Edna Sweet, of Chicago, and one child, a daughter was born to them. Mrs. Wilson, Mrs. Helen Stuart Chapin and a grandchild survive him.

Thrice honored with the Republican nomination for Congress, he served in the lower house during the formative years of the state. Not only was he Washington's first representative in Congress, but for two whole terms, from 1889 to 1893, he was the sole representative of the state in the lower house. In 1895, while serving in the fifty-third Congress, he was elected United States senator by the legislature, to fill a vacancy caused by the failure of the legislature to elect a senator in 1893. He resigned his seat in the lower house and on February 19, 1895, he took his seat in the United States senate, serving with distinction until 1899, when he was succeeded by the Hon. Addison G. Foster, of Pierce.

When he was sent to congress Washington needed much legislation. Washington had but few public buildings worthy of the name; the rivers and harbors were in chaos as far as aid to commerce and navigation was concerned, there having been no surveys for their improvement; postoffices were not numerous, and Washington had no navy yard, assay office, sub-ports, quarantine station or marine hospital. Fortifications to guard Puget Sound had not been undertaken.

Senator Wilson was an indefatigable, untiring worker, both in the house and out. He knew the federal departments better than some of the attaches knew them. He cultivated the acquaintance of every man in Washington who could be of the least service by reason of his influence to the new state. That he was eminently successful in the discharge of his duties is best reflected by the following brief summary of appropriations and other legislation which he was instrumental in securing for this state:

The improvement of Grays Harbor and tributary waters, totalling \$1,389,000; the first appropriation for the navy yard, Puget Sound, at Bremerton, \$567,554; first appropriation for a public building at Seattle, \$300,000; Columbia river improvements, \$190,000; for improving Puget Sound and tributary waters, \$102,000; improvement of Everett harbor, \$262,000; for public surveys in the state, \$296,000; improvement of the military post at Spokane, \$140,000; preliminary appropriation for the Lake Washington canal, \$10,000; dredging Salmon Bay and further improvement of Lake Washington canal, \$150,000.

While in the House Senator Wilson devoted himself to an earnest study of the mail service, and the result of his efforts was the organization of the mail service on a proper basis in this state and the establishment of postoffices; it was his individual efforts that brought about the adjustment of the Coeur d'Alene Indian treaty; he secured the opening of the Colville reservation and obtained homes for the Spokane Indians.

It was his initiative that resulted in the establishment of the United States assay office at Seattle. He was the author of the Wilson lieu land law, which provided for the taking of lieu land by the Northern Pacific railroad for losses in its original grant, sustained because of settlers located upon those lands prior to the grant to the railroad. There has always been more or less contention among politicians as to the merit of this measure, but it certainly had the effect of confirming titles held by settlers and farmers on hundreds of farms which, prior to the enactment of the law, left a cloud on such titles and rendered the holders thereof liable to dispossession.

The North Pacific coast is today adequately provided with fortifications and coast defenses generally, due to the early work of Senator Wilson. He secured the life saving station and lighthouse at Grays Harbor and succeeded in placing the Garys Harbor jetty construction on the continuing appropriation bill, thereby removing from future political influence this necessary appropriation for the prosecution of the needed work. It was Senator Wilson's efforts that gave to Port Townsend the marine hospital and quarantine service station. His measures establishing the United States court in this state became a law.

He was a constructive statesman in every sense of the word. He initiated the first steps towards a project for an inquiry into the trade relations of the United States with the Orient. He made his suggestion to President McKinley in 1897, and the president acted thereon. He voiced the first expression in the Senate of the United States concerning the needs of Alaska, but in 1897 the greatest deliberative body in the world thought it knew more about Alaska than the senator from Alaska's next door neighbor, and with a fine show of grim humor the Sherman measure, introduced in 1897 at the instance of Senator Wilson, providing for a joint committee to investigate the neglected northern possession, was laughed down.

The isthmian canal was another measure that received his attention while in congress, and he worked industriously for it.

He had the interests of the working man at heart. He believed that the government should restrict immigration to the extent of excluding undesirables, and he voted and labored to increase the appropriation for the exclusion of the Chinese; he raised his voice in protest against the admission of Chinese coolies to the United States, and voted to prohibit the immigration of Chinese on the final passage of the Geary bill through the House. Senator Wilson secured the passage of an amendment to the army bill in the House of the Fifty-third Congress establishing the army post at Fort Lawton; an amendment to the Utah statehood bill to increase the land grant for agricultural colleges from 90,000 to 200,000 acres, but it was defeated in the Senate. Another splendid testimonial to his far-seeing ability as a national lawmaker is the Rainier National Park, which was created under an enactment introduced by him, a scenic attraction that is fast becoming world-famous.

During all the years that he was in Congress Senator Wilson made his home at Spokane. In 1899 he stepped out of office and returned to private life a comparatively poor man. In the autumn of that year he became associated with E. C. Hughes and Maurice McMicken, of Seattle, and A. P. Sawyer, of Spokane, in the purchase of the Seattle Post-Intelligencer, securing a controlling interest in the stock. He continued to make Spokane his home until 1903, when he came to Seattle to permanently reside.

He became a member of the commercial bodies of the city, and his long experience at Washington, together with his extensive personal acquaintance with the political leaders and statesmen of the nation, resulted in his return to Washington as the representative of the commercial interests of the city of Seattle in the promotion of legislation designed to upbuild Seattle and the entire state. He rendered invaluable service in that capacity, achieved the desired results and returned home, again devoting his entire time to his newspaper and public affairs.

On September 8, 1912, Senator Wilson left Seattle for what he had planned to be a trip around the world. He went to Mexico first, and was the guest of his brother, Ambassador Henry Lane Wilson, returning to Indiana at a time when the national political campaign was at its height. He plunged into the campaign, and, to save the party which his father had helped to found, he spent two weeks at the arduous task of campaigning and speechmaking. At the close of the campaign he returned to the national capital, accompanied by Mrs. Wilson. The summons came to him at a moment peculiarly dramatic and pathetic. He who had been so intimately identified with the politics of the nation and the history of a state, concluded his activities in the full power of his intellect at the very moment that the news was being flashed around the world that America had elected a new president, a man of the Democratic faith.

At the time of his death Senator Wilson was the leading citizen of the State of Washington. All of the attributes that enter into the weave of character were possessed by him. It was on such character that was founded his ability as a leader and persuader of men. He was a Republican in politics, and he believed in a representative form of government. The Declaration of Independence was as sacred to him as Holy Writ. He revered the institutions of our country, he respected the men who received their commissions to make the laws and administer the law. He had no patience with the political "isms" of the day, because he realized fully that a pure Democracy would not meet the conditions required in the government of a country like America.

John Lockwood Wilson will be gratefully remembered by the people of the State of Washington not only because of his statesmanship and what it accomplished for the state, but because of his high ideals and lofty patriotism. He was ever loyal to his friends. He went through the white hot fire of villification and defamation during the decade or

more that he was on the firing line of political battle, but he had the consciousness of having endeavored to the best of his ability to be right, and he knew that he was right. He had eloquence, to which he added imagination and a subtle sense of humor; he had sympathy, and it found expression not in meaningless words, but in acts of unostentatious giving. This gift of speech and wealth of anecdote and reminiscence attracted men to him and gave him a personal following that embraces people in the remotest villages of the state. He had dignity and poise.

In all the years of his active life, in his dealings with men, in his every relation with man, private, political, business or otherwise, no breath of scandal ever soiled the escutcheon of John Lockwood Wilson. His life was lived as an open book. His campaigns were conducted without the stench of tainted money. He was not without his enemies, but he was willing to be judged by the enemies he made, as well as by his friends. He received his commissions in public life from the people, and it was his proud boast that he returned to them those commissions without blemish. Time is a great healer of political animosities. Time softens the feelings of men toward each other when a feeling of personal grievance is felt. Time will undoubtedly heal all political hurts that the living may now feel they were subjected to because of the fact of John Lockwood Wilson's political existence, and when the last word in forgiveness has been said the State of Washington will perpetuate in bronze or marble the character and achievements and distinguished public service of him in tribute to whose memory we are assembled here today.

Mr. Moren spoke as follows:

It is fitting and highly proper, in this time of political strife and personal conflicts, when the bravest and most stalwart champions of our established institutions tremble and quake at the apparent approach of the enemies of our institutions, to reflect and pause upon the lives and accomplishment and character of men who are with us no more, but who assisted in the building up of those institutions.

We are apt, when the conflict of life is on, to have our opinion of men and things warped. There is nothing so calculated to warp our opinions of men as our prejudices and our friendships, but when we come together upon an occasion like this to talk about men who are dead, and standing as we are on this shore of life, looking out over the vast and mysterious sea of death, not even knowing that its billows wash another shore, we can talk dispassionately of men; we can see them as they are; we can view them from the proper angle. Great men necessarily make enemies; they necessarily make friends. We wonder sometimes why it is that able men, capable men, men capable of doing things for us, men who are equipped and able, are taken away from us when the world is crying out for their aid, while the useless, the helpless, are left with us. It seems unfortunate and necessary that the

great men must die in order that their achievements may be properly appreciated, and we are apt to complain at this situation, but I do not share this complaint. It seems to be a law of life that one must die, must leave the battle of life, must go away from it, in order that the world may appreciate and understand his accomplishment, and I am willing to submit to this law.

In order that the immortal Lincoln's life, achievements and character should shine like a jewel in the darkness, it was necessary that he be removed from the battle of life and the smoke of prejudice. This is true of all great men.

Your attention has been called already this afternoon upon this occasion to Senator John L. Wilson. I do not mean to compare him with Lincoln and many other great men, because I do not believe that he measured up with many of our great men, but there were many things about Senator Wilson that commended him not only to the people of this state but to the nation. For those who may not have taken the pains to investigate I would say that John L. Wilson was born in Indiana. He was born at a time when slavery and state-rights were the paramount issues of the day. He was born and reared in an atmosphere that gave birth to the Republican party. He was always partisan; he believed that there was no other party but the Republican party.

He came to this state about thirty years ago, and had ever since been a part of the public life of this state. This commonwealth extended to him the highest gift within its power. He was honored time after time with the trust of the people of this commonwealth, and so far as I am able to learn from investigation, he never betrayed that trust. He had a keen intellect and unbounded ambition; he was true and loyal to his friends.

He died a few months ago honored by the great men of this state and the nation, men who knew him and men whom he knew. He had friends who honored and trusted him, a wife and family who loved him. Nothing more could be said of any man. He lived a successful life. He was not particularly concerned about the Hereafter. His motives, his object, his ambition was to live the life he lived. We should not be so concerned about the Hereafter, where we go or what we do; we should only be concerned about the life we live. It is a sad situation when we think, contemplate, that those we know, those we love, are gone forever, and the old question comes to us, "Shall we live again—shall we know a life beyond the grave?" Love through all the ages has asked this question, but through all the ages and countless dead there comes no reply. The wisdom of the ages has added nothing to our knowledge. Many centuries ago, mythology tells us, that the life of the young King Argus was demanded as a sacrifice by the gods; while he was preparing to comply with this dreaded demand, his young and beautiful wife, in the anguish of her heart, cried out, "Shall we meet again?" He replied, "I have asked that

dreaded question of the hills that look eternal on the streams that lucid flow forever, of the stars whose fields of azure my spirit has raised in glory, but all are dumb; but now, while I gaze upon thy living face, I feel that the life that kindles there, its beauty, can never really perish." No improvement has ever been made upon that answer. Nothing further can be said.

Senator White spoke as follows:

Harry A. Fairchild was born in Brantford, Ontario, September 12, 1858. He came to the State of Washington in 1884 and made his home in what was then Whatcom, now Bellingham, and there maintained his residence continuously until his death. He was elected prosecuting attorney of our county for one term and served in the House of Representatives in the session of 1901. He took an active part in the nomination and election of Albert E. Meade as governor of this state. It was he who drafted the law creating the railroad commission and was, immediately after the adjournment of the legislature, named by Governor Meade as one of the commissioners. He was made chairman of the commission and continued in such capacity as chairman during the entire existence of the commission, and later as chairman of its successor, the public service commission, until the time of his death.

He died Sunday, October 8, 1911, in Olympia, and on Wednesday, October 11, the remains were placed in the rotunda below, where they lay in state from 1 to 2:30 o'clock. Funeral services were held in this chamber and he was laid to rest in the cemetery in this city.

Harry Fairchild was well and favorably known in his home community. He had a host of warm personal friends and was true to them. He would sacrifice his personal desires and ambitions to aid and comfort a friend. It was said of him, "He was loved for the friends he made." He had no ambition for personal riches, but did seek leadership among men. He was quick to discern the trend of popular thought and attempted to direct such thought rather than oppose it. We knew him best as a lawyer and he was the ablest of our local bar. In deed, he was rated as one of the most able lawyers of the State of Washington. He was particularly forcible as a trial lawyer, and time and again gave his energies in this direction in assisting those who were unable to compensate him for such services. One most closely associated with him has said:

"Though he was master of logic and repartee, his power of suggestion was even greater."

He was engaged in the active practice of law when I first came to the State of Washington. I became acquainted with him, and when some of the trying problems were presented to me as a young and untried attorney, it was a pleasure to lay the questions before him, and I remember how ready he was to lay aside his work or play to assist me in solving problems which to me seemed intricate, but to him were easy of solution.

As chairman of the public service commission he established a reputation which extended over the entire country, and his energies were directed in the interest of the general public.

We claimed him as one of ours in Bellingham, but he afterwards became identified with the welfare of the entire state, and now the State of Washington reveres his memory. We will always love and cherish him in our community for what he did for us and the State of Washington will always honor him for what he did in behalf of its people.

Senator Collins also delivered an address on life of Harry Anson Fairchild.

Mr. Wells spoke as follows:

I deem it a signal honor to be called upon to say a few words in tribute to the memory of one who was my friend and who was a distinguished citizen of this state, Hon. Harry Anson Fairchild.

When I contemplate the noble and princely character of the man, his genial spirit, his whole-souled generosity, his devotion to his family, the distinguished service he rendered the state, and the scope and activity of his mind, I feel unequal to the duty of gathering from the garden of the heart those garlands that would do befitting honor to his memory.

Mr. Fairchild, like many of our best citizens, was born in Canada, in the province of Ontario. In 1884, being at that time twenty-six years of age, he came to what is now the city of Bellingham, in Whatcom county. He served as prosecutor of that county one term, and was a member of this House in the 1901 session. From 1905 until his death, which occurred on the 8th day of October, 1911, he was successively the chairman of the railroad commission and the public service commission.

If there ever were difficulties which encompassed the varied conditions calculated to uncover the many traits of human character, those difficulties were encountered on the Skagway trail during the rush to the Klondike in 1897. I had occasion there to note how indifferent he was to the hardships incident to the trail; how he brushed aside all obstacles and overcame every difficulty with that same indomitable spirit that characterized him in the practice of his profession, and subsequently in the service he rendered the state. I recall one incident near the divide of the White Pass mountains. He had taken a load of goods with his horses over the summit of the range and was returning to his camp at night. The snow and sleet during the day had converted a mountain stream into a mountain torrent, and he found himself absolutely shut off from his camp. He faced the situation with that same poise and with that same resourcefulness that he would display in facing his opponent in the trial of a case when it might have been thought that his cause was a losing one, but would prove otherwise.

There was one trait in the character of Fairchild that was noted by all who came in contact with him either in business affairs or in the

practice of his profession. His word was never broken. A prominent lawyer of the state, who had practiced with Fairchild for nearly twenty-five years, remarked that during all of that time he had never required from him a written stipulation.

Mr. Fairchild formulated the bill creating the railroad commission, and likewise the public service commission. It has been said that no one in this state had written as much positive constructive legislation as he. The legal talent used in formulating these acts and the ability he displayed in enforcing their essential requirements placed him as a lawyer with but few peers in the state or nation. The impress of his legal mind has been so stamped upon the statutes of this state that it will never be effaced.

I would not on an occasion of this kind, sacred and solemn as it is, make reference to anything calculated to awaken a sense of levity. But to throw some light upon Mr. Fairchild's skilfulness as a lawyer, I will refer to a little incident that came under my observation. In the argument of a motion before the court one point was raised upon which the court indicated his ruling against Mr. Fairchild. As the arguments proceeded, with that singular adroitness of which he was possessed he decoyed his opponent until they had exactly reversed positions on the point referred to. When the arguments were over, the court remarked that they had apparently changed positions. To which Mr. Fairchild replied: "Yes, your honor, I always believe in keeping on the right side of the court."

I often had occasion to listen to him before the court; also in several debates on the floor of the House in the session of 1901. His mind worked with the energy and regularity of a trip-hammer. The force of logic in his rapid-fire arguments was always directed with telling effect.

His work while chairman of the public service commission gave him national repute, and, had his life been spared, he undoubtedly would have been called into the courts or councils of the nation. But while yet apparently in the prime of life he received a higher call to the courts of his Creator.

The legacy to this state through his distinguished service will be enjoyed by the people of all classes through all time.

Mr. Hughes spoke as follows:

I speak not only to those present, but on behalf of a multitude of absentees—the friends of Harry Fairchild.

In the case of Harry Fairchild, the battle of life has ended; the waves of criticism have ceased; the mountains of opposition are no more. The reason is apparent. Fairchild is no longer a competitor in the battle of life. When competition ceases the judgment and heart of the American people declare that the opposition must cease.

It is impossible to compose the biography of a common man, simply because he is common. When you endeavor to write such a bio-

raphy, you discover that you are writing the biography of thousands just like him. Such a biography does not contain the element of exclusiveness; it fits too many. The man who possesses the elements of a biography must have characteristics; he must be like nobody else, and nobody else must be like him. Harry Fairchild was such a man. He possessed the elements of a biography; he had characteristics; he was like nobody else, and nobody else was like him. He developed lines of character that were unique. These were expressed first as an attorney. Here, in his professional life, he was supreme. The elements of the master were visible everywhere. In the next sphere, that of his political life, he was the great organizer, and possessed the ability to secure results through such organization. In his last great field of activity as a statesman, here his creative and constructive abilities appear, but the Good Book says that "in the midst of life we are in death"; in the midst of Fairchild's abundance of physical, professional, statesmanship life, we find him in death. The same authority says, "There is but a step between me and death"; Harry Fairchild took that step. Contemplation of these thoughts forces the question upon me, how long is this night of death? Only the sleeping on this side and the awakening on the other. In this night of death, Harry Fairchild is at rest; he rests in peace; he rests in honor. His laurels are his own; he earned them. Not one word that I can say can add to them, nor can words detract from them. May he continue to rest in peace.

At 3:35 p. m., on motion of Senator White, the joint session dissolved.

The Senate reconvened in the Senate chamber at 3:40 p. m., and on motion of Senator Bowen adjourned until 10:00 o'clock tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

TWENTY-THIRD DAY.**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, February 4, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart pursuant to adjournment.

Rev. Henry L. Champie, of Olympia, offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Anderson, the reading of yesterday's journal was dispensed with, and it was approved.

A petition from certain citizens of Pend Oreille and Stevens counties praying the completion of state road No. 2, was read and referred to the committee on roads and bridges.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 8.

By Senator Metcalf:

WHEREAS, The State of Washington is distinguished by having within its borders many great mountains of unrivaled grandeur and attractiveness for visitors and mountain climbers; and all efforts to make the climbing of these mountains safer and to rescue persons exposed to danger thereon are to be commended; and

WHEREAS, On or about the 5th of August, 1908, a remarkable rescue, unprecedented in American mountaineering, attended with great risk and hardship to the rescuers, was performed on Mount St. Helens, in the State of Washington, by which one John Anderson, who had been seriously wounded in climbing said mountain, was saved from death; and

WHEREAS, Said rescue was accomplished by a party of members of the Mazama Mountain Club, led by Charles E. Forsyth, of Castle Rock, Washington, and comprising also the Rev. W. J. Douglass and Herman Doering, of Portland, Oregon; Raymond Casebeer, of Castle Rock; H. Luther Dickens, Tacoma; Carlos A. Pennington, Seattle, and E. G. Williams, Spirit Lake, Washington; therefore

Resolved by the Senate, the House concurring, That in recognition of the great personal bravery and hardihood displayed by said Forsyth and his companions, and to commemorate their service to the state in

achieving said rescue, the name "Forsyth Glacier" is hereby given to the principal glacier upon the said Mount St. Helens, namely, the hitherto unnamed glacier on the north side thereof lying between the ridge known as "The Lizard," on the west, and the large cliff known as "Black Butte," on the east; and

Resolved, That the secretary of state is hereby directed to send a copy of these resolutions to the United States Geographic Board, at Washington, D. C., with a request upon behalf of the State of Washington that said name "Forsyth Glacier" be duly entered upon such maps of said state as may be published under the supervision of said board.

On motion of Senator Metcalf the resolution was ordered printed and referred to the committee on memorials.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 174 entitled "An act to regulate advertisements and solicitations for employees during strikes, lockouts or other labor disputes and providing punishment for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman*.

We concur in this report: H. B. Hewitt, Dan Landon.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, your committee on harbor and harbor lines, to whom was referred Senate bill No. 201 entitled "An act relating to commercial waterway districts, amending chapter XI of the laws of 1911, of the State of Washington, relating to commercial waterway districts, validating certain proceedings heretofore had with reference to commercial waterway districts, and providing that this act shall take effect immediately," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DAN LANDON, *Chairman*.

We concur in this report: H. A. Espy, Ed Brown.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 14 entitled "An act amending section 1 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state exmainer, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words "bank," "trust" and "savings" in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation,' approved by the governor, March 16, 1907," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike lines 1 to 6, inclusive, of the printed bill, same being lines 11 to 19 inclusive, of the original bill, and substitute therefor the following:

"Section 1. That section 3330 of Remington and Ballinger's Annotated Codes and States of the State of Washington be amended so that the same shall read as follows:"

In line 7 of the printed bill, same being line 20 of the original bill, strike the figures "21" and substitute therefor the figures "3330."

Strike the title of said bill and substitute therefor the following:

"An act relating to the formation of banking corporations and regulating the business of banking, and amending section 3330 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 29, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 73 entitled "An act regulating notaries public who are stockholders, directors, officers or employes of banks or other corporations," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 7 of the printed bill, same being line 17 of the original bill, strike out the word "either," including the comma preceding.

In lines 7 and 8 of the printed bill, same being lines 17 and 18 of the original bill, strike the words "or as a representative of such corporation."

Strike the title of said bill and substitute therefor the following:
 "An act relating to the powers and duties of notaries public who are stockholders, directors, officers or employees of banks or other corporations."
 HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Dan Landon, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., January 31, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 80 entitled "An act amending section 14 of an act entitled 'An act providing for the incorporation of trust companies and defining their powers and duties,' approved March 17, 1903," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike out first six lines of section 1 of the original bill and substitute therefor the following:

"Section 1. That section 3359 of Remington and Ballinger's Annotated Codes and Statutes of Washington be, and the same is hereby, amended to read as follows:"

In line 5 of the printed bill, same being line 14 of the original bill, strike the figures "14" and substitute therefor the figures "3359."

In lines 5 and 6 of the printed bill, same being line 15 of the original bill, strike the words "by its charter."

In line 12 of the printed bill, same being line 25 of the original bill, strike the word "except."

In line 12 of the printed bill, same being line 26 of the original bill, strike the word "any" after the word "making."

In line 14 of the printed bill, same being line 29 of the original bill, after the word "shall" insert the word "not."

Strike the title of said bill and substitute therefor the following:

"An act relating to trust companies and the officers of such companies, defining the powers and duties of such companies and their officers, and amending section 3359 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 91 entitled "An act relating to swamps or overflowed lands, providing for the drainage or protection of same, and extending the right of eminent domain for such purposes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed for the reason that your committee is of the opinion that the objects and purposes of said bill are prohibited by the state constitution.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Leonard, the bill, together with the report were placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 96 entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 2 of the printed bill, same being line 7 of the original bill, strike the comma after the word "Washington."

In line 2 of the printed bill, same being line 8 of the original bill, insert a comma after the word "be" and also insert a comma after the word "hereby."

In line 5 of the printed bill, same being line 13 of the original bill, strike the word "or" and substitute therefor the word "and."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 103 entitled "An act relating to notaries public, and amending section 247 of Ballinger's Annotated Codes and Statutes of Washing-

ton," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the printed bill, same being line 6 of the original bill, strike the figures and word "247 of" and substitute therefor the figures and words "8297 of Remington and."

In line 3 of the printed bill, same being line 9 of the original bill, strike the figures "247" and substitute therefor the figures "8297."

In line 4 of the printed bill, same being line 11 of the original bill, after the words "Execute a bond" insert the words "payable to the State of Washington."

In line 6 of the printed bill, same being line 16 of the original bill, strike the word "a" and substitute therefor the word, "the."

In line 7 of the printed bill, same being line 16 of the original bill, strike the period and substitute therefor a semicolon.

In line 8 of the printed bill, same being line 17 of the original bill, strike the period at the end of the line and substitute therefor a semicolon.

In line 13 of the printed bill, same being line 24 of the original bill, strike the comma.

In line 11 of the printed bill, same being line 21 of the original bill, strike the period and substitute therefor a semicolon.

In line 12 of the printed bill, same being line 23 of the original bill, strike the period at the end of the line and substitute therefor a semicolon.

In the title of the bill strike the figures and word "247 of" and substitute therefor the figures and words "8297 of Remington and."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., January 31, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 133 entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Dan Landon, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 114 entitled "An act providing for attorneys' fees as costs in action upon insurance policies, indemnity or surety bonds," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Strike the title and substitute therefor the following:

"An act relating to costs in civil actions, and providing for attorney's fee as costs in actions upon insurance policies, indemnity or surety bonds."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 130 entitled "An act to permit the garnishment of the salary of a public officer," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the printed bill, same being line 7 of the original bill, strike the word "a" before the word "public" and substitute therefor the word "any."

In line 1 of the printed bill, same being line 7 of the original bill, after the word "officer" insert the words "deputy public officer or public employe," with comma preceding.

In line 3 of the printed bill, same being line 9 of the original bill, strike the words "such officer."

In line 3 of the printed bill, same being line 10 of the original bill, strike the word "him" and substitute therefor the words "such officer, deputy or employe."

Strike the title and substitute therefor the following:

"An act relating to the garnishment of the salary of any public officer, deputy public officer or public employe."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Dan Landon, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 28, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 107 entitled "An act relating to attachments and garnishments, and amending title 81, section 415, of Pierce's Code, 1912," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 1 and 2 of the printed bill, same being lines 5 and 6 of the original bill, strike the words "That title 81, section 415, Pierce's Code, 1912, relating to attachments and garnishments," and substitute therefor the words "That section 648 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to attachments."

In line 3 of the printed bill, same being line 8 of the original bill, strike the figures and word "81, sec. 415" and substitute therefor the word and figures "Sec. 648."

In lines 25 and 26 of the printed bill, same being page 2 of line 15 of the original bill, strike the words "ex contractu and ex delicto" and substitute therefor the words "whether the same be based on a contract, arise out of a tort or are given by any statute of this state or of the United States."

In the title strike all that portion thereof following the word "attachments" and substitute therefor the words "and amending section 648 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with comma preceding.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, John L. Sharpstein, Ralph Metcalf, A. H. Imus, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint resolution No. 1, and certified copy of the amendment proposed by Congress, relating to the election of United States senators by the people, have had the same under consideration, and we respectfully report Senate joint resolution No. 1 back to the Senate with the recommendation that it do pass with the following amendment:

Strike out all after the resolving clause, and insert in lieu thereof the following:

That the following amendment to section 3 of article I of the constitution of the United States of America: "The Senate of the United States shall be composed of two senators from each state, elected by

the people thereof, for six years; and each senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the State legislatures. When vacancies happen in the representation of any state in the Senate, the executive authority of such state shall issue writs of election to fill such vacancies: *Provided*, That the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct. This amendment shall not be so construed as to affect the election or term of any senator chosen before it becomes valid as part of the constitution," proposed by that certain joint resolution of the Congress of the United States of America adopted by the Sixty-second Congress at its second session and entitled "Joint resolution proposing an amendment to the constitution providing that senators shall be elected by the people of the several states," be and the same hereby is ratified.

E. L. FRENCH, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator Davis, the report was adopted.

Senator Davis moved that the rules be suspended and the resolution be now placed on final passage.

The motion failed to carry.

SENATE CHAMBER,
OLYMPIA, WASH., January 31, 1913.

MR. PRESIDENT:

We, your committee on state charitable institutions, to whom was referred Senate resolution by Senator Jensen, "Relating to investigation of the Western Hospital for Insane at Steilacoom, Northern Hospital for Insane at Sedro Woolley and Eastern Hospital for Insane at Medical Lake," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendment: In lines 9 and 10 of the original resolution and in line 6 of the printed resolution, strike out the words "medicine, dentistry, surgery and hygiene" and substitute therefor the words "state charitable institutions."

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. L. French, G. E. Steiner, Peder Jensen, Peter Iverson, Emerson Hammer.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 167 entitled "An act providing procedure for the

removal of county seats; actions in regard thereto and amending sections 3832, 3833 and 3836 of Remington & Ballinger's Statutes and Codes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill substituted herewith, to be known as "substitute Senate bill No. 167," be substituted therefor and that it do pass.

GEO. W. SHAEFER, *Chairman.*

We concur in this report: Walter S. Davis, E. Milton Stephens, Pliny L. Allen.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

Your committee on engrossed bills to whom was referred Senate bill No. 165 entitled "An act relating to criminal and unlawful shooting with firearms, requiring the printing and posting of copies of this act and providing penalties for the violation thereof," have compared same with the original bill and find it correctly engrossed.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, W. C. McCoy, G. E. Steiner, Walter S. Davis.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

The House has passed House joint memorial No. 7, relating to "Petitioning the President and Congress of the United States to promptly recognize the Republic of China;"

Also House bill No. 106 entitled "An act providing for the payment of interest on bonds issued for the purchase of the highway bridge across the Columbia river at Wenatchee, under chapter 78 of the laws of 1909, and making an appropriation therefor;"

Also House bill No. 243 entitled "An act for the relief of Hugh Phillips and making an appropriation therefor;"

Also engrossed House bill No. 93 entitled "An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of land and of district road supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing a penalty for the violation thereof, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3041, and section 3042, of

Remington & Ballinger's Annotated Codes and Statutes of Washington;”

Also engrossed House bill No. 164 entitled “An act making an appropriation for the construction of an administration building for the State Normal School at Cheney, Washington, and for furnishings and equipment therefor;”

Also House bill No. 246 entitled “An act making an appropriation for maintenance of the Governor's mansion from January 1, 1913, to March 31, 1913.”

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 236, by Senator Sharpstein, entitled “An act relating to the sale of property under execution and amending section 583 of Remington & Ballinger's Annotated Codes and Statutes of Washington.”

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 237, by Senator Weatherford, entitled “An act relating to bounties for killing certain animals, and amending section 3593 of Remington & Ballinger's Annotated Codes and Statutes of Washington.”

The bill was read the first time, and on motion of Senator Weatherford, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 238, by Senators Campbell and Stephens, entitled “An act relating to local assessments, providing for the collection thereof, and amending section 24 of chapter 98 of the Laws of 1911.”

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 239, by Senators Campbell and Stephens, entitled “An act relating to assessment and taxation of personal

property and amending sections 2 and 4 of chapter 24 of the Laws of 1911.”

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 240, by King county senators, entitled “An act appropriating the sum of one hundred twenty-eight thousand nine hundred seventy-three and 87-100 dollars from the state shore land improvement fund (said sum being the unexpended balance of the two hundred and fifty thousand dollars set apart and appropriated by chapter two hundred and eighteen of the laws of nineteen hundred and nine), and providing for the expenditure thereof in connection with the construction and improvement of the Lake Washington canal in King county, Washington.”

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 241, by Senator McCoy, entitled: “An act relating to the transfer of territory from one school district to another and amending section 4433 of Remington & Ballinger’s Annotated Codes and Statutes of Washington.”

The bill was read the first time, and on motion of Senator McCoy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on education.

Senate bill No. 242, by Senator Landon, entitled “An act amending section 8910 of Remington & Ballinger’s Annotated Codes and Statutes of Washington.”

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on military.

Senate bill No. 243, by Senator Nichols (by request), entitled "An act relating to damages caused by motor vehicles and creating a lien upon the vehicle doing such damage."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 244, by committee on horticulture and forestry, entitled "An act relating to horticulture and amending sections 3074, 3080, 3082, 3091, 3092, 3096, 3098, 3099, 3100, 3131 and 3134 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Substitute Senate bill No. 167, by Senate committee on cities of the first class, entitled "An act providing for the procedure for the removal of county seats; actions in regard thereto and amending sections 3832, 3833, 3836 and 3839 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed House bill No. 93, by Mr. Traux, entitled "An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands and of district road supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing a penalty for the violation thereof, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3040, 3041 and section 3042 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

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

Hall, the rules were suspended, the bill was read the second time by title and referred to the committee on agriculture.

House bill No. 106, by Mr. Davis, entitled "An act providing for the payment of interest on bonds issued for the purchase of the highway bridge across the Columbia river at Wenatchee, under chapter 78 of the Laws of 1909, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

Engrossed House bill No. 164, by Mr. Stevens and others, entitled "An act making appropriation for the construction of an administration building for the state normal school at Cheney, and for furnishings and equipment therefor."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

House bill No. 243, by committee on appropriations, entitled "An act for the relief of Hugh Phillips and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

House bill No. 246, by committee on appropriations, entitled "An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

SPECIAL ORDER.

The hour of 11:00 o'clock having arrived, the Senate proceeded to consider the governor's veto messages, which were a special order for this time.

The secretary read the following:

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.
OLYMPIA, WASH., March 21, 1911.

The Honorable, The Secretary of State, Olympia, Washington:

DEAR SIR—Senate bill No. 315 is transmitted herewith, disapproved.

Section 8459 of Remington & Ballinger's Code provides that druggists shall keep a record of all sales of poisons and liquors, such record to state the quantity purchased, date of purchase, for what purpose used, buyer's name and address, and such record shall at all times during business hours be subject to inspection by the prosecuting attorney or duly authorized agent of the board of pharmacy; provided, that no such wines, spiritous or malt liquors shall be sold for any other than medical, scientific, mechanical or sacramental purposes, and that no other license shall be necessary or any municipal ordinance for a pharmacist to make said sale in compliance with the provisions of that chapter.

Section No. 6268 of Remington & Ballinger's Code provides that no person shall sell intoxicating liquors without a license except as provided in section No. 6275, which section Senate bill No. 315 attempts to repeal.

Section 6269 of Remington & Ballinger's Code provides for a state license in addition to all other licenses, and section 6276 provides a penalty for sale without a license.

If section 6275 is repealed, druggists would need only a state license and with that they could sell spirituous, fermented and malt liquors for medical, scientific, mechanical or sacramental purposes without a prescription, but they would not be permitted to sell such liquors for any other purposes and would be required to keep a record of their sales, whereas, by leaving section 6275 in effect, the pharmacist is required to have a prescription, except that he may sell pure alcohol for scientific or mechanical purposes and may sell pure grape wine to a regularly ordained minister for sacramental purposes without a prescription.

In two cases the Supreme Court has held that section 6275 to be of vital importance: In *Seattle versus Foster*, 47 Wash. 172, it was held that although section 8459 permitted druggists to sell intoxicating liquors without a license, they must still have a prescription as provided in section 6275. The court said: "We are firmly convinced that the Legislature did not intend to permit a drug store to become a grog shop by merely keeping a journal record of its sales, and such would be the ultimate effect of upholding the contention of appellant."

The court held the same in the *State versus Brook*, 107 Pacific 1032.

Senate bill No. 315 would, as the court said in the Foster case, "permit a drug store to become a grog shop," and it is, therefore, disapproved.

Respectfully submitted,

M. E. HAY, *Governor*.

Senate Bill No. 315.

AN ACT repealing sections 6275 and 6276 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to the dispensation and sale of spirituous, fermented, malt or other intoxicating liquors by druggists.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That section 6275 and 6276 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to the dispensation and sale of spirituous, fermented, malt or other intoxicating liquors by druggists be and the same are hereby repealed.

Passed the Senate March 1, 1911.

W. H. PAULHAMUS, *President of the Senate*.

Passed the House March 9, 1911.

HOWARD D. TAYLOR, *Speaker of the House*.

Disapproved March 21, 1911.

M. E. HAY, *Governor*.

On the question "Shall the bill pass notwithstanding the objections of the governor," the secretary called the roll, and the governor's veto was sustained by the following vote:

Those voting aye were: Senators Campbell, Chappell, Espy, Hutchinson, Jensen—5.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—34.

Absent or not voting were: Senators Carlyon, Piper, Troy—3.

The secretary read

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.
OLYMPIA, March 20, 1911.

The Honorable, The Secretary of State, Olympia, Washington:

DEAR SIR—Senate bill No. 212, transmitted herewith, is approved except as to section 9, which section is disapproved for the reason that it makes it compulsory for the board of control to operate the jute mill at the state penitentiary during the entire year in possible violation of an agreement had with citizens in certain localities and at a possible loss to the state.

The Legislature of 1909 authorized the board of control to accept, on behalf of the state, any deed or gift or grant of any rock quarry site containing suitable material for highway construction, and further provided:

"Whenever, under the provisions of this act, any site or quarries are procured, the state board of control shall take possession thereof and shall forthwith erect and construct at and upon the same such stockades, buildings and structures as shall be necessary * * * and shall likewise purchase and install therein such suitable and rock crushing plants, machinery, appliances and tools and with such capacity as in the judgment of the state board of control may be necessary and adequate to keep continuously employed and occupied such force of convicts as may from time to time be worked therein * * * and keep and maintain said plant therein installed in continuous operation to its full capacity, for which purpose said convicts may be transferred from the penitentiary at Walla Walla."

(Secs. 4 and 5, Chap. 226, Session Laws 1909.)

Under this law, the citizens in certain localities of the state, at no small expense to themselves, purchased desirable sites and deeded the same gratis to the state with the express understanding that the state board of control was to establish thereon rock crushing plants and maintain a sufficient force of convicts to operate the same, the output to be used in the construction of highways.

Should section 9 be allowed to become a law, it might compel the state board of control to close down the rock crushing plants and thereby force the state to violate the agreement entered into with the citizens of the localities where sites have been accepted.

Should the federal government remove the duty on hemp cloth and bags, it doubtless would make it impossible to operate the state jute mill except at a great loss to the state. The intention of the administration is to operate the jute mill to its fullest capacity during the present biennium, with careful accounting, to ascertain for a certainty whether or not it can be operated at a profit to the state.

Respectfully submitted,

M. E. HAY, *Governor.*

CHAPTER 132.

Senate Bill No. 212.

AN ACT relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture and sale of jute, and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency.

Be it enacted by the Legislature of the State of Washington:

SEC. 9. The state board of control shall at all times keep in the penitentiary a sufficient number of convicts to run the jute mill in connection with the penitentiary at full capacity, and the board shall arrange and provide in accordance with the provisions of this section to

have the said jute mill running at full capacity during the entire year if practicable, and for that purpose a sufficient number of convicts shall be at all times assigned to that work.

Passed the Senate March 3, 1911.

W. H. PAULHAMUS, *President of the Senate.*

Passed the House March 9, 1911.

HOWARD D. TAYLOR, *Speaker of the House.*

Approved except as to section nine (9), which is disapproved.
March 20, 1911.

M. E. HAY, *Governor.*

The president stated the question to be "Shall section 9 of Senate bill No. 212 of the Session of 1911 pass notwithstanding the objections of the governor?"

The secretary called the roll and the governor's veto of section 9 of Senate bill No. 212 was sustained by the following vote:

Those voting aye were: Senators Hutchinson, Rosenhaupt, Sharpstein, Weatherford—4.

Those voting nay were: Senators Allen Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Wende, White—33.

Absent or not voting were: Senators Campbell, Carlyon, Espy, Hewitt, Piper—5.

SPECIAL ORDER.

The hour being 11:15 the Senate next took up Senate bill No. 68, which was a special order for this time.

The president called Senator Phipps to the chair.

Senator Landon moved to amend the bill by striking from section 6 of the original bill commencing with line 17 of the first page of said section 6 and striking the balance of the page and also striking the first line of the second page of said section 6.

The motion failed to carry.

Senator Espy moved that section 7 be stricken from the bill.

The motion was lost.

Senator Nichols moved that section 8 be stricken from the bill.

A roll call on the motion was demanded by Senators Landon, Nichols, Fairchild, Hall, Rosenhaupt, Steiner, Piper.

The secretary called the roll and the motion carried by the following vote:

Those voting yea were: Senators Bethel, Bowen, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hutchinson, Iverson, Jensen, Landon, McCoy, McGuire, Nichols, Phipps, Weatherford—18.

Those voting nay were: Senators Allen, Anderson, Brown, Carlyon, Collins, Hall, Hammer, Imus, Leonard, Metcalf, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Wende—16.

Absent or not voting were: Senators Campbell, Hewitt, Jackson, Scott, Stephens, Sutton, Troy, White—8.

Senator Metcalf moved to amend the bill in section 11, by substituting a period for the semi-colon after the word "allowed" in line 7 and striking the balance of line 7 and all of lines 8 and 9.

The amendment carried.

On motion of Senator Nichols, the bill was amended by numbering the sections consecutively.

Senator Jensen moved to amend the bill by adding to the end of same the following: "Section 13. Section 7183 of Remington & Ballinger's Annotated Codes and Statutes of Washington is hereby repealed."

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 68, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Weatherford, Wende—35.

Voting nay: Senator Jensen—1.

Those absent or not voting were: Senators Campbell, Piper, Stephens, Sutton, Troy, White—6.

On motion of Senator Allen, the title of the bill was amended by striking therefrom in line 2 of the title of the original bill, the figures "7216" and the comma immediately following.

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

Senate bill No. 190, by Senate committee on revenue and taxation, entitled "An act requiring a statement of the true consideration for the transfer of real property before a deed may be recorded," was read third time.

Senator Hall moved that the bill be indefinitely postponed.

A roll call on the motion was demanded by Senators Espy, Landon, Bethel, Hutchinson, Fairchild, McCoy, Flummerfelt, Jensen.

The secretary called the roll and the bill was indefinitely postponed by the following vote:

Those voting aye were: Senators Bowen, Brown, Collins, Cotter, Fairchild, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Wende—26.

Those voting nay were: Senators Allen, Anderson, Bethel, Carlyon, Chappell, Davis, Espy, Flummerfelt, Landon, Metcalf, Scott, Weatherford—12.

Those absent or not voting were: Senators Campbell, Sutton, Troy, White—4.

By unanimous consent, the secretary read the following memorial out of order.

HOUSE JOINT MEMORIAL NO. 7.

By Messrs. Wells and Earle:

To His Excellency, the President; and to the Honorable, the Senate and House of Representatives of the United States in Congress assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, do most respectfully state, represent and petition as follows:

WHEREAS, It has been the settled policy of the United States of America for over a century to encourage the establishment of orderly government all over the world; and whereas, the people of China have established a republic and it has been successfully and firmly sustained and upheld since it was proclaimed in its entirety on the twelfth day of February, 1912. Now, therefore, your memorialists do hereby earnestly and respectfully petition and urge that the Republic of China be forthwith officially recognized by the government of the United States, and that such official recognition be extended without waiting the action or the concurrence of any other nation.

On motion of Senator Metcalf, the memorial was read second time and referred to the committee on memorials.

Senator Rosenhaupt moved that the Senate take a recess until 2:00 o'clock.

Senator Nichols moved as an amendment that the Senate recess until 1:30 this afternoon.

The amendment carried and the Senate at 12:25 took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 1:30 by President Hart.

Senate bill No. 191, by committee on public revenue and taxation, entitled "An act providing when changes may be made in the boundaries of road and school districts, and other taxing districts," was read third time.

The secretary called the roll on final passage of Senate bill No. 191 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Brown, Bowen, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, Wende, White—31.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Campbell, Espy, Hewitt, Jackson, Landon, Leonard, Nichols, Sutton, Troy—10.

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

On motion of Senator Scott, the rules were suspended and Senate bill No. 191 was ordered transmitted to the House immediately.

Senate bill No. 192, by Senate committee on public revenue and taxation, entitled "An act providing for the assessment of fishtraps, fishtrap locations, and fishing locations by the state board of tax commissioners," was read third time.

Senator Sharpstein moved to amend the bill by adding to the end of same a new section as follows: "Section 4. Before the valuation herein provided for shall become final, the state board of tax commissioners shall fix a place and day for hearing in regard thereto and give notice by mail addressed to the owner at his postoffice address if known and if not, addressed to the postoffice nearest the location of the trap in question and also to the county assessor of the county in which the trap in question is located and at such hearing any such assessment may be confirmed, lowered or raised."

The amendment was adopted.

The secretary called the roll on final passage of Senate bill No. 192, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—36.

Those voting nay were: Senators Allen, Hutchinson, Hewitt, Shaefer—4.

Those absent or not voting were: Senators Campbell, Troy—2.

On motion of Senator Rosenhaupt, the title of the bill was amended by substituting the words "relating to" for "providing for," and the amended title was ordered to stand as the title of the act.

Senate bill No. 193, by Senate committee on public revenue and taxation, entitled "An act providing for the assessment of registered water craft by the state board of tax commissioners as personal property," was read third time.

Senator Sharpstein moved to amend the bill by inserting the following in section 4 after the words "section 4" to-wit: "When vessels are registered or enrolled in a county such county shall be the proper county in which such vessel shall be assessed, but when there is no registration or enrollment then."

The amendment failed to carry.

On motion of Senator Sharpstein, the bill was amended by striking in the last line of section 4 the words "current expense fund of said county" and substituting therefor the words "same funds of said county as other taxes are paid."

On motion of Senator Espy, the bill was amended by adding thereto a new section as follows: "Section 5. Before any assessment under this act shall become final the state board of tax commissioners shall fix a day and place for hearing in regard thereto and give ten days notice by mail to the owner addressed to the postoffice at the place where such vessel is registered and to the postoffice where the owner or managing agent resides if known, and to the county assessor of the county where such vessel is registered, and at such hearing such tax may be confirmed, raised or lowered."

The secretary called the roll on final passage of Senate bill No. 193, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Jackson, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Weatherford, Wende, White—30.

Those voting nay were: Senators Allen, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Shaefer, Troy—9.

Absent or not voting were: Senators French, McGuire, Sutton—3.

On motion of Senator Rosenhaupt, the title of the bill was amended by substituting the words "relating to" for the words "providing for" and the amended title was ordered to stand as the title of the act.

Senate bill No. 194, by Senate committee on public revenue and taxation, entitled "An act fixing the salaries of the county assessors of the State of Washington and providing for the employment of expert assistants by the board of county commissioners," was read third time.

On motion of Senator McGuire, sections 2 and 3 were stricken from the bill.

Senator Nichols moved that the bill be indefinitely postponed.

On motion of Senator Jackson, the bill was re-referred to the committee on public revenue and taxation.

Senate bill No. 195, by committee on public revenue and taxation, entitled "An act to amend section 9200 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the equalization of assessments by adding to said section a proviso limiting the time when application may be made for a reduction of an assessment to the first six days of the session of the county board of equalization," was read third time.

On motion of Senator Sharpstein, the bill as amended by substituting the word "auditor" for the word "assessor" in line 4 of section 1 of the original bill, and by inserting before the first word in line 4, section 1, the word and figures: "Section 9200."

Senator Nichols moved to amend the bill by striking the following from the end of section 1 "and provided further, that no application for a reduction of the assessment of any real or personal property shall be heard or considered by said board except the same be filed in writing with said board during the first six (6) days of its session."

A roll call on the proposed amendment was demanded by Senators Nichols, Jackson, Brown, Bowen, Allen, Piper and Bethel.

The secretary called the roll and the motion was lost by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Collins, Cotter, Davis, French, Hall, Hammer, Hutchinson, Landon, Metcalf, Nichols, Piper, Steiner—15.

Those voting nay were: Senators Anderson, Bethel, Carlyon, Chappell, Espy, Fairchild, Flummerfelt, Hewitt, Imus, Jackson, Jensen, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende—21.

Absent or not voting were: Senators Campbell, Iverson, Leonard, McGuire, Stephens, White—6.

On motion of Senator Sharpstein, the bill was amended by substituting the word "six" for the word "three" in line 17 of the second page of section 1 of the original bill.

Senator Espy moved to amend the bill by substituting the word "ten" for the word "six," in the last line of the original bill.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 195 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, McCoy, Phipps, Piper, Rosenhaupt, Chott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—34.

Voting nay: Senator Hutchinson—1.

Those absent or not voting were: Senators Anderson, Campbell, French, Leonard, Metcalf, McGuire, Nichols—7.

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

Senate bill No. 19, by Senator Hewitt, entitled: "An act establishing a state athletic commission, and regulating boxing and sparring in the State of Washington," was read third time.

Senators Allen, Piper and Collins demanded a call of the Senate.

The motion for a call of the Senate carried.

The sergeant-at-arms was instructed to lock the doors.

The secretary called the roll, showing absent Senators McGuire and Leonard.

The sergeant-at-arms presented Senators McGuire and Leonard at the bar of the Senate.

On motion of Senator Nichols, Senators McGuire and Leonard were excused and further proceedings under a call of the Senate discontinued.

Senator Brown moved that section 1 be stricken from the bill.

A roll call on the motion was demanded by Senators Bowen, Brown, Bethel, Hammer, Fairchild, Jensen, Chappell.

The secretary called the roll and the motion was lost by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Chappell, Flummerfelt, French, Hammer, Hutchinson, Iverson, McCoy, Phipps, Scott—12.

Those voting nay were: Senators Allen, Anderson, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Hall, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—29.

Absent and not voting: Senator Nichols—1.

On motion of Senator Rosenhaupt, the bill was amended by inserting after the word "commission" in line 7 of section 1 of the original bill, the words "who are residents and taxpayers within the State of Washington."

Senator Allen moved to amend section 2 by substituting the word "biennially" for the word "annually" in line 13 of page 2 of said section in the original bill.

The amendment failed to carry.

On motion of Senator Rosenhaupt, the words "Rem. and Bal." in line 15 of section 4 of the original bill, were stricken and the words "Remington & Ballinger's" substituted therefor.

On motion of Senator Rosenhaupt, the words "Remington & Ballinger's" were inserted in lieu of the words "Rem. and Bal." in line 30 of section 9 of the original bill.

On motion of Senator Metcalf, the word "treasurer" was substituted for the word "auditor" in line 24 of section 9 of the original bill.

On motion of Senator Espy, the bill was amended by striking therefrom all of section 12.

On motion of Senator Rosenhaupt, the words and figures "chapter 5 of title 33" in line 29 of section 9 were stricken and the words and figures "section 5033" substituted therefor.

The secretary called the roll on final passage of Senate bill No. 19 as amended and it failed to pass by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Collins, Fairchild, Hewitt, Imus, Leonard, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Weatherford—15.

Those voting nay were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Phipps, Scott, Steiner, Sutton, Troy, Wende, White—26.

Absent or not voting: Senator Nichols—1.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

The House has passed Senate concurrent resolution No. 6, "Relating to the appointment of a joint committee to investigate the State Reformatory at Monroe;"

Also the House has passed engrossed House bill No. 49, "Relating to domestic relations and to prevent and punish family desertion or non-support of wife or child or children, providing support bonds, etc.;"

Also engrossed House bill No. 85, "being an act appropriating funds for the relief of Laura Winter Nelson;"

Also engrossed House bill No. 91, "being an act making an appropriation for and directing the payment of the principal and interest due on the purchase of fractional section 16, township 25 north, range 4 east, etc.;"

Also engrossed House bill No. 155, "being an act for the relief of Thomas R. Giles, and making an appropriation therefor;"

Also engrossed House bill No. 219, being an act relating to cities of the second or third class, providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their boundaries, etc.;"

Also engrossed House bill No. 225, "being an act for the relief of Poole's Seed & Implement Company, and making an appropriation therefor;"

Also engrossed House bill No. 227, "being an act for the relief of Mary J. Soash, and making an appropriation therefor;" and the same are hereby transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president announced the appointment of Senators Shaef-er and Imus as Senate members of the committee provided for under Senate concurrent resolution No. 6.

By unanimous consent the Senate at this time returned to the order of business:

INTRODUCTION OF BILLS.

Engrossed House bill No. 219, by Messrs. McKay, Mapes and Craig, entitled "An act relating to cities of the second or third class providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their borders and in effecting such fill and drainage and to secure material therefor, empowering such cities to construct and control shipping canals and artificial waterways for public use and to acquire, hold and lease lands abutting upon said canals or waterways for the purpose of erecting public docks, wharves and bridges and to lease said lands to private persons or concerns for manufacturing, shipping and other commercial purposes, and providing for the payment of such improvement by creating special improvement districts assessing the cost of such improvements to the land benefited thereby from the general expense fund or both of such methods and extending to such cities the right of eminent domain for the purpose of carrying into effect the provisions of this act, for the taking or damaging of property and providing a method of making compensation therefor."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second

time by title and referred to the committee on municipal corporations.

Engrossed House bill No. 225, by Mr. Davis, entitled: "An act for the relief of Poole's Seed & Implement Company, and making an appropriation therefo."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to committee on appropriations.

Engrossed House bill No. 227, by Mr. Kingery, entitled: An act for the relief of Mary J. Soash and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to committee on appropriations.

Engrossed House bill No. 49, by Mr. Wray, entitled "An act concerning domestic relations and to prevent and punish family desertion or non-support of wife or child or children, and providing for support bonds and suspension of trial and sentence, and authorizing and directing the county commissioners to work convicted persons and to pay certain monies to the wife, or child, or children for the labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offenses, and repealing sections 2444 and 5933 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 85, by Mr. Langford, entitled "An act appropriating funds for the relief of Laura Winter Nelson."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to committee on appropriations.

Engrossed House bill No. 91, by Messrs. Murphine, Zednick, Hastings, Sumner and Grass, entitled "An act making an appropriation for and directing the payment of the principal and

interest due on the purchase of fractional section 16 in township 25 north, range 4 east Willamette Meridian, made under the provisions of chapter 122, Laws of Washington, 1893, validating the sale of said fractional section and directing the execution and delivery of a deed for the same."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to committee on appropriations.

Engrossed House bill No. 155, by Mr. Greenbank, entitled "An act for the relief of Thomas R. Giles, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to committee on appropriations.

Senator Metcalf gave notice of a motion to reconsider the vote by which Senate bill No. 19 failed to pass the Senate.

On motion of Senator Espy, the secretary was instructed to procure for the use of the Senate eighteen sets of Remington & Ballinger's Codes and Statutes of Washington.

At 4:10 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate

TWENTY-FOURTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, February 5, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Henry L. Champie, of Olympia, offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

Senator McGuire stated that Rule No. 60, relating to admission of others than members to the floor of the Senate, was not being enforced.

The president announced that under his interpretation of Rule No. 60 any senator had the right to bring a friend or member of the senator's family into the chamber at any time, and permit them to sit with him during the deliberations of the Senate and that senators had the right to extend the courtesies of the Senate chamber to said persons.

Senator McGuire contended that the interpretation of the president was erroneous and appealed from the decision of the president, being seconded by Senators White and Chappell.

The president called Senator Allen to the chair.

The chair put the question "Shall the decision of the president stand as the judgment of the Senate?"

The president's decision was sustained.

Senator Rosenhaupt moved that the committee on rules be instructed to formulate and submit to the Senate a rule or rules revising Rule 60.

On motion of Senator Brown, the matter was laid on the table.

The secretary read

SENATE JOINT MEMORIAL NO. 12.

By Senator Leonard as follows:

To the Honorable Senate and House of Representatives of the United States:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully represent, that

WHEREAS, The Sixty-first Congress of the United States, in the passage of the Weeks law, recognized the duty of the federal government to assist the States in protecting the forested watersheds of navigable streams, and

WHEREAS, Under the provisions of said law the Secretary of Agriculture allotted to Washington, for the year 1912, the sum of \$10,000 to be expended by the state forester in such protection, and it appears that because of lack of funds the secretary is unable to continue the co-operation as fully as heretofore, and

WHEREAS, This state possesses great forest resources, forest indus-

tries and navigable streams the protection of which is of vital importance, and

WHEREAS, The state supports such protection through liberal appropriations by its Legislature and great expenditure of private money and effort; now therefore, be it

Resolved, That your memorialists, the Senate and House of Representatives of the State of Washington, earnestly petition and urge the Congress of the United States to continue federal co-operation as provided in section 2 of the Weeks law, and be it further

Resolved, That a copy of this memorial be forthwith transmitted to the presiding officer of the United States Senate, the speaker of the House of Representatives, the chairman of the Senate and House committees on agricultural appropriations, the secretary of agriculture and to each member of the Washington delegation in Congress.

On motion of Senator Leonard, the rules were suspended, the memorial was read second time, ordered printed, and referred to committee on memorials.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 4, 1913.

We, your committee on game, to whom was referred Senate bill No. 36 entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the appropriation committee.

JOSIAH COLLINS, *Chairman*.

We concur in this report: J. E. Campbell, John L. Sharpstein.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 4, 1913.

We, your committee on agriculture, to whom was referred Senate bill No. 212 entitled "An act to amend section 3163 of Remington & Ballinger's Annotated Code and Statutes of Washington, relating to liens for service of slers," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. C. McCoy, *Chairman*.

We concur in this report: John E. Chappell, C. W. Bethel, J. C. Weatherford.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred Senate bill No. 150 entitled "An act to authorize the county commissioners of the several counties in this state to offer and pay out of the county funds of the county treasurer, a bounty for magpie," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. C. McCoy, *Chairman*.

We concur in this report: John E. Chappell, C. W. Bethel, J. C. Weatherford.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred Senate bill No. 93 entitled "An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents, supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3040, 3041, and section 3042 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. C. McCoy, *Chairman*.

We concur in this report: John E. Chappell, C. W. Bethel, J. C. Weatherford.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 31, entitled "An act relating to the sale of intoxicating liquors, prohibiting treating and providing a penalty for violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

Add a section to the bill to be known as—

Section 5. It shall be unlawful for any person to purchase or pay for any intoxicating liquor to be drunk on the premises where purchased

by any person. It shall be unlawful for any person to drink on the premises where purchased any intoxicating liquor purchased by another.

Add a section to the bill to be known as—

Section 6. Any person violating the provisions of section 5 of this act shall be guilty of a misdemeanor.

H. A. ESPY, *Chairman*.

We concur in this report: G. E. Steiner, A. W. Anderson.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 31, entitled "An act relating to the sale of intoxicating liquors, prohibiting treating and providing a penalty for violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

We concur in this report: P. H. Carlyon, J. E. Campbell.

Senator Espy moved the adoption of the majority report.

Senator Sharpstein moved as a substitute that the minority report be adopted.

The president resumed the chair.

Senators Espy, Iverson and Leonard moved a call of the Senate.

The motion for a call of the Senate prevailed.

The sergeant-at-arms was instructed to lock the doors of the Senate chamber.

A call of the roll showed absent Senators Hewitt, Landon, Metcalf and Scott, all of whom were summoned from the committee rooms.

On motion of Senator White further proceedings under the call of the Senate were dispensed with.

A roll call on the substitute motion of Senator Sharpstein, was demanded by Senators Jackson, Espy, Landon, Troy, Brown, Collins, Davis, Iverson.

The secretary called the roll and the substitute motion failed to carry by the following vote:

Those voting aye were: Senators Allen, Bethel, Campbell, Carlyon, Collins, Fairchild, Flummerfelt, Hewitt, Imus, Jack-

son, Landon, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Troy—19.

Those voting nay were: Senators Anderson, Bowen, Brown, Chappell, Cotter, Davis, Espy, French, Hall, Hammer, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, Phipps, Scott, Steiner, Sutton, Weatherford, Wende, White—23.

The majority report on Senate bill No. 31 was adopted.

Senator Metcalf moved that the vote by which Senate bill No. 19 failed to pass the Senate be reconsidered.

A roll call on the motion was demanded by Senators Brown, Jackson, Piper, Hutchinson, Metcalf, Espy, Collins, Allen.

The secretary called the roll and the motion to reconsider carried by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Chappell, Collins, Fairchild, Flummerfelt, Hewitt, Imus, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—30.

Those voting nay were: Senators Bethel, Brown, Cotter, Davis, Espy, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Scott—12.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 1, 1913.

MR. PRESIDENT:

We, your committee on irrigation and arid lands, to whom was referred Senate bill No. 187, entitled "An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties known as Quincy Valley lands," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the appropriations committee, with the following amendments:

In section 24, line 2 of the printed bill, the same being line 19 of page 13 of the original bill, after the word "valley" insert the word "sinking."

In section 25, line 8 of the printed bill, the same being line 20 of page 14 of the original bill, strike the word "heretofore" and in lieu thereof insert the word "theretofore."

In section 30, line 3 of the printed bill, the same being line 30 of page 16 of the original bill, after the word "draw" insert the words "his warrant."

In section 35, line 6 of the printed bill, the same being line 15 of page 18 of the original bill, after the word "make" strike the word "and."

CHAS. H. FLUMMERFELT, *Chairman*.

We concur in this report: C. W. Bethel, R. A. Hutchinson, D. A. Scott, Arthur McGuire.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 22, entitled "An act to amend section 9259 of Remington and Ballinger's Annotated Codes and Statutes of Washington, which is section 17 of chapter 141, Laws of 1899, relating to taxes, redemption, penalty and interest," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 23, entitled "An act to amend section 9219 of Remington and Ballinger's Annotated Codes and Statutes of Washington, being section 6 of chapter 141 of the Sessions Laws of 1899, relating to the collection of taxes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 15, entitled "An act relating to the collection of taxes, providing to whom they shall be payable, prescribing the time and manner of payment and fixing the interest on delinquent taxes, and amending section 9219 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and amending section 2 of an act entitled 'An act relating to assessment and taxation, declaring certain property to be personal property, fixing its situs for taxation, providing for interest on unpaid personal property taxes, providing methods of distraint, making taxes a lien upon the proceeds of insurance, making a violation of the act a misdemeanor and declaring an emergency (approved Feb. 25, 1911),' " have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 57, entitled "An act to further amend sections 68, 102 and 107 of the act approved March 15, 1897, entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' as heretofore amended, and to amend section 95 of said act, said sections being respectively sections 9219, 9253, 9259, 9262 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 24, entitled "An act to amend Section 9253 of

Remington and Ballinger's Annotated Codes and Statutes of Washington, which is section 95 of chapter 71, Session Laws of 1897, relating to taxes, interest on delinquent taxes and effect of certificate," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 76, entitled "An act taxing notes secured by mortgage on real estate and exempting the owner of said real estate to that amount," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. SPEAKER:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 21, entitled "An act to amend section 9262 of Remington and Ballinger's Annotated Codes and Statutes of Washington, being section 20 of chapter 141 of Session Laws of 1899, relating to taxes, forfeitures and subsequent certificates," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

On motion of Senator Nichols, the votes by which the reports of the Senate committee on public revenue and taxation on Senate bills Nos. 22, 23, 15, 57, 24, 76 and 21 were adopted, were reconsidered.

On motion of Senator Nichols, the foregoing Senate bills, together with the reports on same, were ordered re-referred to the committee on public revenue and taxation.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 58, entitled "An act providing that the appointment of matrons, superintendents or supervisors of women and children's departments in all institutions for the public for the State of Washington, shall be graduated state registered nurses," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

PEDER JENSEN, *Chairman.*

We concur in this report: P. H. Carlyon, W. J. Sutton.

On motion of Senator Phipps, the report with the bill was ordered re-referred to the committee on medicine, dentistry, surgery and hygiene.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on state granted, school and tide lands, to whom was referred Senate bill No. 141, entitled "An act providing for the renting and repair of improved escheated lands," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the title of the bill, strike the words "providing for" and insert in lieu thereof the words "relating to."

In section 1, line 9 of the printed bill, the same being line 18 of the original bill, strike the words "which shall be collected and" and insert in lieu thereof the following words: "and the remainder which shall have been collected shall be."

G. E. STEINER, *Chairman.*

We concur in this report: H. A. Espy, Emerson Hammer, W. D. Cotter.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, a majority of your committee on appropriations, to whom was referred Senate joint resolution No. 3, relating to the appointment of a

committee to investigate and to report upon appropriations needed for the state soldiers' home and soldiers' home colony at Orting, and the state veterans' home at Port Orchard, to make certain inquiries of state board of control, authorizing said committee to visit the aforesaid homes at Orting and Port Orchard, and providing for its expenses in so doing, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. S. TROY, *Chairman.*

We concur in this report: A. W. Anderson, Dan Landon, D. A. Scott.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

I, a minority of your committee on appropriations, to whom was referred Senate joint resolution No. 3, relating to the appointment of a committee to investigate and to report upon appropriations needed for the state soldiers' home and soldiers' home colony at Orting, and the state veterans' home at Port Orchard, to make certain inquiries of state board of control, authorizing said committee to visit the aforesaid homes at Orting and Port Orchard, and providing for its expenses in so doing, have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON.

Senator Troy moved the adoption of the majority report.

Senator Troy moved that the resolution be re-referred to the committee on appropriations.

The motion to re-refer was lost.

Senator Cotter moved as a substitute that the minority report be adopted.

The substitute motion carried.

A communication from the speaker of the house advising the president that the speaker had been refused admission to the Senate floor at yesterday's session, was read.

Senator Piper moved the president be requested to advise the speaker that the Senate regretted the incident, which, occurred during a call of the Senate and after the doors to the Senate chamber had been locked on the president's order.

Senator Nichols moved as an amendment that the president make an appropriate reply to the communication of the speaker along the lines indicated in the motion of Senator Piper.

The motion as amended carried.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred engrossed House bill No. 164, entitled "An act making an appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

D. S. TROY, *Chairman*.

We concur in this report: E. L. French, Ed Brown, D. Landon, R. A. Hutchinson, P. H. Carlyon, D. A. Scott.

On motion of Senator Troy, the report of the committee was adopted.

On motion of Senator Sutton, the rules were suspended and engrossed House bill No. 164 was placed at the head of today's calendar.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, a majority of your committee on appropriations, to whom was referred House bill No. 246, entitled "An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: E. L. French, Ed Brown, D. Landon, P. H. Carlyon, D. A. Scott.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

I, a minority of your committee on appropriations, to who was referred House bill No. 246, entitled "An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

R. A. HUTCHINSON.

Senator Troy moved the adoption of the majority report.

Senator Hutchinson moved as a substitute the adoption of the minority report.

The substitute motion was lost.

The majority report was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

We, a majority of your committee on education, to whom was referred Senate bill No. 13, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Add to section 1 the following paragraph:

"The words 'member of said fund' and the words 'member of the teachers' retirement fund,' when used in this act shall mean any person who has filed the acceptance provided for in section 15 of this act, or who shall be appointed to teach after January 1, 1914."

In section 3, lines 12, 13 and 14 of the printed bill, same being lines 15, 16 and 17, page 2 of original bill, strike the words "*Provided*. That if said board shall elect one of its members secretary, such member may receive compensation for services rendered as secretary."

Add at the end of section 4 the following: "which bonds shall be subject to approval by the attorney general of the state. Said secretary shall not be a member of said board."

In line 4 of section 5 of the printed bill, the same being line 10 of the original bill, strike the words "the beneficiaries thereof" and insert in lieu thereof the words "persons receiving annuities."

In lines 8 and 9 of section 6 of printed bill, the same being line 31 of original bill, strike the words "at its meeting in September" and insert in lieu thereof the words "on or before the 15th day of September."

In line 3 of section 7 of printed bill, the same being line 5 of original bill, strike the words "two hundred and seventy (270)". and insert in lieu thereof the words "two hundred and forty (240)."

In line 3 of section 13 of printed bill, same being line 13 of original bill, after the word "annuities" add the words "benefits and refunds."

In line 6 of section 13 of printed bill, the same being line 17 of original bill, after the word "Washington" add the following: "The legality of any such county, school district, or municipal corporation bonds shall be first approved by the attorney general."

At the beginning of section 14 insert the following sentence: "Any teacher as defined in section 1 shall be eligible to membership in this fund."

In lines 16 and 17 of section 7 of printed bill, same being lines 26 and 27 of original bill, strike the words "created or existing under the laws of any state of the United States or municipality therein" and insert in lieu thereof the word "whatever."

At the beginning of section 1 strike the words "Definition of Teacher."

At the beginning of section 2 strike the words "Board of Trustees."

At the beginning of section 3 strike the words "Powers of Trustees."

At the beginning of Section 4 strike the words "Officers and Annual Meeting of Board."

At the beginning of section 5 strike the words "Annual Report and Fiscal Year."

At the beginning of section 6 strike the words "Treasurer's Powers and Duties."

At the beginning of section 7 strike the words "Conditions of Retirement on Annuity—Annuities."

At the beginning of section 8 strike the words "Annuity May Be Created to Amount Due the Fund."

At the beginning of section 9 strike the words "When Application for Annuity Shall Be Made."

At beginning of section 10 strike the words "Payment of Annuity May Be Suspended When Membership Ceases—Membership May Be Resumed."

At beginning of section 11 strike the words "Annuities Payable Semi-Annually."

At beginning of section 12 strike the words "How Fund Shall Be Made Up—Rates of Dues—Boards of Education, District Clerks, Custodians of School Moneys—Duties of."

At beginning of section 13 strike the words "Administration and Investment of Fund."

At beginning of section 14 strike the words "To Whom the Law Shall Apply."

At beginning of section 16 strike the words "Notification to Local Board of Directors—Duties of Members of Fund."

At beginning of section 18 strike the words "Duty of School Boards."

In line 5 of section 4 of the printed bill, same being line 30 of the original bill, after the word "elected" add the words and qualified."

In line 6 of section 7 of the printed bill, same being lines 10 and 11 of the original bill, after the word "retirement" add the words "whenever any female member of the Teachers' Retirement Fund shall have taught a period or periods aggregating twenty-five years embracing not less than two hundred and twenty-five months' service, fifteen years of which have been in the public schools of this state, such person shall at her request be retired and shall thereafter receive an annuity out of said fund equal to as many thirtieths of the full annuity as the years of total service."

In line 3 of section 9 of the printed bill, same being line 8 of the original bill, after the word "service" add the following: "except in the case of those who are not in actual service as teachers at the time

of the passage of this measure, but who otherwise are eligible to annuity."

In lines 6, 7, 8, 9, 10, 11, 12, 13, 14 of section 11 of the printed bill, same being lines 4, 5, 6, 7, 8, 9, 10, 11, 12, 13, 14 of the original bill, strike the words "In the event that any member in this fund resigns from his or her position as a teacher and thereby terminates membership in the fund, then and in that case such member shall be entitled to be paid out of this fund such sum as will equal one-half of all moneys paid into the fund by such teacher: *Provided further*, That in the event that such teacher subsequently resumes teaching, such teacher shall be required to refund to the said retirement fund the amount so withdrawn with interest thereon at the rate of five per cent. per annum, such sum to be so refunded within one year from the date of his or her return to service in the public schools of this state, or forfeit right of membership."

WALTER S. DAVIS, *Chairman*.

We concur in this report: Harve H. Phipps, George U. Piper.

SENATE CHAMBER,
OLYMPIA, WASH., January 30, 1913.

MR. PRESIDENT:

I, a minority of your committee on education, to whom was referred Senate bill No. 13, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

C. W. BETHEL.

On motion of Senator Davis, the majority report was adopted.

On motion of Senator Hewitt House bill No. 219 was withdrawn from the committee on municipal corporations and re-referred to the committee on harbors and harbor lines.

At the request of Senator McGuire, the members of the Senate committee on printing were permitted to hold meetings outside the chamber during the sessions, the members of said committee being excused until its labors were finished.

At 12:30 p. m., on motion of Senator Carlyon, the Senate took a recess until 2:00 o'clock this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 2:00 o'clock p. m. by President Hart.

INTRODUCTION OF BILLS.

Senate bill No. 245, by Senator Anderson, entitled "An act providing for the registration of farm names and making it unlawful to apply a registered farm name to any other farm or to the products of any other farm."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 246, by Senator Campbell, entitled "An act prohibiting the compulsory boarding of employes, providing for an additional amount to stipulated wage for board obtained away from employer's boarding house and providing a penalty for violation of this act."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 247, by Senator Troy, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils, and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 248, by Senator Anderson, entitled "An act relating to irrigation districts, amending sections 6442, 6427, 6439, 6441 and 6444 of Remington & Ballinger's Annotated

Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety.”

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on irrigation and arid lands.

Senate bill No. 249, by Senator Flummerfelt, entitled “An act to amend sections 3197 and 3198 of Remington & Ballinger’s Annotated Codes and Statutes of Washington, relating to trespass of sheep on certain lands, and providing a punishment therefor.”

The bill was read the first time, and on motion of Senator Flummerfelt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 250, by Senator Fairchild, entitled “An act to provide for an exemption from taxation of the personal property of every householder to an amount of three hundred (\$300) dollars, and of the personal property of every individual not having community interest in household furniture otherwise exempt, to an amount of one hundred (\$100) dollars.”

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 251, by Senator Espy, entitled “An act relating to issuance of intoxicating liquor licenses by boards of county commissioners, and repealing section 6263 of Remington & Ballinger’s Annotated Codes and Statutes of Washington.”

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 252, by Senator Piper, entitled "An act for the relief of F. M. Fortune for injuries sustained while in the employe of the State of Washington."

The bill was read the first time, and on motion of Senator Piper, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 253, by Senator Rosenhaupt, entitled "An act relating to the exchange or selection of public land."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 254, by committee on appropriations, entitled "An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 255, by Senator Iverson (by request), entitled "An act amending section 7679 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relative to the eligibility to office in cities of the third class."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

We, your committee on Senate employes, recommend that Lawrence Mack, page, be detailed to the work of pasting amendments in the Senate bill files; that his compensation be \$3.50 per day, and that Bradford Barnes be selected as page to fill the vacancy occasioned thereby.

OLIVER HALL, *Chairman*.

Concurred in by: Frank C. Jackson, Harry Rosenhaupt.

On motion of Senator Hall, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

I beg to report that on January 29 I selected Miss Bertha B. Lasswell and that on January 30 Mrs. Clara E. Lewis as stenographers, subject to the approval of the Senate.

Respectfully submitted.

WM. T. LAUBE, *Secretary.*

On motion of Senator Jackson, the report was adopted and the appointments approved by the Senate.

The secretary read

SENATE CONCURRENT RESOLUTION No. 9.

By Senator Hutchinson:

WHEREAS, From the establishment of the government of these United States, beginning with the Continental Congress, recorded from time to time in later congresses and different state legislatures, resolutions of sympathy and encouragement have been sent to the people of Ireland, the descendants of whom form and play such active and patriotic parts in our common history and common life of today in all things making to our country's good,

Be It Resolved by the Senate of the State of Washington, the House concurring, That we heartily congratulate the Hon. John E. Redmond, leader of the Irish Parliamentary party, and through him the people of Ireland and Great Britain, upon the happy mutual understanding now reached between them, and that the bond of legislative freedom for Ireland will be a strong link in the unity of the British empire, and to the peace, good will and prosperity of all her people.

On motion of Senator Hutchinson, the resolution was read second time, ordered printed and referred to the committee on memorials.

GENERAL FILE.

Engrossed House bill No. 164, by Mr. Stevens, entitled "An act making appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole for the purpose of considering engrossed House bill No. 164.

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

On motion of Senator Shaefer, the report of the committee was adopted.

Senator Scott moved a call of the Senate and was seconded by Senators Hutchinson and Piper.

The motion for a call of the Senate was put and failed to carry.

The secretary called the roll on final passage of engrossed House bill No. 164, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Wende, White—37.

Those voting nay were: Senators Sharpstein, Weatherford—2.

Absent or not voting were: Senators, Hewitt, Landon, Leonard—3.

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

Senate bill No. 101, by Senator Hutchinson, entitled "An act defining the duties of drivers of vehicles in case of accident, and providing punishment for non-observance thereof," was read third time.

Senator Nichols moved that the bill be amended by striking therefrom that portion of section 1 after the word "collision" in line 11 of said section of the original bill.

The proposed amendment failed to carry.

On motion of Senator Metcalf, the bill was amended as follows: In section 1, by substituting the words "such driver" for the word "they" in line 7; by striking the word "their" in line 8 and by substituting the word "the" for the word "their" in

both places where the same appears in line 9; and by striking the words "they have had a collision" in lines 10 and 11 and inserting in lieu thereof the words "the collision has occurred."

On motion of Senator Brown, the bill was amended by inserting after the word "and" in line 11 of section 1 of the original bill, the words "in case of personal injury such driver shall."

On motion of Senator Bowen, the bill was amended by inserting after the word "officer" in line 12 of section 1 of the printed bill, the words "in the county in which the accident occurred."

On motion of Senator Allen, the bill was amended by adding to the same the following new section: "Section 3. All automobile licenses issued by the secretary of state after the passage of this act, shall bear upon the face thereof a copy of this act."

On motion of Senator Hall, the bill was amended by substituting a period for the comma after the word "misdemeanor" at the end of line 14 of section 2 of the original bill, and striking the portion of the section appearing after said period.

The secretary called the roll on final passage of Senate bill No. 101 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, McCoy, McGuire, Nichols, Phipps, Scott, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—31.

Senators absent or not voting: Allen, Carlyon, French, Hewitt, Landon, Leonard, Metcalf, Piper, Rosenhaupt, Shaefer, Troy—11.

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

Senate bill No. 196, by committee on public revenue and taxation, entitled "An act requiring all irrigation companies to file with the county auditor of each county a plat showing the exact

location and width of rights of way of their ditches and canals," was read third time.

On motion of Senator Phipps, the bill was amended by inserting after the word "year" in line 2 of section 1 of the original bill the words "when an assessment upon real estate is made."

Senator McGuire moved to amend the bill by striking the word "arbitrary" in line 4 of section 2 of the original bill.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 196, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Campbell, Collins, Cotter, Davis, Espy, Flummerfelt, Hammer, Iverson, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Weatherford, White—26.

Those voting nay were: Senators Hall, Hutchinson, Jensen, McGuire, Steiner, Wende—6.

Those absent or not voting were: Senators Carlyon, Fairchild, French, Hewitt, Imus, Jackson, Landon, Leonard, Sutton, Troy—10.

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

Senate bill No. 198, by committee on educational institutions, entitled "An act relating to the lands in section 16, township 25 north, range 4 east W. M., and in blocks 7 and 8 of Lake Washington shore lands and dedicating to the public certain portions thereof," was read third time.

On motion of Senator Nichols, the Senate resolved itself into a committee of the whole for the purpose of considering Senate bill No. 198.

The bill was considered in committee of the whole, Senator Sharpstein in the chair, and was reported back to the Senate with the recommendation that it do pass with the following amendment to the title: Strike the word "and" in the third

line of the title of the original bill, substitute a comma for the period at the end of the title and add the following words, "and prohibiting the condemnation of such lands."

On motion of Senator Sharpstein, the report of the committee was adopted.

The secretary called the roll on final passage of Senate bill No. 198 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende—33.

Those absent or not voting were: Senators Brown, Carlyon, French, Hewitt, McCoy, Scott, Steiner, Troy, White—9.

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

Senate bill No. 130, by Senator Sharpstein, entitled "An act relating to the garnishment of the salary of any public officer, deputy public officer or public employe," was read third time.

The secretary called the roll on final passage of Senate bill No. 130, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—31.

Those voting nay were: Senators McGuire, Piper—2.

Those absent or not voting were: Senators Carlyon, Fairchild, French, Hewitt, Landon, McCoy, Scott, Steiner, Troy—9.

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

Senate bill No. 103, by Senator White, entitled "An act relating to notaries public, and amending section 8297 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll and the bill passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—34.

Those absent or not voting were: Senators Carlyon, Espy, French, Hewitt, Landon, Scott, Steiner, Troy—8.

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

Senate bill No. 107, by Senator Brown, entitled "An act relating to attachments, and amending section 648 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Metcalf, the bill was amended by substituting the word "be" for the word "are" in the last line of the original bill.

The secretary called the roll on final passage of Senate bill No. 107 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—33.

Those absent or not voting were: Senators Carlyon, Espy, French, Hewitt, Iverson, Landon, Scott, Steiner, Troy—9.

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

Senate bill No. 114, by Senator Wende, entitled "An act relating to costs in civil actions, and providing for attorney's fee as costs in actions upon insurance policies, indemnity or surety bonds," was read third time.

The secretary called the roll on final passage of Senate bill No. 114 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Those absent or not voting were: Senators Allen, Bethel, Carlyon, Espy, French, Hewitt, Landon, Scott, Troy—9.

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

Senate bill No. 133, by Senator Imus, entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington and Ballinger's Annotated Codes and Statutes of Washington, was read third time.

The secretary called the roll on final passage of Senate bill No. 133 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Those absent or not voting were: Senators Brown, Carlyon, Espy, French, Hewitt, Jackson, Landon, Scott, Troy—9.

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

Senate bill No. 200, by committee on public revenue and taxation, entitled "An act to amend sections 9219, 9253, 9259 and 9262 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to taxation," was read third time.

On motion of Senator Phipps, the bill was amended by striking in line 7 of section 1 of the original bill the words and fig-

ures "section 9219" and inserting in lieu thereof the words and figures "that sections 9219, 9253, 9259 and 9262," and in line 8 of section 1 by substituting the words "are hereby" for the words "shall be."

On motion of Senator Phipps, the bill was amended by striking lines 2, 3 and 4 of section 2, lines 24, 25 and 26 of section 3, and lines 2, 3 and 4 of section 4 from the original bill.

Senator Phipps moved to amend the bill by substituting the word "twelve" for the word "ten" in line 20 of section 4 of the original bill.

The previous question on the motion was moved by Senator Piper, supported by Senators Allen and Brown.

The motion for the previous question was lost.

Senator Espy moved to amend the bill by changing the period to a colon after the word "paid" in line 30 of section 1 of the original bill and inserting the following: *Provided further*, There shall be an allowance of three per cent rebate to all payers of taxes on real property in one payment and in full on or before the fifteenth day of March next prior to the date of delinquency. All rebates allowed under this section shall be charged to the county current expense fund, and."

The proposed amendment failed to carry.

Senator Nichols moved to amend by striking section 4 of the bill.

A roll call on the proposed amendment was demanded by Senators Nichols, Hammer, Chappell, Anderson, Sharpstein, Scott, Carlyon.

The secretary called the roll and the amendment was lost by the following vote:

Those voting aye were: Senators Anderson, Carlyon, Nichols, Sharpstein, Troy, Weatherford, White—7.

Those voting nay were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Wende—31.

Those absent or not voting were: Senators Hewitt, Jackson, Landon, Piper—4.

The secretary called the roll on final passage of Senate bill No. 200 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Shaefer, Steiner, Stephens, Sutton, Wende—32.

Those voting nay were: Senators Nichols, Rosenhaupt, Sharpstein, Troy, Weatherford, White—6.

Those absent or not voting were: Senators Hewitt, Jackson, Landon, Piper—4.

On motion of Senator Phipps, the title of the bill was amended to read as follows: "An act relating to taxation and amending sections 9219, 9253, 9259 and 9262 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and the amended title was ordered to stand as the title of the act.

Senator McGuire moved the adoption of the following resolution:

Resolved, That the privileges of the Senate be extended to former Senator E. C. Davis during the current week.

Senator Scott moved to amend by including former Senator Bassett in the resolution.

The amendment was accepted by Senator McGuire and incorporated in his resolution.

The resolution as amended was adopted.

At 4:45 p. m., on motion of Senator Allen, the Senate adjourned.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

TWENTY-FIFTH DAY**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, February 6, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart pursuant to adjournment.

Rev. Henry L. Champie, of Olympia, offered prayer.

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

On motion of Senator Anderson, the reading of the journal of yesterday was dispensed with, and it was approved.

A petition from the Seattle Woman's Union Card and Label League, praying the passage of Senate bill No. 180, was read and ordered referred to the committee on labor and labor statistics.

On motion of Senator Carlyon, the following resolution was adopted.

Resolved, By the Senate, that all bills reported back from committees with more than one report be put upon general file without debate and without action on the reports.

The secretary read

SENATE JOINT MEMORIAL NO. 13.

By Senator Espy:

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled, being the Thirteenth regular session, most respectfully petition and state as follows:

That House joint resolution No. 277, in the House of Representatives of the United States, introduced March 22, 1912, by Mr. Sweet, and referred to the committee on the judiciary and ordered to be printed, and which reads as follows:

"Joint resolution proposing an amendment to the constitution prohibiting polygamy.

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 proposed amendment to the constitution, which shall be to all intents and purposes a part of the constitution when ratified by the legislatures of three-fourths of the states:

First, polygamy shall be prohibited in the United States and in all territory under their jurisdiction.

Second, Congress shall have power to enforce by appropriate legislation the provisions of this article."

Be adopted by the Congress of the United States, and be it

Resolved, That a copy of this memorial be forthwith transmitted to the Senate and House of Representatives of the United States, at Washington, D. C.

Senator Espy moved that the rules be suspended, the memorial be read second and third times, ordered printed and placed on final passage.

Senator Hall moved to amend the motion that the memorial be read second time, ordered printed and referred to the committee on memorials.

The motion of Senator Hall prevailed.

Senator Anderson gave notice of a motion to reconsider the vote by which Senate bill No. 200 passed the Senate.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 192, entitled "An act relating to the assessment of fish-traps, fishtrap locations and fishing locations by the state board of tax commissioners;"

Also engrossed Senate bill No. 193, entitled "An act relating to the assessment of registered water craft by the state board of tax commissioners as personal property;"

Also engrossed Senate bill No. 195, entitled "An act to amend section 9200 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the equalization of assessments, by adding to said section a proviso limiting the time when application may be made for a reduction of an assessment to the first six days of the session of the county board of equalization,"

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HARRY H. WENDE, *Chairman*.

We concur in this report: W. C. McCoy, G. E. Steiner, John E. Chappell.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 3, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate concurrent resolution No. 4, relating to the making of an appropriation for the building and equipment of any public building, etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the committee on rules and joint rules, with the following amendment:

In line 2 of the printed bill, the same being line 4 of the original bill, after the word "state" insert the following: "where a contract is to be let."

D. S. TROY, *Chairman*.

We concur in this report: A. W. Anderson, Dan Landon, Ed Brown, R. A. Hutchinson, D. A. Scott.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

We, a majority of your committee on appropriations, to whom was referred Senate bill No. 66, entitled "An act establishing a powder factory, providing for the management of, and the sale of powder therefrom, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. S. TROY, *Chairman*.

We concur in this report: D. A. Scott, A. W. Anderson, D. Landon.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

We, a minority of your committee on appropriations, to whom was referred Senate bill No. 66, entitled "An act establishing a powder factory, providing for the management of, and the sale of powder therefrom, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, ED. BROWN.

On motion of Senator Troy, the bill and both reports were ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 159, entitled "An act relating to the expenditure of money for the maintenance of state institutions," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Henry H. Wende, Geo. W. Shaefer, Harve H. Phipps, A. H. Imus, H. M. White, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
MR. PRESIDENT: OLYMPIA, WASH., January 31, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 128, entitled "An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this chapter and amending section 8746 of Remington & Ballinger's Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 8 of the printed bill, same being line 20 of the original bill, before the word "endorsement" insert the words "or its."

In the title strike the word "chapter" and substitute therefor the word "act."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Henry H. Wende, Geo. W. Shaefer, Harve H. Phipps, A. H. Imus, H. M. White, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
MR. PRESIDENT: OLYMPIA, WASH., February 5, 1913.

We, your committee on appropriations, to whom was referred House bill No. 106, entitled "An act providing for the payment of interest on bonds issued for the purchase of the highway bridge across the Columbia river at Wenatchee, under chapter 78 of the Laws of 1909, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: D. A. Scott, D. Landon, A. W. Anderson, R. A. Hutchinson, Ed. Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on harbor and harbor lines, to whom was referred engrossed House bill No. 219, entitled "An act relating to cities of the second or third class, providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their borders and in effecting such fill and drainage and to secure material therefor, empowering such cities to construct and control shipping canals and artificial waterways for public use, and to acquire, hold and lease lands abutting upon said canals or waterways for the purpose of erecting public docks, wharves and bridges and to lease said lands to private persons or concerns for manufacturing, shipping and other commercial purposes," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

DAN LANDON, *Chairman*.

We concur in this report: Ed. Brown, H. A. Espy.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 4, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 132, entitled "An act making unlawful certain bargains, contracts, agreements and understandings relating to bids upon public works or contracts, or relating to any bid on the sale of state, granted or public lands or relating to certain contracts between the state or any county or municipal corporation therein, and providing penalties for the violation of the terms of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 11 of the printed bill, same being line 26 of the original bill, strike the first word "or" and substitute therefor the word "nor."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Henry H. Wende, Geo. W. Shaefer, Harve H. Phipps, A. H. Imus, H. M. White, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 256, by Senator Hutchinson, entitled "An act relating to government, regulation, control and maintenance of the state penitentiary, the state reformatory, the

eastern hospital for the insane, the state institution for the feeble-minded, the western hospital for the insane, the northern hospital for the insane, the state industrial school, the state school for the deaf and blind, the state soldiers' home, the Washington veterans' home, and the state capitol building and grounds, and repealing chapter CXIX of the Session Laws of 1901 and chapter 166 of the Session Laws of 1907."

The bill was read the first time, and on motion of Senator Hutchinson the rules were suspended, the bill read the second time by title, ordered printed and referred to the committee on state charitable institutions and state penal and reformatory institutions.

Senate bill No. 257, by Senator Cotter, entitled "An act relating to the boundaries of the twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth and twenty-ninth senatorial districts, and the thirty-fifth, thirty-sixth, thirty-seventh, thirty-eighth and thirty-ninth representative districts in Pierce county, Washington."

The bill was read the first time, and on motion of Senator Cotter the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 258, by Committee on Municipal Corporations, entitled "An act authorizing the assessment for local improvement of lands belonging to school districts within the limits of any city or town; and providing a method for the payment of such assessment and validating all assessments for local improvements by any city or town heretofore made against land belonging to a school district."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 259, by Committee on Municipal Corporations, entitled "An act relating to vacation of streets and alleys and to amend sections 7840 and 7841 of Remington and Ballinger's Code of the State of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 260, by Senator Shaefer, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class for educational, social, recreational and other community purposes; and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 261, by Senator Sutton, entitled "An act providing for apportioning of the income of the permanent normal school fund between the normal schools of the state."

The bill was read the first time, and on motion of Senator Sutton the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

GENERAL FILE.

Senate bill No. 96, by Senator Stephens, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 96, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—32.

Those absent or not voting were: Senators Chappell, Collins, Cotter, Hewitt, Imus, Iverson, Jackson, Metcalf, Piper, Shaefer—10.

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

The following telegram was read by the secretary:

CHENEY, WASH., February 5, 1913.

R. A. Hutchinson, Senate Chamber, Olympia, Wash.:

The Cheney Commercial Club congratulates and thanks the Spokane county delegation and all friends who helped effect magnificent vote in House and Senate on the normal rebuilding appropriation bill.

C. D. MARTIN, *President.*

N. E. HINCH, *Secretary.*

Senate bill No. 14, by Senator Collins, entitled "An act amending section 21 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words "bank," "trust" and "savings" in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation,' approved March 16, 1907," was read third time.

On motion of Senator Metcalf, the bill was amended by striking the words "of the state" in line 2 of section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 14, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Carlyon, Chappell, French, Imus, Iverson, Jackson, Nichols, Piper, Shaefer—9.

On motion of Senator Metcalf, the title of the bill was amended by striking in line 3 thereof the words "of the state," and the amended title ordered to stand as the title of the act.

Senate bill No. 201, by Senator Nichols, entitled "An act relating to commercial waterway districts, amending chapter XI of the Laws of 1911, of the State of Washington, relating to commercial waterway districts, validating certain proceedings heretofore had with reference to waterway districts, and providing that this act shall take effect immediately," was read third time.

On motion of Senator Nichols, the bill was amended by striking the word "further" in line 11 of section 5 of the original bill, and by inserting the word "further" after the word "provided" in line 20 of section 11 of the original bill.

The secretary called the roll on final passage of Senate bill No. 201 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Collins, French, Hewitt, Iverson, Phipps, Piper, Stephens—7.

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

On motion of Senator Collins, the courtesies of the Senate were extended to former Senators Rydstrom, Myers, and Roberts.

SPECIAL ORDER.

The hour of 11:00 o'clock having arrived the Senate resumed the consideration of substitute Senate bill No. 8, which was special order for this hour.

Senator Collins moved a call of the Senate and was seconded by Senators Anderson and Nichols.

The motion for a call of the Senate carried.

The sergeant-at-arms closed the doors of the Senate chamber.

On motion of Senator Collins, further proceedings under the call of the Senate were discontinued.

Senator Phipps moved that the special order for the consideration of substitute Senate bill No. 8 go over to 11:00 o'clock Monday forenoon, February 10th.

The motion was lost.

Substitute Senate bill No. 8, by Senate Game Committee, entitled "An act relating to game, animals, birds and fishes, creating a state game commission, etc.," was read third time.

On motion of Senator Sharpstein, the bill was amended by adding to the end of line 30 of section 1 of the original bill the following: "The governor may remove any commissioner at any time."

On motion of Senator Sharpstein, the bill was amended by inserting the words "supported and" before the word "audited" in line 10 of the second page of section 3 of the original bill.

Senator Hutchinson moved to amend the bill by striking the period after the word "therein" in line 21 of section 9 of the original bill and adding after said word "therein" the following: "and it shall be unlawful for any person to shoot any game bird within one-fourth of a mile of any place where wild rice grows or where cereals or vegetables are deposited for food."

Senator Bethel moved to amend the proposed amendment by striking therefrom the words "wild rice grows or where."

The motion of Senator Bethel carried.

On motion of Senator Jackson, the amendment proposed by Senator Hutchinson was amended by inserting between the words "for" and "food," being the last two words of the proposed amendment, the word "game."

A roll call on the adoption of the amendment of Senator Hutchinson, as amended, was demanded by Senators Collins, Jackson, Iverson, Hutchinson, Brown, Bethel, Hall and Scott.

The secretary called the roll and the amendment, as amended, was adopted by the following vote:

Those voting aye were: Senators Bethel, Brown, Campbell, Chappell, Cotter, Davis, Espy, Flummerfelt, Hammer, Hutchinson, Iverson, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Troy, Wende—21.

Those voting nay were: Senators Allen, Anderson, Bowen, Carlyon, Collings, Fairchild, French, Hall, Hewitt, Imus, Jackson, Jensen, Leonard, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Weatherford, White—20.

Absent or not voting: Senator Piper—1.

Senator Iverson moved to amend the bill by striking the words "or to fish for game fish" after the word "state" in line 9 of section 13 of the original bill.

The motion was lost.

Senator Metcalf moved to amend the bill by striking out the words "except upon lands owned or leased by himself," in lines 9 and 10 of section 13 of the original bill.

The amendment failed to carry.

Senator Sharpstein moved to amend the bill by inserting after the words "to fish" in line 9 of section 13 of the original bill, the words "in fresh water."

The motion prevailed.

On motion of Senator Sharpstein, the bill was amended by striking the words "the 31st day of December of the year in which it was issued," and substituting therefor "until the 1st day of March following the date of its issue" in lines 23 and 24 of paragraph (a) of section 14 of the original bill.

On motion of Senator Sharpstein, the bill was amended by striking the words and figures: "the 31st day of December of the year in which such license is issued," and substituting therefor the words "until the 1st day of March following the day of its issuance" in lines 30 and line 1 of paragraph (b) of section 14 of the original bill.

On motion of Senator Sharpstein, the bill was amended by striking in lines 6, 7 and 8 of paragraph (c), section 14 of the

original bill, the words "up to and including the 31st day of December of the year in which the same is issued" and substituting therefor the words "until the 1st day of March following the date of its issuance."

On motion of Senator Sharpstein, section 15 of the bill was amended by striking in lines 18, 19 and 20 of the original bill the words "and in all cases other than that of a non-resident the application shall be accompanied by an affidavit in writing signed by the applicant, to the effect" and inserting in lieu thereof the words "and said applicant shall state in said application if he applies for any other than a non-resident license" and by striking the period after the word "affidavit" in line 22 of said section and adding after said word the following: "and if any applicant for a license under the provisions of this act shall state that he is a resident of the State of Washington and he is not such resident, the person guilty thereof shall be guilty of a misdemeanor;" and was further amended by substituting the word "application," for the word "affidavit" in line 22 of the same section.

On motion of Senator Rosenhaupt, the bill was amended by adding to the end of section 14 the following: "Provided, further, that if any adjoining state grant special privileges or rights to the citizens of this state, then the citizens of such adjoining state shall have and enjoy the same rights and privileges in this state."

Senator Bethel moved to amend by substituting the figures "14" for the figures "16" in line 3 of section 16 of the original bill.

The amendment failed to carry.

Senator Rosenhaupt moved to amend section 16 of the original bill as follows, before the word "fishing" in line 4 add the words "hunting or" and in the same line after the word "time" insert the words "without a license" and at the end of line 4, add the words "hunt or."

The proposed amendments failed to carry.

Senator Bethel moved to strike the words "or to take or kill" in line 8 of section 17 of the original bill.

The motion was lost.

On motion of Senator Sharpstein, the bill was amended by inserting the word "and" before the word "seize" in line 12 of section 20 of the original bill and by striking the words "abate and destroy" in said line.

On motion of Senator Sharpstein, section 22 of the bill was numbered section "24" and the following new sections added after section 21:

Section 22. The state game commission shall be and is hereby authorized upon the petition of twenty-five or more residents of any county when recommended by a state game warden, to close for fishing any stream or portion thereof, or any lake or portion thereof, for the purpose of propagating fish within the portion of such lake or stream so ordered closed, and if any person shall fish within the portion of any stream or lake so ordered closed, the person so guilty shall be guilty of a misdemeanor.

Section 23. The state fish commissioner may be given by the state game commission supervision and control of any and all fish hatcheries which may be now or hereafter established within the state.

On motion of Senator Sharpstein, the further consideration of substitute Senate bill No. 8 was made a special order for 11:15 o'clock Monday forenoon, February 10th.

Senator McGuire gave notice of a motion to reconsider the vote by which the amendment to substitute Senate bill No. 8, made on the motion of Senator Hutchinson, was adopted by the Senate.

The following telegram was presented to the secretary by Senator Sharpstein, and on motion of Senator Sharpstein, was ordered spread on the journal:

CHENEY, WASH., February 5, 1913.

Senator W. J. Sutton, Olympia, Wash.:

Your telegram today brings mighty good news. Want to congratulate you personally on the results of your good work. Feel like getting out on street, as did the students, and saying, Rah! Rah! Rah! Sutton, Sutton, Sutton. There are certainly a lot of relieved people in Cheney tonight.

R. H. McCARTNEY.

On motion of Senator White, it was ordered that there be printed 500 additional copies of Senate bill No. 90.

At 1:00 o'clock p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

TWENTY-SIXTH DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Friday, February 7, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart pursuant to adjournment.

Rev. Henry L. Champie, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senators Sutton and Stephens.

On motion of Senator Bowen, the reading of yesterday's journal was dispensed with, and it was approved.

On motion of Senator Rosenhaupt, Senators Stephens and Sutton were excused from attendance on today's sessions.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 6, 1913.

We, your committee on agriculture, to whom was referred Senate bill No. 245 entitled "An act providing for the registration of farm names and making it unlawful to apply a registered farm name to any other or to the products of any other farm," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

W. C. McCox, *Chairman.*

We concur in this report: C. W. Bethel, John E. Chappell, W. D. Cotter.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred Senate bill No. 39 entitled "An act to repeal sections 3038, 3039, 3040, 3041, 3042, 3043 and 3044 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and chapter 60 of the session laws of the State of Washington of 1911, amendatory thereof, relating to prevention of spread of noxious weeds," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

W. C. McCoy, *Chairman*.

We concur in this report: C. W. Bethel, John E. Chappell, W. D. Cotter.

On motion of Senator McGuire, the bill, together with the committee's report on same was ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 131 entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditures thereof and providing for the validation and retirement of existing road and bridge indebtedness, and repealing sections 5590, 5591, 5592, 5593, 5594, 5595, 5596, 5597, 5598, 5599, 5600, 5601 and 5602, Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. Scott, *Chairman*.

We concur in this report: W. Fairchild, Frank C. Jackson.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 112, entitled "An act relating to the licenses to practice medicine, surgery, osteopathy or other systems and modes of treating the sick and afflicted, and amending section 8389 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report

the same back to the Senate with the recommendation that it be indefinitely postponed.

PEDER JENSEN, *Chairman*.

I concur in this report: W. J. Sutton.

On motion of Senator Shaefer, the bill, together with the committee's report on same, were ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 17, entitled "An act prohibiting marriage between white and colored races, providing punishment for violations thereof, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill submitted herewith to be known as substitute Senate bill No. 17, be substituted therefor, and that such substitute bill be placed on the general file.

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, Ralph L. Nichols, D. Landon, Josiah Collins, A. H. Imus.

On motion of Senator Phipps, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on county and county boundaries, to whom was referred Senate bill No. 33 entitled "An act relating to the creation and organization of the county of Vashon, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

In section 12, line 3, of the printed bill, same being line 5 of the original bill, strike the word "60th" and substitute therefor the word "61st."

In section 12, line 4, of the printed bill, the same being line 6 of the original bill, after the word "representative" strike the balance of the section, placing a period after the word "representative."

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: B. A. Bowen, Henry H. Wende, Oliver Hall.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments:

In line 1 of the title of the printed bill, the same being line 2 of the title of the original, strike the words "and providing state aid therefor."

Strike all of section 10, renumbering the following sections to conform therewith.

In section 11, line 6, of the printed bill, the same being section 11, line 1, of the original bill, after the word "same," strike the remainder of the paragraph.

Strike all of section 13, renumbering the following sections to conform therewith.

In section 15, line 2 of the printed bill, the same being section 15, line 21 of the original bill, beginning after the words "State Board of Control," strike the remainder of the section.

D. S. TROY, *Chairman.*

We concur in this report: Ed Brown, D. Landon, E. L. French, A. W. Anderson, D. A. Scott, R. A. Hutchinson.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 5, 1913.

MR. PRESIDENT:

We, a majority of your committee on education, to whom was referred Senate bill No. 225 entitled "An act to prevent the organization of secret societies of every nature or kind in any of the public schools of the State of Washington, and to provide for and authorize the board of directors of the respective public schools and high schools of the State of Washington to punish the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the first line of the title strike the words "To prevent the organization of" and insert in lieu thereof the words "relating to."

In line 3 of section 1 of the printed bill, the same being line 12 of the original bill, after the word "state" insert the following: "And all other organizations or groups of a secret, exclusive or otherwise objectionable character whose harmful effect reaches into the school,

whether such organizations be wholly or in part outside of the school."

And at the end of section 2 add the following: "pledge themselves to become members of them, attend their meetings, banquets, dances or other functions or have anything whatever to do with them."

At the end of section 3 add the following: "except as it shall effect public school or high school pupils who pledge themselves to become members of fraternities or sororities in these institutions."

WALTER S. DAVIS, *Chairman.*

We concur in this report: C. W. Bethel, Harve H. Phipps.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

I, a minority of your committee on education, to whom was referred Senate bill No. 255 entitled "An act to prevent the organization of secret societies of every nature or kind in any of the public schools of the State of Washington, and to provide for and authorize the board of directors of the respective public schools and high schools of the State of Washington to punish the violation thereof," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

JOHN L. SHARPSTEIN.

The reports were ordered placed on general file, together with the bill.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

Your committee on engrossed bills to whom was referred Senate bill No. 68, entitled "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have compared the same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, D. A. Scott.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

The House has passed Senate concurrent resolution No. 7, "relating to the preparation of a printed record of memorial services held Janu-

ary 28, 1913," with the following amendment: "After the word January 28th" in line 5, add "and February 3rd."

Also House bill No. 381 entitled "An act to adopt Pierce's Code as an official compilation;"

Also House joint substitute resolution No. 1, relating to an amendment to the constitution, providing for the election of United States Senators by the people;

Also House bill No. 245 entitled "An act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, for the salaries and expenses of the Industrial Insurance Department for the remainder of the biennial period ending March 31, 1913;"

Also engrossed House bill No. 15 entitled "An act providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens;"

Also House concurrent resolution No. 15, "Appointing committee of four members of the House and four members of the Senate to confer with a like committee from the Oregon legislature for the purpose of securing joint laws relating to the fishing industry on the Columbia river:"

Also House bill No. 159 entitled "An act to repeal sections 2691 and 2692 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909, relating to soliciting or receiving tips and providing a penalty therefor;"

Also the House has passed the following resolution:

"*Resolved*, That the Senate be invited to appoint a special committee to confer with the House committee on logged-off lands."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk*.

On motion of Senator Collins, the above invitation of the House to appoint a committee on logged-off lands was accepted by the Senate.

The president appointed as Senate members of such committee, Senators Allen, Metcalf, Brown, French, Hammer.

On motion, the rules were suspended and the secretary read out of order

HOUSE CONCURRENT RESOLUTION NO. 15

By Mr. Sims, as follows:

"*Be it resolved* By the House, the senate concurring, That a joint committee of four members of the House and four members of the Senate be appointed to meet and confer with a like committee from the Oregon legislature for the purpose of securing joint laws relating to the fishing industry on the Columbia river, and such other matters

concerning rights and privileges on said river as shall be governed by concurrent laws, that conflict of authority between this state and the State of Oregon may be avoided."

On motion of Senator White, the rules were suspended and House concurrent resolution No. 15 was read second and third times and placed on general file.

The secretary called the roll and House concurrent resolution No. 15 was adopted in the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Landon, McCoy, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—28.

Voting nay: Senator Bethel—1.

Those absent or not voting were: Senators Allen, Brown, Fairchald, Hutchinson, Imus, Jackson, Leonard, Metcalf, McGuire, Piper, Rosenhaupt, Stephens, Sutton—13.

The president appointed as Senate members of the committee provided for in said resolution, Senators Espy, Imus, White and Leonard.

INTRODUCTION OF BILLS.

Senate bill No. 262, by Senators Sharpstein and Rosenhaupt, entitled "An act relating to employment on public works and in public departments and offices, and amending section 8925 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 263, by Senators Sharpstein and Rosenhaupt, entitled "An act relating to licenses for peddling, vending and selling of goods, and amending sections 8927 and 8928 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 264, by Senator Shaefer, entitled "An act relating to eminent domain by cities, and the payment of the assessments levied thereunder, and amending section 7799 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 265, by Senator Shaefer, entitled "An act relating to eminent domain by cities and amending section 7803 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 266, by Senator Shaefer, entitled "An act relating to assessments for local improvement of certain lands, owned by the State of Washington, and validating certain assessments, heretofore made on such lands and amending section 6877 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 267, by Senator Shaefer, entitled "An act relating to the validation of certain assessments heretofore made by cities of the first class, in the state of Washington."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 268, by Senator Collins, entitled "An act to amend sections three (3), eight (8), twenty-B (20-B) and fifty-one (51) of an act entitled 'An act relating to the registration and confirmation of titles to land,' being chapter two hundred and fifty (250) of the Session Laws of Washington for 1907."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 269, by Senator Landon, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any primary, general, special or other election within the State of Washington, by means of voting machines; to provide for the purchase of the same; to provide rules and regulations for the conduct of elections held with said machines, and to provide penalties for the violation of this act, and to repeal all acts or parts of acts inconsistent herewith."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 270, by Senator Sharpstein, entitled "An act relating to the killing of wild fowl, prohibiting the putting out of food to attract the same, and providing penalties."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 271, by Senators Landon, McCoy and Cotter, entitled "An act amending sub-division 3 of section 2436 Remington & Ballinger's Code of the State of Washington relating to the offense of having carnal knowledge of children."

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

Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 272, by Senator Landon, entitled "An act to amend section 11, chapter 78, of the Session Laws of 1907 entitled 'An act to provide for the assessment of the operating property of railroads,' approved March 6, 1907."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 273, by Senators Shaefer, White and Steiner, entitled "An act to amend section 10, article XI of the constitution of the State of Washington relating to incorporation of municipalities."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Substitute Senate bill No. 17, by judiciary committee, entitled "An act relating to marriages and the issuance of marriage licenses; prohibiting marriages between certain persons, and providing penalties for the violation of this act."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed House bill No. 15, by Mr. Hughes, entitled "An act providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title and referred to the committee on constitution and constitutional revision.

House bill No. 159, by Mr. Truax, entitled "An act to repeal sections 2691 and 2692 of Remington & Ballinger's Anno-

tated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909, relating to soliciting or receiving tips and providing a penalty therefor."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

House bill No. 245, by committee on appropriations, entitled "An act appropriating the sum of five thousand dollars or so much thereof as may be necessary, for the salaries and expenses of the industrial insurance department for the remainder of the biennial period ending March 31, 1913."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

The secretary read

HOUSE JOINT SUBSTITUTE RESOLUTION NO. 1

By House committee on elections and privileges, as follows:

Be it resolved by the Senate and House of Representatives of the Thirteenth Legislature of the State of Washington, That the amendment to section 3 of article I of the constitution of the United States, proposed by a joint resolution of the Sixty-second Congress of the United States of America at the second session thereof, begun and held at the city of Washington on Monday, the fourth day of December, 1911, entitled "Joint resolution proposing an amendment to the constitution providing that senators shall be elected by the people of the several states," said resolution reading as follows:

"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 in lieu of the first paragraph of section 3 of article I of the constitution of the United States, and in lieu of so much of paragraph 2 of the same section as relates to the filling of vacancies, the following be proposed as an amendment to the constitution, which shall be valid to all intents and purposes as part of the constitution when ratified by the legislatures of three-fourths of the states: "The Senate of the United States shall be composed of two senators from each state, elected by the people thereof, for six years; and each senator shall have one vote. The electors in each state shall have the qualifications requisite for electors of the most numerous branch of the state legislatures. When vacancies happen in the representation of any state in the Senate, the executive authority of such state shall issue writs

of election to fill such vacancies: *Provided*, That the legislature of any state may empower the executive thereof to make temporary appointments until the people fill the vacancies by election as the legislature may direct. This amendment shall not be so construed as to affect the election or term of any senator chosen before it becomes valid as a part of the constitution,'”

—be and the same is hereby ratified.

On motion of Senator Davis, the rules were suspended, House joint substitute resolution No. 1 was read second time and ordered substituted for Senate joint resolution No. 1, on today's calendar.

GENERAL FILE.

Senator Anderson moved that the vote by which Senate bill No. 200 passed the Senate be reconsidered.

The motion prevailed.

At their request, Senators Imus and Shaefer were excused from further attendance upon today's session, that they might, as members of a legislative committee, attend to certain business of said committee.

Senate bill No. 141, by Senator Phipps, entitled “An act relating to the renting and repair of improved escheated lands,” was read third time.

On motion of Senator Phipps, the bill was amended by inserting the word “urban” in line 7 of section 1 of the original bill, after the word “escheated.”

The secretary called the roll on final passage of Senate bill No. 141, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, McCoy, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—31.

Those absent or not voting were: Senators Allen, Carlyon, Imus, Jackson, Leonard, Metcalf, McGuire, Piper, Rosenhaupt, Stephens, Sutton—11.

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

On motion of Senator Hall, House bill No. 93, which appeared next on the calendar, was re-referred to the committee on agriculture.

House bill No. 246, by committee on appropriations, entitled "An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole for the purpose of considering House bill No. 246.

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

On motion of Senator Carlyon, the report of the committee was adopted.

The secretary called the roll on final passage of House bill No. 246, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Landon, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende, White—33.

Voting nay: Senator Hutchinson—1.

Those absent or not voting were: Senators Allen, Cotter, Imus, Leonard, Metcalf, Shaefer, Stephens, Sutton—8.

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

On motion of Senator Collins, Senate bill No. 200 was taken up at this time.

Senate bill No. 200, by Senate committee on public revenue and taxation, entitled "An act to amend sections 9219, 9253, 9259 and 9262 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to taxation."

Senator Anderson moved to amend the bill by substituting the word "twelve" for the word "ten" in line 28 of section 1 of the bill; also in line 7 of section 2; also in lines 4, 10 and 26 of section 3; and in line 20 of section 4, of the original bill.

Senator Rosenhaupt moved that the word "eight" be substituted for the word "ten."

The president ruled that the motion of Senator Anderson had precedence.

The motion of Senator Anderson failed to carry, as did the motion of Senator Rosenhaupt.

Senator Jackson was excused from further attendance on today's session, being a member of a legislative committee which was to meet at this time.

Senator Nichols moved that the bill be re-referred to the committee on public revenue and taxation.

The motion failed to carry.

The secretary called the roll on final passage of Senate bill No. 200 and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Hall, Hewitt, Hutchinson, Iverson, Jensen, Landon, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Steiner—23.

Those voting nay were: Senators Anderson, Espy, Flummerfelt, French, Hammer, Nichols, Sharpstein, Troy, Weatherford, Wende, White—11.

Those absent or not voting were: Senators Allen, Imus, Jackson, Leonard, Metcalf, Shaefer, Stephens, Sutton—8.

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

Senator McGuire moved to reconsider the vote by which the amendment proposed by Senator Hutchinson to section 9 of substitute Senate bill No. 8 was adopted, and by unanimous consent, the rules were suspended, and the motion to reconsider went over, without prejudice, to be taken up at 11:15 Monday forenoon, together with the bill.

Senate bill No. 29, by Senator French, entitled "An act re-

lating to the protection of fish in the streams, lakes and rivers and the sloughs of the Columbia river in the counties of Walla Walla, Benton, Klickitat, Skamania, Clarke, Cowlitz, Wahkiakum and Pacific, limiting the catch of black bass and croppies in said waters, and providing penalties for violations thereof," was read third time.

On motion of Senator Espy, the bill was amended as follows: In section 1, line 1, of the original bill, insert a comma and the word "firm" immediately following the word "person;" in line 3 of said section, strike the words "in any stream, lake or river in" and insert in lieu thereof the words "lake river or;" in line 4 of the original bill, section 1, strike the words "the counties of Walla Walla, Benton, Klickitat, Skamania, Clarke, Cowlitz, Wahkiakum and Pacific, provided that nothing in this section shall prevent any fisherman from taking carp from any lake or stream in said counties with nets, seines, traps and similar appliances, provided he first applies to the county commissioners in said county for a deputy game warden to be appointed by the commissioners and to be paid for by said fisherman in a sum not exceeding four (\$4.00) dollars per day, to supervise such fishing to prevent the taking of game fish," and substitute in lieu of said words the following: "Clarke county."

On motion of Senator Collins the bill was amended by inserting after the words "or catch fish" in line 2 of section 1 of the original bill, the words "excepting carp."

The secretary called the roll on final passage of Senate bill No. 29 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, McCoy, Nichols, Phipps, Piper, Steiner, Troy, Weatherford, Wende, White—28.

Voting nay: Senator Scott—1.

Those absent or not voting were: Senators Allen, Campbell, Carlyon, Imus, Jackson, Leonard, Metcalf, McGuire, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton—13.

On motion of Senator Espy, the title of the bill was stricken and the following substituted therefor as the title of the act: "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters."

On motion of Senator Allen, Senate bills Nos. 72 and 73 were placed at the foot of today's calendar.

Senate bill No. 150, by Senator McGuire, entitled "An act to authorize the county commissioners of the several counties in this state to offer and pay out of the county funds of the county treasury, a bounty for magpie," was read third time.

On motion of Senator Hall, the bill was amended by substituting the word "county" for the word "state" in line 11 of section 4 of the original bill.

On motion of Senator McGuire the words "twenty-five" were inserted after the word "sum of" in line 10 of section 1 of the original bill.

On motion of Senator Metcalf, the bill was amended by inserting the words "and crow" after the word "magpie" in line 9 of section 1 of the original bill and by inserting the words "or crow" after the word "magpie" in line 10 of section 1; in line 17 of section 2; at the end of section 3; in lines 28 and 30 and lines 8 and 12 of section 4 and in line 16 of section 5.

Senator Rosenhaupt moved that the bill be re-referred to the committee on agriculture.

The motion failed to carry.

On motion of Senator Metcalf, the bill was amended by inserting the words "outside of the limits of any incorporated city or town" after the word "county" in line 24 of section 3.

Senator Allen moved to amend by inserting after the word "auditor" in line 29 of section 4 of the original bill, the words "within twenty days from the date such bird was killed."

The amendment failed to carry.

Senator Piper moved to amend by adding to the end of section 5 the following: "This law shall not apply to any part of the state west of the Cascade mountains."

The amendment was lost.

The secretary called the roll on final passage of Senate bill No. 150 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende, White—32.

Those voting nay were: Senators Campbell, Landon, Nichols, Piper—4.

Those absent or not voting were: Senators Chappell, Imus, Jackson, Shaefer, Stephens, Sutton—6.

On motion of Senator Metcalf, the title of the bill was amended by adding to the end of same the words "and crow," and the amended title was ordered to stand as the title of the act.

Senator Piper was granted unanimous consent to introduce a resolution out of order.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 10

By Senator Piper:

WHEREAS, Wednesday, February 12, is the anniversary of the birth of Abraham Lincoln, and

WHEREAS, It is a legal holiday in this state; therefore be it

Resolved by the Senate, the House concurring, that joint memorial exercises be held in the House chamber at two o'clock on Wednesday, February 12, and that a committee of two from the Senate and three from the House be appointed to make suitable arrangements for such exercises. And be it further

Resolved, That the Honorable Will H. Thompson, of Seattle, be invited to make an address upon the occasion.

On motion of Senator Piper, the resolution was adopted by the Senate.

On motion of Senator Piper, the rules were suspended and Senate concurrent resolution No. 10 was ordered transmitted to the House immediately.

Senate bill No. 212, by Senator McCoy, entitled "An act to amend section 3163 of Remington & Ballinger's Annotated Codes

and Statutes of Washington, relating to liens for services of sires," was read third time.

On motion of Senator McCoy, the bill was amended by striking therefrom all after the word "shall" in line 20 of section 1 of the original bill and substituting therefor the following: "defeat the rights of such lien holder."

Senator Espy moved that the bill be re-referred to the committee on agriculture.

The motion was lost.

Senator Rosenhaupt moved to amend the bill by striking the words "or date of birth" in line 16 of section 1 of the original bill.

Senators Collins, Landon and Piper moved the previous question.

The motion for the previous question carried.

The amendment proposed by Senator Rosenhaupt failed to carry.

The secretary called the roll on final passage of Senate bill No. 212, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt French, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, McCoy, Nichols, Piper, Scott, Steiner, Troy, Weatherford, White—27.

Those voting nay were: Senators Espy, Hall, Rosenhaupt, Sharpstein, Wende—5.

Absent or not voting were: Senators Allen, Imus, Iverson, Jackson, Metcalf, McGuire, Phipps, Shaefer, Stephens, Sutton—10.

On motion of Senator McCoy, the title was stricken and the following substituted therefor as the title of the act: "An act relating to liens for service of sires and amending section 3163 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

On motion of Senator Davis, House substitute resolution No. 1, was taken up at this time.

House joint substitute resolution No. 1 "Relating to an amendment to the constitution and providing for the election of United States senators by the people," was read third time.

The secretary called the roll on final passage of House joint substitute resolution No. 1 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, McCoy, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende, White—31.

Those absent or not voting were: Senators Allen, Collins, Imus, Iverson, Jackson, Metcalf, McGuire, Nichols, Shaefer, Stephens, Sutton—11.

On motion of Senator Allen, the president was authorized to appoint a committee of three senators to wait upon the board of control relative to improving the ventilation of the Senate chamber.

On motion of Senator Scott, the courtesies of the Senate chamber were extended to former Senators Cox and Cornwall and former Representative Gustav Vollmer.

Senator Sharpstein moved that the Senate adjourn until 10:00 o'clock tomorrow morning.

Senator Nichols moved as an amendment that the Senate adjourn until 11:00 o'clock Monday morning, February 10th.

Senator Rosenhaupt moved as a substitute that all bills now on general file be placed on the calendar for this afternoon.

The president ruled the substitute motion out of order as not germane to the original motion.

A roll call on the amendment of Senator Nichols was demanded by Senators Piper, Sharpstein, Rosenhaupt, Chappell, Espy, Jensen, Hutchinson.

The secretary called the roll and the amendment of Senator Nichols carried by the following vote:

Those voting aye were: Senators Anderson, Bethel, Chappell, Cotter, Davis, Espy, Hall, Hewitt, Hutchinson, Iverson, Leonard, Nichols, Phipps, Piper, Steiner, Troy, Wende, White—18.

Those voting nay were: Senators Bowen, Brown, Campbell, Carlyon, Collins, Fairchild, Flummerfelt, French, Hammer, Jensen, Landon, McCoy, Rosenhaupt, Scott, Sharpstein, Weatherford—16.

Those absent or not voting were: Senators Allen, Imus, Jackson, Metcalf, McGuire, Shaefer, Stephens, Sutton—8.

At 12:30 p. m. the Senate adjourned until 11 o'clock Monday morning, February 10th, 1913.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

TWENTY-NINTH DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Monday, February 10, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Chas. A. Bowen, of the M. E. church of Olympia, offered prayer.

The secretary called the roll, all members being present except Senators Imus, Jackson, Shaefer and Wende, all excused, being absent on legislative business.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The following communications were read and ordered placed on file: telegrams addressed to Senator Hutchinson, from the chamber of commerce of Spokane and land owners' association of that city endorsing Senate bill No. 185 and House bill No. 255, and a telegram from the Oregon mothers' congress referring to widow's pension legislation.

Senator Sharpstein moved the adoption of the following resolution:

SENATE CONCURRENT RESOLUTION NO. 11.

By Senator Sharpstein:

Resolved by the Senate, the House concurring, That the Committee having charge of the memorial services in honor of Abraham Lincoln be, and is hereby, authorized to incur such reasonable expenses as to it may seem proper in preparing for and conducting such exercises, and that the payment for the expense so incurred shall be paid out of the money appropriated for the expenses of this legislature after the filing of vouchers for such expenses by such committee.

The motion prevailed and the resolution was adopted by the Senate.

On motion of Senator Sharpstein, the rules were suspended and Senate concurrent resolution No. 11 was ordered transmitted to the House immediately.

On motion of Senator Troy the following resolution was adopted:

Resolved, That the courtesies and privileges of the Senate be and hereby are extended to former Senator Pease.

The secretary read the following message from the governor:

STATE OF WASHINGTON, OFFICE OF GOVERNOR.

OLYMPIA, February 10, 1913.

Hon. Louis F. Hart, President of the Senate, Olympia, Washington:

MY DEAR Sir—An arrangement has been made in my office whereby members of the Legislature desiring to talk with me on matters of legislation can do so between the hours of 9:00 a. m. and 10:00 a. m. and 4:00 p. m. and 5:00 p. m. each day. This arrangement is made so that legislators desiring to discuss legislation can do so without being delayed.

Trusting that you will inform the members of the Legislature of this arrangement, I have the honor to be,

Sincerely yours,

ERNEST LISTER, *Governor.*

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 12, "Relating to state and federal co-operation in

forest fire protection," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman.*

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 11, "Relating to Congress taking such action as will lead to the planting of adequate fortifications on Grays and Willapa harbors," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

On page 2, in line 7 of the original memorial, strike the word "corporation" and insert in lieu thereof the word "corporations."

On page 2, line 12, of the original memorial, strike the word "bodes" and insert in lieu thereof the word "bodies."

E. L. FRENCH, *Chairman.*

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred House joint memorial No. 7, "Relating to petitioning the President and Congress of the United States to promptly recognize the Republic of China," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman.*

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 10, "Relating to the construction of an additional

dry dock at the Bremerton navy yard," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman.*

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate concurrent resolution No. 8, "Relating to the naming of 'Forsyth Glacier,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 5 of the printed concurrent resolution, the same being page 1, line 7, of the original concurrent resolution, strike the word "unprecedented" and substitute therefore the word "unprecedented."

E. L. FRENCH, *Chairman.*

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 196, entitled "An act requiring all irrigation companies to file with the county auditor of each county a plat showing the exact location and with of right-of-way of their ditches and canals;"

Also Senate bill No. 198, entitled "An act relating to lands in section 16, township 25 north, range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, dedicating to the public certain portions thereof, and prohibiting the condemnation of such lands;"

Also Senate bill No. 14, entitled "An act relating to the formation of banking corporations and regulating the business of banking, and amending section 3330 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also Senate bill No. 96, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also Senate bill No. 101, entitled "An act defining the duties of drivers of vehicles in case of accident and providing punishment for non-observance thereof;"

Also Senate bill No. 103, entitled "An act relating to notaries public, and amending section 8297 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also Senate bill No. 107, entitled "An act relating to attachments and amending section 648 of Remington & Ballinger's Annotated Codes and Statutes of Washington;"

Also Senate bill No. 114, entitled "An act relating to costs in civil actions, and providing for attorney's fee as costs in actions upon insurance policies, indemnity or surety bonds;"

Also Senate bill No. 130, entitled "An act relating to the garnishment of the salary of any public officer, deputy public officer or public employe;"

—have compared the same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: W. C. McCoy, G. E. Steiner, Walter S. Davis.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 3, entitled "An act providing for six judges of the superior court of the State of Washington in and for Spokane county," etc.;

Also engrossed House bill No. 134 entitled "An act relating to the acknowledgment of deeds, mortgages and other written instruments," etc.;

Also engrossed House bill No. 249, entitled "An act granting certain tide lands to the port of Grays Harbor for port purposes only," etc.;

Also engrossed House bill No. 362, entitled "An act reappropriating the sum of \$57,849.23 from the public highway fund to complete contracts and construction work now in force on the Skagit river and Lewis river bridges;"

Also engrossed House bill No. 363 entitled "An act providing for the appointment and qualification of an assistant highway commissioner;"

Also engrossed House bill No. 364, entitled "An act appropriating the sum of five hundred and no-100 dollars (\$500.00) from the public highway fund and for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineer;"

Also Senate concurrent resolution No. 10, "Relating to the holding of memorial exercises on the anniversary of the birth of Abraham Lincoln," and the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 274, by Senator Sharpstein, entitled "An act relating to improving public highways and amending section 9 of an act entitled 'An act relating to the improvement of public highways, providing for the payment of the cost thereof, making appropriations therefor, repealing chapter 150 of the Session Laws of 1907, and declaring an emergency,' approved March 9, 1911."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 275, by Senator Sharpstein, entitled "An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof and providing when this act is to take effect."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 276, by Senator McGuire, entitled "An act amending section 6675 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and adding sections 6661a, 6661b, 6661c, 6661d, and 6675a thereto, providing for the sale of certain university lands and university transfer and indemnity lands; charitable, educational, penal and reformatory institution lands; normal school lands; capitol building lands, and agricultural college lands in the State of Washington, and fixing the manner and condition of sale."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 277, by Senator Bethel, entitled "An act relating to and regulating the shipment, sale and planting of, and defining and fixing the standard of purity of agricultural seeds, making it the duty of the dairy and food commissioner to en-

force the provisions hereof, providing penalties for violation hereof, and repealing chapter 152 of the Session Laws of 1909."

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 278, by Senator Phipps, entitled "An act relating to the improvement and use of school buildings and property, and the acquisition and use of other facilities and real and personal property by school districts of the second and third class, for educational, social, recreational and other community purposes; and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 279, by Senator Phipps, entitled "An act relating to marriage and divorce and amending sections 982, 984 and 992 of Remington & Ballinger's Annotated Codes and Statutes of Washington and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 280, by Senator McGuire, entitled "An act relating to bastardy, providing for the institution, trial, procedure, and judgment and the enforcement thereof, in actions to determine the paternity of a bastard child, and providing for the maintenance of said child and certain expenses of the mother thereof."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 281, by Senator McGuire, entitled "An act to amend sections 5169 and 5170 of Remington & Ballinger's

Codes and Statutes of Washington, relating to provisions for screens at head of irrigation flumes or ditches."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 282, by Senator Bethel, entitled "An act relating to the taking of carp, suckers, or squaw fish from any lake or stream in the State of Washington."

The bill was read the first time, and on motion of Senator Benthel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game fish.

Senate bill No. 283, by Senator McGuire, entitled "An act relating to the protection of orphans, homeless, or neglected children and amending sections 1700, 1701, 1703, 1704 and 1707 and adding section 1707-B, chapter 28, title probate law and procedure, the same being chapter 49 of the Session Laws of 1903, of the State of Washington, entitled 'An act providing for the protection of orphans, homeless, dependent and delinquent children, and conferring powers upon the judges of the superior court, the county commissioners, parents, guardians, charitable societies to receive, control and dispose of the same, and repealing an act entitled 'An act for the protection of orphan, homeless, neglected or abused children, and conferring powers upon judges of the superior court, the county commissioners, and charitable societies to receive, control and dispose of the same, and declaring an emergency,' approved February 14, 1899."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 284, by Senator Landon, entitled "An act to protect the health of persons employed in the manufacture, packing or handling of portland cement, and providing the punishment for the violation thereof."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 285, by Senator Weatherford, entitled "An act relating to the exemption of bequests and devises made for public school purposes from the payment of any tax or sum under the inheritance tax law and remitting any tax claimed upon any bequest or inheritance made for the support of public schools within this state.

The bill was read the first time, and on motion of Senator Weatherford, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 236, by Senator Scott, entitled "An act for the relief of Samuel Triebwasser and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 287, by Senator Anderson, entitled "An act relating to the boundaries and formation of precincts."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 288, by Senators Rosenhaupt and Sharpstein, entitled "An act relating to the publication, circulation, or distribution of news items, printed slips, circulars, schedules, or any other device, reporting, advertising, or giving the news concerning race tracks, horse races, or gambling devices of whatsoever character, and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the

second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 289, by Senator French, entitled "An act relating to the use of the public highways and the rights and remedies of persons thereon, and fixing penalties for a violation of the conditions imposed; creating the department of motor vehicles and providing for the licensing of motor vehicles and the drivers and operators thereof; and repealing chapter 154, Laws 1905."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 290, by Senator Hutchinson, entitled "An act relating to the office of police judge in cities of the first class, providing for appointments to such office, filling vacancies therein and fixing compensation for police judge *pro tempore*, and repealing sections 2 and 11, chapter 85, Laws 1899, being sections 7520 and 7528, Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Engrossed House bill No. 3, by Mr. Gray, entitled "An act providing for six judges of the superior court of the State of Washington in and for Spokane county, providing for an appointment of the additional judge therein, providing for the election of his successor to serve until the second Monday of January, 1917, and providing for the election of six judges of said court at the general election in November, 1916, and every four years thereafter."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 134, by Mr. Cleland, entitled "An act relating to the acknowledgment of deeds, mortgages, and

other written instruments, prescribing the persons before whom the same shall be taken, and declaring legal and valid all acknowledgments heretofore taken as prescribed by this act, and amending section 8754 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 249, by Messrs. Mapes, McKay and Craig, entitled "An act granting certain tide lands to the port of Grays Harbor for port purposes only and providing for its reversion to the state if not used for such purpose.

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title and referred to the committee on state, granted, school and tide lands.

Engrossed House bill No. 362, by committee on roads and bridges, entitled "An act re-appropriating the sum of fifty-seven thousand eight hundred forty-nine and 23-100 dollars (\$57,849.23) from the public highway fund to complete contracts and construction work now in force on the Skagit river and Lewis river bridges."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 363, by committee on roads and bridges, entitled "An act providing for the appointment and qualification of an assistant highway commissioner."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 364, by committee on roads and bridges, entitled "An act appropriating the sum of five hundred and no-100 dollars (\$500.00) from the public highway fund for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineers."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

House bill No. 381, by judiciary committee, entitled "An act to adopt Pierce's Washington Code as an official compilation."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

SPECIAL ORDER.

The hour of 11:15 a. m. having arrived, the Senate proceeded to consider substitute Senate bill No. 8, together with the motion of Senator McGuire for a reconsideration of the vote by which the amendment of Senator Hutchinson to section 9 of the bill was adopted; both being special order for this hour.

Senator McGuire renewed his motion, to-wit: that the Senate do now reconsider the vote by which the amendment proposed by Senator Hutchinson to section 9, was, as amended, adopted by the Senate.

Senator Nichols moved as a substitute that substitute Senate bill No. 8 be made a special order for tomorrow at 11:15 o'clock.

The substitute motion was lost.

A roll call on Senator McGuire's motion to reconsider was demanded by Senators Nichols, Landon, Hammer, Scott, Espy, Campbell, Metcalf.

The secretary called the roll and the vote by which the amended amendment of Senator Hutchinson to section 9 of substitute Senate bill No. 8 was reconsidered by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappel, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Jensen, Landon, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—27.

Those voting nay were: Senators Cotter, Espy, Hammer, Hutchinson, Iverson, Metcalf, Nichols, Scott—8.

Absent or not voting were: Senators Brown, Hewitt, Imus, Jackson, Leonard, Shaefer, Wende—7.

A roll call on the question of the adoption of the amended amendment of Senator Hutchinson to section 9 of substitute Senate bill No. 8, was demanded by Senators Nichols, Hammer, Allen, White, Espy, Metcalf, Steiner.

The secretary called the roll and the amendment of Senator Hutchinson to section 9 as amended, failed to carry by the following vote:

Those voting aye were: Senators Bethel, Campbell, Espy, Flummerfelt, Hammer, Hutchinson, Iverson, Metcalf, Nichols, Scott—10.

Those voting nay were: Senators Allen, Anderson, Bowen, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, French, Hall, Jensen, Landon, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—25.

Those absent or not voting were: Senators Brown, Hewitt, Imus, Jackson, Leonard, Shaefer, Wende—7.

On motion of Senator Phipps, the bill was amended by adding to the end of section 1, the following: "The state game commission shall biennially, on or before the first day of January preceding the meeting of the legislature, make a typewritten report to the governor of the state, showing their official acts including the distribution to the various counties of all game, and game fish put out or liberated by them up to the date of the making of such report."

On motion of Senator Collins, the bill was amended by adding to the end of section 14 the following: "Provided, however, that nothing in this act shall prevent the citizens of the states of Oregon, Idaho and Montana from hunting and fishing within the borders of the State of Washington upon taking out a resident's license whenever such state or states shall allow to the citizens of the State of Washington a like privilege."

The following amendments submitted by Senator Jackson, who was absent on legislative business, were adopted on motion of Senator Nichols: in line 18 of section 1 of the original bill,

insert after the word "governor" the words "by and with the advice and consent of the Senate;" and in line 1 of section 6, page 5, of the original bill between the words "the" and "game" insert the words "game and."

The secretary called the roll on final passage of substitute Senate bill No. 8 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Carlyon, Collins, Cotter, Davis, Fairchild, French, Hall, Hewitt, Jensen, Landon, Leonard, McCoy, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—26.

Those voting nay were: Senators Bethel, Campbell, Espy, Flummerfelt, Hammer, Hutchinson, Iverson, Metcalf, McGuire, Nichols—10.

Those absent or not voting were: Senators Brown, Chappell, Imus, Jackson, Shaefer, Wende—6.

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

On motion of Senator Metcalf, Senate bill No. 183 was withdrawn from the committee on educational institutions and referred to the special committee on logged off lands.

GENERAL FILE.

House bill No. 106, by Mr. Davis, entitled "An act providing for the payment of interest on bonds issued for the purchase of the highway bridge across the Columbia river at Wenatchee, under chapter 78 of the Laws of 1909, and making an appropriation therefor," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider House bill No. 106.

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

On motion of Senator Bowen, the report of the committee was adopted.

On motion of Senator Rosenhaupt, the word "Session" was inserted before the word "Laws" in line 6, section 1 of the original bill.

The secretary called the roll on final passage of House bill No. 106 and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—36.

Those absent or not voting were: Senators Brown, Hutchinson, Imus, Jackson, Shaefer, Wende—6.

On motion of Senator Rosenhaupt, the title of the bill was amended by inserting the word "Session" before the word "Laws" in line 3 of the original bill, and the title as amended ordered to stand as the title of the act.

On motion of Senator Troy, the rules were suspended, and House bill No. 106 as amended in the Senate was ordered transferred to the House immediately.

On motion of Senator Rosenhaupt, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The afternoon session was called to order at 2 o'clock p. m. by President Hart.

On motion of Senator Stephens, Senate bill No. 72 was placed at the foot of the calendar.

Senate bill No. 73, by Senator Stephens, entitled "An act relating to the powers and duties of notaries public who are stockholders, directors, officers or employes of banks or other corporations," was read third time.

The secretary called the roll on final passage of Senate bill No. 73, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter,

Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Sharpstein, Steiner, Stephens, Sutton, Weatherford, White—33.

Those absent or not voting were: Senators Imus, Jackson, Landon, McCoy, Piper, Rosenhaupt, Shaefer, Troy, Wende—9.

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

At the request of Senator Sharpstein, Senate concurrent resolution No. 4 was stricken from the calendar.

At the request of Senator Rosenhaupt, it was ordered that Senate bill No. 128, which appeared next on today's calendar, be placed at the head of tomorrow's calendar.

Senate bill No. 132, by Senator Sharpstein, entitled "An act making unlawful certain bargains, contracts, agreements and understandings relating to bids upon public works or contracts, or relating to any bid on the sale of state, granted or public lands or relating to certain contracts between the state or any county or municipal corporation therein, and providing penalties for the violation of the terms of this act," was read third time.

The secretary called the roll on final passage of Senate bill No. 132 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Sutton, Weatherford, White—33.

Absent or not voting were: Senators Hutchinson, Imus, Jackson, Landon, McCoy, Shaefer, Stephens, Troy, Wende—9.

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

Senate bill No. 72, by Senator Stephens, entitled "An act to amend section 3343 of chapter II of title XVIII of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to banking, and providing for a reserve for

savings and time deposits, and defining the same," was read third time.

Senator Stephens moved to amend as follows: By striking in section 1 all that part of section 1 after the word "however," in line 16 of the original bill, and inserting in lieu thereof the following: "That banks doing exclusively a savings bank business and receiving only time or savings deposits on which interest is paid, shall be required to keep on hand a reserve of not less than ten (10) per cent of its deposits as represented by time certificates and savings accounts outstanding; said reserve to consist of balances due it from good, solvent banks located at commercial centers and at such other places as the state examiner may approve, actual cash, or checks on solvent banks located in the same city."

On motion of Senator Scott, the amendment proposed by Senator Stephens was amended by substituting the word and figures "fifteen (15)" for the word and figures "ten (10)."

Senator Nichols moved to amend the amendment by striking the word "good" between the words "from" and "solvent."

The motion of Senator Nichols was lost.

The amendment as amended carried.

On motion of Senator Rosenhaupt, lines 7, 8, 9, and 10 of section 1 were stricken, and the following substituted therefor: "Section 1. That section 3343 of Remington and Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows: Section 3343."

The secretary called the roll on final passage of Senate bill No. 72, as amended, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Weatherford, White—32.

Those voting nay were: Senators Brown, Hall, Iverson, Steiner—4.

Those absent or not voting were: Senators Imus, Jackson, Landon, Shaefer, Troy, Wende—6.

On motion of Senator Rosenhaupt, the title was stricken from the bill and the following substituted as the title of the act: "An act relating to banking, providing for a reserve for savings banks and amending section 3343 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

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

Engrossed House bill No. 219 was read third time, and, on motion of Senator Brown, further consideration of the bill was made a special order for 2:30 o'clock Monday afternoon, February 17.

On motion of Senator Troy, it was ordered that there be printed 500 additional copies of Senate bill No. 247.

The secretary read the House amendments to Senate concurrent resolution No. 7, relating to a printed record of memorial services.

On motion of Senator Allen, the Senate concurred in the House amendments to the resolution.

At 3:15 p. m., on motion of Senator Carlyon, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

THIRTIETH DAY**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, February 11, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Chas. A. Bowen, of Olympia, offered prayer.

The secretary called the roll, showing absent Senators Jackson, Shaefer and Imus, all excused, said senators being absent on legislative business.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

On motion of Senator Hall, the courtesies of the Senate chamber were extended to former Senator Crow, of Whitman county.

The secretary read the following

REPORT OF COMMITTEE ON THE COLUMBIA RIVER POWER PROJECT AT CELILO, OREGON.

Committee—Governor Ernest Lister, Senators Arthur McGuire and J. E. Leonard, Representatives Dix H. Rowland, N. B. Brooks and Z. Stewart; Highway Commissioner W. J. Roberts.

We, your committee appointed to investigate the Columbia river power project between Celilo and The Dalles, Oregon, after a careful investigation of the conditions and possibilities of a power project of this magnitude, have the honor to report as follows:

The outline of the Columbia river power project has been presented to the Oregon Legislature in a report from their state engineer, Mr. John H. Lewis, a copy of which is hereto attached, and further copies of which are available for distribution.

In brief, the project involves a large masonry dam across the Columbia river at a point about a mile and a half above the Big Eddy at the head of the Narrows. This point is about ninety miles from Vancouver, Washington, and an equal distance from Portland.

It is estimated that 300,000 continuous E. H. P. with 236,000 H. P. additional for eight months in the year would be available.

The preliminary studies for the canal and power house seem to indicate that the most feasible situation is on the Washington side; that

the power house will be placed at the Big Eddy and be supplied by a canal 300 feet wide with 20 feet depth of excavation, one and one-half miles long. The head of water on the turbines would range from 42 to 73 feet. The drainage area of the Columbia river at this point is about 237,000 square miles, and the minimum flow 50,000 second feet, the maximum 1,400,000. Stream flow records for thirty-three years are available, and the maximum floods for fifty years have been recorded. Only preliminary studies of the proper size of units for turbines and generators have been made, and hence the size of the power house and the cost of the machinery quoted must be approximate.

The estimated cost for developing 300,000 H. P. is placed at \$23,000,000, or \$77.00 per H. P., and the annual cost of delivering this power at the generating station is estimated as low as \$7.00 per H. P.

COMPARISON WITH OTHER PLANTS.

The large power plants of this country at the present time are:

1. Niagara, 685,000 H. P.
2. The Mississippi development at Keokuk, Iowa, 200,000 H. P.
3. Snoqualmie, 30,000-100,000 H. P.
4. Electron, 30,000-60,000 H. P.

Your committee recommends that the State of Washington make an appropriation of \$15,000, contingent upon the Legislature of Oregon providing an equal or greater sum, for the further investigation of the feasibility of this project. This recommendation is made for the following reasons:

1. That the development of cheap water power in large quantities would tend to the development of the state along rational lines.
2. The development of this power would furnish a source of power for pumping for irrigation for large areas in Eastern Klickitat, Benton, Yakima, Grant, Franklin and Walla Walla counties, and hasten the occupation and improvement of lands that now lie barren.
3. In order to introduce manufacturing. Some of the industries which are proposed and made possible by cheap available power are mentioned in the report on the 'Columbia River Power Project' by John H. Lewis, pages 8 and 9.
4. This site is of special interest on account of convenient transportation, there being two transcontinental railroads adjacent and also river navigation.

It is but proper that due consideration be given to the purpose for which any money appropriated would be expended. The purpose of the appropriation is to cover such items of cost in investigating the project as its feasibility from an engineering standpoint, the manner in which it would be financed, the cost of operation, the relative cost of producing power by fuel of some sort and such other questions as would arise in determining what further action, if any, should be taken in acquiring and controlling a power of this magnitude.

More specifically, the appropriation would be used as follows:

1. For paying salaries and expenses of those engaged in investigating the hydrograph of the Columbia river at this point to determine whether the effect of extreme floods would destroy the value of the site for power.

2. To pay the cost of borings and soundings in the investigation of a proper site for a dam and investigating the feasibility of a masonry or other type of dam and the proper location for the power canal.

3. In paying the salaries and expenses of expert engineering advice in investigating the proper size and type of turbine units, and the proper size of generators to be used in a plant of this character, and a study of a suitable power house to contain the machinery.

4. For surveys on both sides of the river for a distance of ten miles or more to determine the effect of the flood waters upon the railroads now constructed, if a dam of such height as is proposed should be constructed, and to determine further, what expense would be involved in case it becomes necessary that these tracks should be raised.

5. For such expense as would be necessary in preparing plans and specifications for an intelligent study of the project as a whole and in its several parts and to determine its cost.

6. For expense in the determination of possible markets for the large power to be developed.

7. For investigation of the problems of financing a proposition of this magnitude, and investigating a possible joint installation and operation by the two states interested and the federal government.

8. For the publication of a report covering these investigations.

As a precedent for the expenditure of public moneys in this manner, we call attention to the fact that municipalities on the Mississippi river in Iowa, notably at Keokuk, have appropriated moneys to investigate the power possibilities at Keokuk, Iowa; and that following such investigation one of the largest power plants in the world, developing 200,000 H. P., is now nearing completion.

Also the State of New York has, for several years, appropriated large sums of money for a detailed study of all water power projects within the state, taking them up in order of their importance. This work is now being carried on by the conservation commission of that state and without any provision for directly reimbursing the state.

It is neither advisable nor possible, at present, to decide whether the project should be developed at all, or, if developed, whether at public or private expense. The decision of those matters can well come at some later time if the project is deemed feasible.

There is no present demand for the large quantity of power that would be developed by this plant; but we are looking to the future and the needs of much greater population than we now have—a population which is bound to furnish markets for great manufacturing industries.

The States of Washington and Oregon will readily support five times their present population when their available agricultural land is developed.

Such a cheap source of power as this is claimed to be would then encourage and foster manufacturing of the most varied character. This state can well afford to look a little into the future and examine in a definite way into all its natural resources of cheap power.

Your committee therefore believes that an appropriation of \$15,000 for the investigation of the problems here presented would be of sufficient value to the State of Washington to justify the appropriation at this time of this sum.

Pending this investigation, in order that private interests shall not hamper future possible development by filing upon the water rights for purely speculative purposes, it is suggested that appropriate legislation be enacted similar to that proposed in Oregon, to withdraw from private appropriation the waters of the Columbia river at this point.

ERNEST LISTER,

Governor.

DIX H. ROWLAND,

N. B. BROOKS,

ARTHUR MCGUIRE,

J. E. LEONARD,

Z. STEWART,

W. J. ROBERTS.

On motion of Senator Leonard, the report of the committee was referred to the committee on appropriations and it was ordered that 1,000 copies be printed.

The secretary read

SENATE JOINT RESOLUTION No. 5.

By Senator Allen:

WHEREAS, The present statute requires the secretary of state to print one thousand copies in pamphlet form of acts of the legislature for temporary use; and

WHEREAS, This number is deemed insufficient,

Therefore Be It Resolved by the legislature of the State of Washington, That the secretary of State be requested to print an additional five hundred copies of the advance sheets of the Session Laws for the purpose of supplying the demand therefor.

On motion of Senator Allen, the resolution was read second and third times, the rules being suspended, and placed on final passage.

The secretary called the roll on final passage of Senate joint resolution No. 5 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Sharpstein, Steiner, Weatherford, Wende, White—27.

Absent or not voting were: Senators Collins, Cotter, Davis, French, Imus, Iverson, Jackson, Landon, McCoy, Rosenhaupt, Scott, Shaefer, Stephens, Sutton, Troy—15.

On motion of Senator Allen, the rules were suspended and Senate joint resolution No. 5 was ordered transmitted to the House immediately.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred Senate bill No. 260, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class, for educational, social, recreational and other community purposes; and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the appropriations committee.

W. C. McCoy, *Chairman*.

We concur in this report: John E. Chappell, J. C. Weatherford, W. D. Cotter.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 106, entitled "An act establishing a state trade school, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 6 of section 2 of the printed bill, being line 8 of section 2 of the original bill, after the word "school" insert the word "board."

In line 23 of section 5 of the printed bill, being line 5, subdivision "H," section 5 of the original bill, strike the words "shall be" and insert in lieu thereof the words "with the."

In line 3 of section 6 of the printed bill, being line 5, section 6 of the original bill, after the word "board" insert a period, strike the balance of the section, and add the following sentence: "The governor shall call the first meeting, to be held during the month of June, 1913."

Strike section 15 of the printed bill, the same being section 15 of the original bill.

J. E. CAMPBELL, *Chairman.*

We concur in this report: Ralph Metcalf, H. B. Hewitt, D. Landon.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 127, entitled "An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 21 of the printed bill, same being page 2, line 5 of the original bill, before the words "and thereupon" insert the words "not in excess, however, of ten dollars per month for each child."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Ralph Metcalf, Dan Landon, Harve H. Phipps, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 6, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 28, entitled "An act authorizing lienholders to pay prior liens on real and personal property and providing for the collection thereof by such lienholder," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill hereto attached, to be known as substitute Senate bill No. 28, be substituted therefor, and that such substitute bill do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, John L. Sharpstein, G. E. Steiner, H. M. White, Ralph Metcalf, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred House bill No. 245, entitled "An act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, for the salaries and expenses of the industrial insurance department for the remainder of the biennial period ending March 31, 1913," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: P. H. Carlyon, D. A. Scott, George U. Piper, D. Landon, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

We, your committee on banks and banking to whom was referred Senate bill No. 169, entitled "An act providing for the organization and operation of mutual savings banks in the State of Washington, defining their powers, duties and privileges, and providing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. M. STEPHENS, *Chairman*.

We concur in this report: J. E. Leonard, J. C. Weatherford, B. A. Bowen.

On motion of Senator Stephens, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 29, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters";

Also Senate bill No. 141, entitled "An act relating to the renting and repair of improved escheated lands";

Also Senate bill No. 150, entitled "An act to authorize the county commissioners of the several counties in this state to offer and pay out of the county funds of the county treasury a bounty for magpie or crow";

Also Senate bill No. 212, entitled "An act relating to liens for service of sires and amending section 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also Senate bill No. 200, entitled "An act relating to taxation and amending sections 9219, 9253, 9259 and 9262 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"
—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted,

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, John E. Chappell, G. E. Steiner, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 16, "Congratulating the Hon. John E. Redmond, leader of the Irish parliamentary party, and the people of Ireland upon their legislative freedom;"

Also House concurrent resolution No. 4, "Relating to the appreciation of the people of the state to Mr. C. F. Gunther of Chicago for the portrait of George Washington, presented to the people of this state";

Also House concurrent resolution No. 10, "Relating to the publication of the supreme court reports";

Also Senate concurrent resolution No. 5, "Relating to resignation of Warden Chas. S. Reed from the state penitentiary and commending his work";

Also Senate joint memorial No. 6, "Relating to the restriction of immigration";

Also engrossed Senate joint memorial No. 5, "Petitioning the U. S. congress to pass House roll No. 5966, providing for the permanent location, marking and monumenting of the Old Oregon trail from the Missouri river to Puget sound";

Also has indefinitely postponed Senate joint memorial No. 8, "Addressed to Hon. Wesley L. Jones and Hon. Miles Poindexter, relating to tuberculosis cure";

Also the House has passed engrossed House bill No. 339, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also Senate concurrent resolution No. 11, "Relating to the payment of expenses of the Lincoln memorial exercises";

Also the speaker has signed enrolled House bill No. 164, entitled "An act making appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 291, by Senator Phipps, entitled "An act relating to the leasing and development of coal deposits belonging to the State of Washington, and providing penalties for the violation of the provisions of this act."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on mines and mining.

Senate bill No. 292, by Senator Allen, entitled "An act proposing an amendment to section 5 of article 16 of the state constitution, relating to the investment of school funds."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 293, by Senator Hutchinson, entitled "An act relating to rebates on insurance, and repealing section 33 of chapter 49 of the Session Laws of 1911."

The bill was read the first time, and on motion of Senator Hutchinson the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 294, by Senator Scott (by request), entitled "An act relating to the organization, classification, incorporation and government of municipal corporations under a commission and amending section 1 of an act entitled 'An act relating to the organization, classification, incorporation and government of municipal corporations under a commission, and declaring an emergency,' approved March 17, 1911, being chapter 116 of the Laws of 1911."

The bill was read the first time, and on motion of Senator Scott the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 295, by Senator Phipps, entitled "An act for the relief of the city of Hillyard, State of Washington, and making appropriation therefor."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 296, by Senator Espy, entitled "An act relating to the validation of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities and towns, issued by the corporate authorities thereof in excess of their legal authority."

The bill was read the first time, and on motion of Senator Espy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 297, by Senator Espy, entitled "An act relating to crimes and punishments and amending section 7, section 184 and section 187, chapter 249, Session Laws 1909."

The bill was read the first time, and on motion of Senator Espy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 298, by Senator Phipps, entitled "An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons responsible for or contributing to their dependency or delinquency."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 299, by Committee on Railroads and Transportation, entitled "An act to regulate the purchase of railroad

stock, bonds and property by railroad companies, and amending section 8665 of Remington and Ballinger's Annotated Code."

The bill was read the first time, and on motion of Senator Anderson the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed House bill No. 339, by Roads and Bridges Committee, entitled "An act relating to state roads, providing a tax levy therefor, and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to committee on roads and bridges.

Senate bill No. 300, by Senators Phipps and Collins, entitled "An act relating to the killing of wild fowl, prohibiting the putting out of food to attract the same and providing penalties."

The bill was read the first time, and on motion of Senator Phipps the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Substitute Senate bill No. 28, by Judiciary Committee, entitled "An act authorizing lienholders and co-owners or joint owners to pay prior and existing liens on real and personal property and providing for the collection thereof by such lienholders and co-owners or joint owners."

The bill was read the first time, and on motion of Senator Rosenhaupt the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

The president appointed Senators Piper and McCoy as Senate members of the committee under Senate concurrent resolution No. 10.

GENERAL FILE.

On motion of Senator Anderson, Senate bill No. 272 was withdrawn from the committee on commerce and manufactures and ordered re-referred to the committee on public revenue and taxation.

Senator Allen was called to take the president's chair.

Senate joint memorial No. 10, by Senator Allen, "Relating to the construction of an additional dry dock at the Bremerton navy yard," was read third time.

The secretary called the roll on final passage of Senate joint memorial No. 10, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Weatherford, Wende, White—31.

Absent or not voting were: Senators Carlyon, Espy, French, Hutchinson, Imus, Iverson, Jackson, Landon, Shaefer, Sutton, Troy—11.

Senate joint memorial No. 11, by Senator Hewitt, "Relating to the fortification of Grays Harbor and Willapa Harbor," was read third time.

The secretary called the roll on final passage of Senate joint memorial No. 11 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Stephens, Troy, Weatherford, Wende, White—32.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Espy, French, Imus, Jackson, Landon, Scott, Shaefer, Steiner, Sutton—9.

The president signed enrolled House bill No. 164.

Senate joint memorial No. 12, by Senator Leonard, "Relating to state and federal co-operation in forest fire protection," was read third time, placed on final passage and passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Iverson, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Sharpstein, Steiner, Stephens, Weatherford, Wende—29.

Absent or not voting were: Senators Espy, French, Hewitt, Imus, Jackson, Landon, Metcalf, Piper, Scott, Shaefer, Sutton, Troy, White—13.

House joint memorial No. 7, by Messrs. Wells and Earle, "Petitioning the president and congress of the United States to promptly recognize the republic of China," was read third time.

The secretary called the roll on final passage of House joint memorial No. 7, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Iverson, Jensen, Metcalf, McCoy, McGuire, Nichols, Piper, Steiner, Stephens, Weatherford—27.

Voting nay: Senator Hutchinson—1.

Absent or not voting were: Senators Hall, Imus, Jackson, Landon, Leonard, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Wende, White—14.

On motion of Senator Rosenhaupt, the rules were suspended and Senate joint memorials Nos. 10, 11, 12, and House joint memorial No. 7, were ordered transmitted to the House immediately.

The president resumed the chair.

Senate bill No. 128, by Senator Rosenhaupt, entitled "An act relating to deeds and transfers of interest in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this chapter and amending section 8746 of Remington and Ballinger's Codes and Statutes of Washington," was read third time.

Senator Rosenhaupt amended the bill by adding to the end of section 1 the following: "In the event that any certificate has

been transferred by any married person, the said transfer shall be deemed to convey all the interest of the husband or wife, as the case may be, who did not join in such transfer, unless the one not so joining shall, in one year after this act shall become effective, serve a written notice on the said trustee to the effect that he or she claims a community interest in the certificate or declaration so transferred."

The secretary called the roll on final passage of Senate bill No. 128, as amended, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, French, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Weatherford, Wende—25.

Those voting nay were: Senators Bethel, Bowen, Brown, Cotter, Flummerfelt, Hall, McGuire—7.

Absent or not voting were: Senators Campbell, Imus, Jackson, Leonard, Metcalf, Piper, Shaefer, Sutton, Troy, White—10.

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

Senate bill No. 80, by Senator Leonard, entitled "An act relating to trust companies and the officers of such companies, defining the powers and duties of such companies and their officers, and amending section 3359 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Nichols moved to strike all of section 1, beginning after the word "cases," in line 24 of the original bill.

Senator McGuire moved as a substitute motion to strike all of section 1 after the word "that," in line 26 of the original bill, and insert in lieu thereof "such bond should be required."

Senator McGuire's substitute motion was lost.

The motion of Senator Nichols was put and carried.

Senator Landon moved that Senate bill No. 80 be indefinitely postponed.

Senator Landon's motion carried.

On motion of Senator Brown, the consideration of Senate bill 131 was made a special order for 2:30 o'clock this afternoon.

The secretary read the following reports:

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, a majority of your committee on education, to whom was referred Senate bill No. 225, entitled "An act to prevent the organization of secret societies of every nature or kind in any of the public schools of the State of Washington, and to provide for and authorize the boards of directors of the respective public schools and high schools of the State of Washington to punish the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended.

In the first line of the title strike the words "To prevent the organization of" and insert in lieu thereof the words "relating to."

In line 3 of section 1 of the printed bill, same being line 12 of the original bill, after the word "state" insert the following: "and all other organizations or groups of a secret, exclusive or otherwise objectionable character whose harmful effect reaches into the school, whether such organizations be wholly or in part outside of the school."

At the end of section 2 add the following: "pledge themselves to become members of them, attend their meetings, banquets, dances or other functions, or have anything whatever to do with them."

At the end of section 3 add the following: "except as it shall affect public school or high school pupils who pledge themselves to become members of fraternities or sororities in these institutions."

WALTER S. DAVIS, *Chairman*.

We concur in this report: C. W. Bethel, Harve H. Phipps.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

I, a minority of your committee on education, to whom was referred Senate bill No. 225, entitled "An act to prevent the organization of secret societies of every nature or kind in any of the public schools of the State of Washington, and to provide for and authorize the boards of directors of the respective public schools and high schools of the State of Washington to punish the violation thereof," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

JOHN L. SHARPSTEIN.

On motion of Senator Davis, the majority report was adopted.

Senate bill No. 225 was read third time.

Senator Hall amended the bill by inserting the word "the" between the words "or" and "state" in section 3, line 23 of the original bill, and striking the words "agricultural colleges" in the same line and section, and inserting "college" in lieu thereof.

Senator Nichols amended the bill by striking the words "state universities" in section 3, line 22 of the original bill, and substituting therefor the words "the state university."

The secretary called the roll on final passage of Senate bill No. 225, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Landon, Leonard, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Stephenson, Wende—28.

Those voting nay were: Senators Campbell, Hewitt, Jensen, Metcalf, McGuire, Sharpstein, Weatherford, White—8.

Those absent or not voting were: Senators Carlyon, Imus, Jackson, Shaefer, Sutton, Troy—6.

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

Senate bill No. 245, by Senator Anderson, entitled "An act providing for the registration of farm names and making it unlawful to apply a registered farm name to any other farm or to the products of any other farm," was read third time.

The secretary called the roll on final passage of Senate bill No. 245, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Imus, Jackson, Nichols, Shaefer, Sutton—5.

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

Senate bill No. 254, by committee on appropriations, entitled "An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bill No. 254.

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

On motion of Senator Scott, the report was adopted.

The secretary called the roll on final passage of Senate bill No. 254, and it passed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Allen, Imus, Jackson, Shaefer, Sutton—5.

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

Senator Nichols moved that the vote by which Senate bill No. 131 was made a special order for 2:30 o'clock this afternoon be reconsidered.

Senator Nichols' motion carried.

Senator Nichols moved that Senate bill No. 131 be re-referred to the committee on roads and bridges.

The motion carried.

At the hour of 12:05 o'clock p. m., on the motion of Senator Scott, the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

President Hart called the Senate to order at 1:30 o'clock p. m.

GENERAL FILE.

Senate bill No. 13, by Senators Collins and Landon, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals and superintendents of the public schools in the state of Washington, and to regulate the collection, raising, management and disbursement thereof," was read third time.

Senator Hammer moved to amend the bill by striking the word "seven" in section 7, line 18 of the original bill, and insert in lieu thereof the word "five."

A roll call was demanded on the motion of Senator Hammer by Senators White, Chappell, Jensen, Espy, Iverson, Bethel, and Hutchinson.

The secretary called the roll and the amendment carried by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Espy, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Leonard, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Sharpstein, Troy, Weatherford, Wende—20.

Those voting nay were: Senators Allen, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Jensen, Landon, Metcalf, Phipps, Piper, Steiner, Stephens, Sutton, White—19.

Absent or not voting were: Senators Imus, Jackson, Shaefer—3.

Senator Espy moved to substitute the word "ten" for the word "five" in section 7, line 10 of the original bill.

The motion failed to carry.

Senator French moved to amend by striking all of paragraph IV of section 12 from the bill.

A roll call on the motion was demanded by Senators Bowen, Brown, Piper, Troy, Hutchinson, Jensen, Landon.

Senator Hutchinson moved a call of the Senate and was seconded by Senators Flummerfelt and Hammer.

The motion for a call of the Senate carried.

The sergeant-at-arms locked the doors of the Senate chamber.

A roll call showed absent Senators Imus, Jackson, and Shaefer, all of whom had been previously excused.

On motion of Senator Piper, further proceedings under the motion for a call of the Senate were dispensed with.

The secretary called the roll and the motion of Senator French that paragraph IV of section 12 be stricken from the bill was lost by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, French, Hall, Hammer, Hewitt, Hutchinson, Leonard, McCoy, McGuire, Nichols, Scott, Troy, Weatherford, Wende—16.

Those voting nay were: Senators Allen, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Iverson, Jensen, Landon, Metcalf, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, White—23.

Absent or not voting were: Senators Imus, Jackson, Shaefer—3.

Senator Hutchinson moved to amend by substituting the word "two" for the word "one" on page 6 line 31 of section 12 of the original bill.

Senator Brown moved to lay the amendment on the table.

The motion to table was lost.

The amendment proposed by Senator Hutchinson failed to carry.

Senator Espy moved to amend the bill by striking from section 12 all of lines 6, 7, 8 and 9 of paragraph I.

The motion prevailed.

Senator French moved to amend the bill by substituting the word "five" for the word "twenty" in line 31 of paragraph IV of section 12.

Senator Fairchild moved to amend the proposed amendment by making the word "twenty" read "fifteen."

The motion of Senator Fairchild was lost.

The following senators demanded a roll call on the amendment proposed by Senator French: Senators Hutchinson, Brown, French, Landon, Jensen, White, Bowen.

The roll was called and the amendment was lost by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Espy, French, Hammer, Hutchinson, Iverson, Leonard, McCoy, McGuire, Nichols, Troy, Weatherford, Wende—16.

Those voting nay were: Senators Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Jensen, Landon, Metcalf, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, White—21.

Absent or not voting were: Senators Allen, Hewitt, Imus, Jackson, Shaefer—5.

Senator Collins moved a call of the Senate and was seconded by Senators Landon and Piper.

The motion for a call of the Senate carried.

The doors were locked and a call of the roll showed absent Senators Imus, Jackson, Shaefer and Hewitt.

Senator Hewitt appeared in the Senate chamber and on motion of Senator Landon the call of the Senate was dissolved.

Senator Rosenhaupt moved that the bill be amended by substituting the words "twelve and one-half" for the word "twenty," in line 31 of paragraph IV of section 12.

A roll call on the motion was demanded by Senators Brown, Metcalf, Piper, Hutchinson, Jensen, Landon and Bethel.

The secretary called the roll and the amendment proposed by Senator Rosenhaupt was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Espy, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Sharpstein, Troy, Weatherford, Wende—21.

Those voting nay were: Senators Allen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Jensen, Landon, Metcalf, Piper, Scott, Steiner, Stephens, Sutton, White—18.

Absent or not voting were: Senators Imus, Jackson, Shaefer
—3.

Senator Collins moved to amend the bill by inserting in line 23 of section 14, after the words "shall apply," the following: "any teacher as defined in section 1 of this act or any applicant eligible under section 9 of this act shall be entitled to membership in this fund."

The amendment failed to carry.

Senator Nichols moved to amend the bill by striking therefrom the following in lines 25, 26 and 27 of section 14: "or not at all. Persons appointed after July 1st, 1913, and before January 1st, 1914, must join fund on or before January 1st, 1914, or not at all."

The amendment failed to carry.

On motion of Senator Nichols, section 14 was stricken from the bill and the following substituted therefor: "Section 14. Every teacher who shall be engaged in the profession of teaching in the public schools in this state on or after the first day of January, 1914, shall become a member of the fund by virtue of such employment."

Senator Nichols moved to amend by substituting the word "shall" for the word "may" in line 1 of section 15.

Senator McGuire moved as a substitute that section 15 be stricken from the bill.

The substitute motion was lost.

The amendment of Senator Nichols carried.

Senator Carlyon moved to amend by adding to the end of the bill a new section reading as follows:

"Section 19. This act shall not take effect, nor be in force, until and unless the same shall be approved by the qualified electors of the state, at the next general election to be held on the first Tuesday after the first Monday of November, 1914, in accordance with that provision in section 1 of article 2 of the said constitution, as amended at the last general election, known as the referendum. The secretary of state shall cause this act to be published in a general manner authorized by law for the publication of initiative or referendum measures: *Provided*, That if no such general law shall be in force, then this act shall be published in the same manner that proposed amendments to the constitution are published. There shall be printed upon the official ballot of

said election the words "For teachers' retirement fund"—"Against teachers' retirement fund—," together with the usual provisions made for indicating the voter's choice. The votes cast thereon, unless otherwise provided by general law, shall be counted and the returns thereof made to the secretary of state as other votes are counted and returned, who, after canvassing the same, shall certify the result thereof to the governor, who, if such act shall have been approved as provided in said section of the constitution, shall issue a proclamation to that effect."

A roll call on the adoption of the proposed amendment was demanded by Senators Sharpstein, Carlyon, Hammer, Hutchinson, Espy, Piper, Leonard.

A call of the Senate was moved by Senator Carlyon, seconded by Senators Sharpstein and Hammer.

The motion for a call of the Senate carried.

The doors were locked and the roll call showed absent Senators Imus, Jackson, and Shaefer, all excused.

The secretary called the roll and the amendment proposed by Senator Carlyon was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Iverson, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende—25.

Those voting nay were: Senators Allen, Campbell, Chappell, Collins, Cotter, Davis, Espy, Hall, Jensen, Metcalf, Piper, Stephens, Sutton, White—14.

Absent or not voting were: Senators Imus, Jackson, Shaefer—3.

Senator Brown moved that the vote by which the foregoing amendment was adopted be reconsidered.

The motion was lost.

Senator Landon gave notice of a motion to reconsider the vote by which the amendment was adopted.

The president ruled Senator Landon out of order, as the matter had already been acted upon adversely by the Senate.

On motion of Senator Collins, the bill was amended by inserting the words "shall have taught or" after the word "who" in line 11 of section 1 of the original bill.

The secretary called the roll on final passage of senate bill No. 13 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—33.

Those voting nay were: Senator Anderson, Bethel, Hall, McGuire, Nichols, Weatherford—6.

Absent or not voting were: Senators Imus, Jackson, Shaef-er—3.

On motion of Senator Rosenhaupt, the title was amended by substituting a comma for the period at the end of the title and adding the following: "and submitting this act to the voters of the state for ratification or rejection," and the title as amended was ordered to stand as the title of the act.

Senator Scott gave notice of a motion to reconsider the vote by which Senate bill No. 80 was indefinitely postponed.

Senator Allen moved that when the Senate adjourns it be until 11:00 o'clock Thursday morning, February 13.

Senator Piper moved to amend that the Senate adjourn to meet at 10:00 o'clock Thursday morning.

The motion of Senator Piper carried.

At 5:10 p. m., on motion of Senator Carlyon, the Senate adjourned.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

THIRTY-SECOND DAY**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, February 13, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President *pro tempore* Allen, pursuant to adjournment.

Rev. Chas. A. Bowen offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Iverson, the reading of the journal of yesterday was dispensed with, and it was approved.

A communication from Governor Woodrow Wilson, of the State of New Jersey, acknowledging the receipt of Senate joint memorial No. 1, was read and placed on file.

At the request of Senator Metcalf, there was read and placed on file a resolution of the city council of the city of Tacoma protesting against the passage of Senate bill No. 124.

Certain resolutions adopted by the International Club, of Sumas, praying the appropriation by this state of \$500,000 for the Panama-Pacific International Exposition, and the submission of a constitutional amendment permitting alien ownership of lands in this state, were read and placed on file.

The following resolution was read:

HOUSE CONCURRENT RESOLUTION NO. 4.

By Mr. Chamberlin:

Resolved, by the House, the Senate concurring, That the legislature of this state, representing the people of the State of Washington, heartily appreciates the presentation to the people of the State of Washington of one of the magnificent, original Gilbert Stuart oil portraits of the illustrious "Father of His County," George Washington, and we deem it especially appropriate that such gift should be presented to the state which properly bears the name of the patriot who was "first in war, first in peace and first in the hearts of his countrymen."

Resolved further, That the legislature representing the people of the State of Washington do hereby extend the thanks of the people of this state to the generous donor of the portrait, Mr. C. F. Gunther, of Chicago.

Resolved further, That an engrossed copy of this resolution be forwarded to Mr. C. F. Gunther.

On motion of Senator Anderson, the resolution was adopted.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 10.

By Mr. Pierce:

Resolved, by the House, the Senate concurring, That the supreme court reporter be directed to exercise his option under the contract for the publication of the supreme court reports, to the end that the advance sheets may be printed with permanent paging.

On motion of Senator Rosenhaupt, the resolution was referred to the committee on judiciary.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 16.

By Mr. Conner et al.:

WHEREAS, From the establishment of the government of these United States, beginning with the continental congress, recorded from time to time in later congresses and different state legislatures, resolutions of sympathy and encouragement have been sent to the people of Ireland, the descendants of whom form and play such active and patriotic parts in our common history and common life of today, in all things making to our country's good.

Be It Resolved, by the House of Representatives, the Senate concurring, That we heartily congratulate the Honorable John E. Redmond, leader of the Irish parliamentary party, and through him the people of Ireland and Great Britain, upon the happy mutual understanding now reached between them, and that the bond of legislative freedom for Ireland will be a strong link in the unity of the British empire, and to the peace, good will and prosperity of all her people.

On motion of Senator Davis, the resolution was referred to the committee on memorials.

The secretary read the following

SENATE MEMORIAL.

By Senator Brown:

To the Premier of the House of Parliament of the Province of British Columbia, in the Dominion of Canada:

Your memorialists, the Senate of the State of Washington, of the United States of America, most respectfully represent that the city of

Blaine, in the county of Whatcom, State of Washington, lies immediately south of and contiguous to the municipality of Surrey, in the province of British Columbia, and is separated therefrom only by the international boundary line dividing the Dominion of Canada from the United States of America; That under and by virtue of the laws of the State of Washington the people of any city, and the people of those portions of any county lying outside of the corporate limits of any city or town, may by their vote at an election called for that purpose prohibit the granting of any licenses for the sale of intoxicating liquors within such city or within those portions of such county lying without the corporate limits of any city or town; That at a certain election duly had and held in the city of Blaine, a majority of the people of the said city voted that no license for the sale of intoxicating liquors be granted in said city; That at a certain election duly had and held in the corporate limits of any city or town; That at a certain election county outside of the corporate limits of any city or town voted that no license for the sale of intoxicating liquors should be granted in those portions of said county of Whatcom lying without the corporate limits of any city or town; That it is therefore now unlawful to sell, give away or dispose of intoxicating liquors in the said city of Blaine and in those portions of said county of Whatcom lying without the corporate limits of any city or town.

That there is being maintained, carried on and conducted in said municipality of Surrey, immediately contiguous to said international boundary line and to the boundary line of said county of Whatcom and city of Blaine, a place where intoxicating liquors are sold and disposed of. That said place is not located in any city, town or village, but is located in a partially settled portion of said municipality of Surrey, and that no other or different kind of commercial business is carried on in said portion of said municipality; and that by far the greater part, if not the entire number of persons patronizing and obtaining and buying intoxicating liquors at said place are the citizens and residents of said city of Blaine and county of Whatcom, and that the maintenance and operation of said place for the sale of intoxicating liquor is demoralizing to and interferes with the business and happiness of the citizens and residents of said city of Blaine and county of Whatcom, a majority of whom have declared by their vote that they do not desire the sale of intoxicating liquors to be carried on in their midst.

Wherefore, Your memorialist does pray that if it be consistent with the laws and regulations governing the sale of intoxicating liquors in the province of British Columbia, or if in your wishes you shall determine that the said place for the sale of intoxicating liquors should be no longer permitted to be conducted and maintained, you will, by such action as may in the premises be necessary and expedient, prohibit the further sale and disposal of intoxicating liquor at said place or at any place in said municipality of Surrey, within two miles of the international boundary line; and your memorialist will ever pray.

Senator Brown moved the adoption of the memorial.

Senator Campbell moved that the memorial be referred to the committee on public morals.

The motion to refer was lost.

Senator Carlyon moved that the memorial be referred to the judiciary committee.

Senator Davis moved as a substitute that the memorial be referred to the committee on memorials.

The substitute motion and the motion of Senator Carlyon were both lost.

The motion of Senator Brown that the resolution be adopted carried and the secretary was instructed to forward to the premier of the province of British Columbia, Canada, an engrossed copy of the resolution.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate concurrent resolution No. 3, "Relating to memorial exercises to be held for the late Honorable John R. Kinneer";

Also Senate concurrent resolution No. 2, "Relating to the holding of memorial services in memory of the late Senator John A. Whalley";

Also enrolled Senate concurrent resolution No. 5, "Relating to the resignation of Charles S. Reed, warden of the state penitentiary";

Also Senate concurrent resolution No. 7, "Relating to printing a record of the memorial services held on January 28, and February 3, 1913";

Also Senate concurrent resolution No. 10, "Relating to holding joint memorial exercises in honor of Abraham Lincoln";

Also Senate concurrent resolution No. 11, "Relating to the expense of holding the Lincoln memorial exercises";

Also enrolled Senate concurrent resolution No. 6, "Relating to the appointment of a joint committee to investigate the state reformatory at Monroe";

Also enrolled Senate joint memorial No. 5, "Relating to permanent location and marking the Old Oregon trail";

Also Senate joint memorial No. 6, "Relating to the restriction of immigration of undesirable foreigners";

Also Senate joint resolution No. 4, "Relating to the appointment of a joint committee to investigate the feasibility of utilizing the water power at Celilo falls";

Also Senate concurrent resolution No. 1, "Relating to a joint session for canvassing the vote of state officers";

Also Senate joint memorial No. 2, "Relating to the reclamation of arid lands in Franklin county";

—have compared same with the original resolutions and memorials and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott, Ralph D. Nichols.

The president signed Senate concurrent resolutions Nos. 2, 3, 5, 6, 7, 10 and 11 and Senate joint memorials Nos. 5 and 6.

On motion of Senator McGuire, the following resolution was adopted:

SENATE CONCURRENT RESOLUTION NO. 12.

By the committee on printing:

Resolved, by the Senate, the House concurring, That the secretary of the Senate and chief clerk of the House be authorized and directed to cause to be printed six hundred copies of the legislative manual for the session of 1913, said manuals to be published on a page $5\frac{1}{2} \times 2\frac{3}{4}$ inches, printed in 13 ems pica nonpareil solid, with head notes only; and that said secretary and chief clerk be authorized and instructed to cause a sufficient number of said manuals to be bound in limp leather to supply all members of the Senate and House of Representatives and the assistant clerks of said Houses; the remainder of the total edition of six hundred copies to be in paper binding.

On motion of Senator McGuire, the rules were suspended and Senate concurrent resolution No. 12 was ordered transmitted to the House immediately.

On motion of Senator Shaefer, there was ordered printed 500 additional copies of Senate bill No. 273.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 275, entitled "An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof, and providing when this act is to take effect," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 182, entitled "An act creating a state board, defining its powers and duties and regulating the printing and publication of reports," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: G. E. Steiner, Geo. W. Shaefer, Dan Landon, Harve H. Phipps, Ralph Metcalf, A. H. Imus, John L. Sharpstein, A. McGuire, Ralph D. Nichols, Henry H. Wende.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 12, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 85, entitled "An act providing for the publication of pamphlets publishing the candidacy of all candidates for office, the argument for and against such candidacy by the secretary of state, and the distribution of the same to the voters of the state, districts and counties and the publication of platforms and reasons why the voters should vote for or against certain candidates and also in cities of ten thousand and over," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Peter Iverson, Henry H. Wende, Ed Brown.

Senator Metcalf moved the adoption of the report.

Senators Davis, Jensen, Espy, French, White, Iverson, Hutchinson, Landon, demanded a roll call on the motion.

The secretary called the roll and the motion was defeated by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Collins, French, Hammer, Hewitt, Iverson, Metcalf, Nichols, Shaefer, Stephens, Troy, Wende—15.

Those voting nay were: Senators Bethel, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hutchinson, Jensen, Landon, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Sutton, Weatherford, White—22.

Absent or not voting were: Senators Carlyon, Imus, Jackson, Leonard, Piper—5.

President Hart took the chair.

On motion of Senator Davis, Senate bill No. 85, with the report of the committee, was placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 214, entitled "An act relating to the practice of barbering and amending sections 7006, 7007, 7009 and 7020 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

PEDER JENSEN, *Chairman.*

I concur in this report: P. H. Carlyon.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 11, entitled "An act relating to hotels, inns, and public lodging houses, creating the office of hotel inspector, providing penalties for the violation thereof, and amending sections 6030, 6032, 6034, 6035, 6041, 6042 and 6048 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

PEDER JENSEN, *Chairman.*

I concur in this report: P. H. Carlyon.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on dikes and drains, to whom was referred Senate bill No. 79, entitled "An act relating to drainage districts, and

amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that be be referred to the judiciary committee.

EMERSON HAMMER, *Chairman.*

I concur in this report: B. A. Bowen.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on dikes and drains, to whom was referred Senate bill No. 148, entitled "An act amending section 1 of an act entitled 'An act amending section 13 of an act entitled "An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes and providing the means of payment thereof, and declaring an emergency, approved March 20, 1895," approved March 16, 1901,' the same being section 4107 of Remington and Ballinger's Code of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

EMERSON HAMMER, *Chairman.*

I concur in this report: B. A. Bowen.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to who was referred Senate bill No. 109, entitled "An act relating to and providing for the organization of a drafting department and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 4 of the printed bill, same being line 11 of the original bill, strike the first word "of," and in said line of the printed bill, same being line 12 of the original bill, insert after the word "thereof" the words "and the governor."

In section 1, line 6 of the printed bill, same being line 14 of the original bill, strike the word "they" and insert in lieu thereof the word "it."

In section 1, line 8 of the printed bill, same being line 19 of the original bill, insert after the word "member" the words "or member elect."

In section 1, line 9 of the printed bill, same being line 20 of the original bill, strike the word "member" and insert in lieu thereof the word "person."

In section 2, line 4 of the printed bill, same being line 30 of the original bill, after the word "legislature," insert the words "and the governor."

In section 3, line 1 of the printed bill, same being page 2, line 3 of the original bill, strike the words "library commission" and insert in lieu thereof the words "board of control."

In section 3, line 2 of the printed bill, same being page 2, line 6 of the original bill, strike the words "they are" and insert in lieu thereof the words "it is."

In section 3, line 3 of the printed bill, same being page 2, line 7 of the original bill, strike the words "to allow."

In section 3, line 4 of the printed bill, same being page 2, line 8 of the original bill, before the word "use" insert the words "shall be allowed" and insert after the word "use" the word "of."

In section 3, line 4 of the printed bill, same being page 2, line 9 of the original bill, strike the last word "to" and the semicolon preceding.

In section 3, line 5 of the printed bill, same being page 2, lines 9 and 10 of the original bill, strike the words "supply and drafting bureau with" and insert in lieu thereof the words "copies of."

In section 4, line 1 of the printed bill, same being page 2, line 12 of the original bill, strike the words "said drafting" and insert in lieu thereof the words "chief of the."

In section 4, line 6 of the printed bill, same being page 2, line 20 of the original bill, strike the word "of" and insert in lieu thereof the word "or."

In section 5, line 1 of the printed bill, same being page 2, line 25 of the original bill, before the word "be" insert the word "there" and strike the word "there" after the word "and."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Ralph Metcalf, Daniel Landon, Harve H. Phipps, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on dikes and drains, to whom was referred Senate bill No. 164, entitled "An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, both inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

EMERSON HAMMER, *Chairman.*

I concur in this report: B. A. Bowen.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 152, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2 of the printed bill, the same being section 1, line 10 of the original bill, strike the word "four" and insert in lieu thereof the word "two."

In section 1, line 6 of the printed bill, the same being section 1, line 16 of the original bill, strike the word "shall" and insert in lieu thereof the word "may."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 223, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third and fourth class and incorporated towns of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 1, line 3 of the printed bill, the same being section 1, line 5 of the original bill, strike the words "or of any town of this state."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 362, entitled "An act re-appropriating the sum of \$57,849.23 from the public highway fund to complete contracts and construction work now in force on the Skagit river and Lewis river bridges," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman*.

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flumerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 339, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5398, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass, and that it be placed at the head of the calendar.

RALPH D. NICHOLS, *Chairman*.

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flumerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps.

Senator Nichols moved that the report be adopted.

Senator Espy moved as a substitute that the report be amended by striking therefrom the words "and that it be placed at the head of the calendar."

The motion prevailed.

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

On motion of Senator Nichols, the consideration of engrossed House bill No. 339 was made a special order for 11:00 o'clock tomorrow morning.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 364, entitled "An act appropriating the sum

of five hundred and no-100 dollars (\$500.00) from the public highway fund for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineer," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, Ralph Metcalf, Ed Brown, Harve H. Phipps.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred engrossed House bill No. 93, entitled "An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands and of district road supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing a penalty for the violation thereof, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3040, 3041 and section 3042 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 9 of the original bill, and section 1, line 6 of the printed bill, after the word "thereon" insert the words "or any road, street or highway to the center thereof bordering on any such land or lands."

In section 1, line 16 of the original bill, and section 1, line 11 of the printed bill, after the word "provided" strike out the balance of the paragraph, and substitute the following words: "that this section shall not apply to what is commonly known as 'bull thistle,' on lands known as logged-off or cut-over lands,' outside of cities and towns."

W. C. McCox, *Chairman.*

We concur in this report: John E. Chappell, J. C. Weatherford, W. D. Cotter.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, a majority of your committee on judiciary, to whom was referred engrossed House bill No. 133, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington and Ballinger's Annotated Codes and Statutes of Washing-

ton," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Dan Landon, Harve H. Phipps, Henry H. Wende.

SENATE CHAMBER,
OLYMPIA, WASH., February 10, 1913.

MR. PRESIDENT:

We, a minority of your committee on judiciary, to whom was referred engrossed House bill No. 133, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Add to the end of said bill the following:

"*Provided, however,* That if such city seeking to make such improvement is a city of the first class and the property required to be taken or damaged in the making of such improvement is situated in an adjoining county to that in which such city is located and in a county in which there is also situated a city of the first class, then such city seeking to make such improvement shall file the petition herein provided for in the superior court of the county adjacent to the county in which the land is situated other than that in which the plaintiff is situated and the county seat of which is nearer than the county seat of any other such adjacent county to the county seat of the county in which the land is situated."

We concur in this report: Ralph Metcalf, H. M. White.

The bill was ordered placed on file, together with the majority and minority reports.

SENATE CHAMBER,
OLYMPIA, WASH., February 12, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, having under consideration twenty bills relating to the election laws referred by the Senate to this committee, respectfully recommend that the Senate fix a date for a special order in committee of the whole when the basic principles of the proposed changes in the election laws may be considered, and the committee instructed as to the wish of the Senate upon these several proposed changes. The radical changes proposed in the bills now in this committee are as follows, and upon these propositions the committee respectfully asks instruction as above suggested:

SENATE BILL No. 47.

Shall we provide that no voter shall be entitled to participate in the primary election unless he has registered his party affiliation?

SENATE BILL No. 206.

Providing that an elector who will be unavoidably absent from his voting precinct on election day, may, prior to election, file an affidavit with the proper officer setting forth this fact and applying to vote, as an absentee. Upon receipt of this affidavit, the proper officer gives the elector a ballot which he fills out, folds and hands to the officer, who encloses and seals same in an envelope, and, after the voting closes on election day, these envelopes containing ballots of absent electors are first opened, the signature of the elector compared with the registration signature, and the ballot then placed in the ballot box without unfolding.

SENATE BILLS 64 AND 65, COVERING STATE AND COUNTY.

Shall we adopt a short ballot in county and state or county or state, providing in the state for election only of governor and one or two other state officers and the appointment of all others by the governor, and in the county for the election only of county commissioners, members of the legislature and one or two other officials—all other county officials to be appointed by the county commissioners?

SENATE BILL No. 153.

Providing that the state superintendent of education and all candidates for elective county offices, except legislative, shall be non-partisan.

Providing that except in case of legislative candidates there shall be non-party candidates and party candidates.

Shall a voter be restricted to voting for candidates for primary nomination of one party only, or, shall a voter be allowed to vote for candidates for nomination of all parties?

RALPH METCALF, *Chairman.*
 PETER IVEYSON,
 ED BROWN,
 HENRY H. WENDE.

Senator Collins moved that the report be ordered re-referred to the committee on elections and privileges.

The motion failed to carry.

On motion of Senator Metcalf, the consideration of the foregoing report was made a special order for 11:00 o'clock a. m. Tuesday, February 18th.

Senator Brown moved that the special order for the consideration of House bill No. 219 set for February 17th, be advanced and that the consideration of the bill be taken up this afternoon.

Senator Hall raised a point of order that a special order could not be advanced.

The president held the point of order well taken.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on irrigation and arid lands, to whom was referred Senate bill No. 248, entitled "An act relating to irrigation districts, amending sections 6427, 6439, 6441 and 6444 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

CHARLES H. FLUMMERFELT, *Chairman*.

We concur in this report: R. A. Hutchinson, C. W. Bethel, A. McGuire.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 7, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate concurrent resolution No. 9, "Relating to congratulations to the Honorable John E. Redmond, leader of the Irish parliamentary party, and the people of Ireland, upon their legislative freedom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

E. L. FRENCH, *Chairman*.

I concur in this report: Walter S. Davis.

On motion of Senator French, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 16, entitled "An act providing for the purchase by the State of Washington of a portion of the interstate bridge across Snake river between Clarkston, Washington, and Lewiston, Idaho," etc.;

Also engrossed House bill No. 60, entitled "An act relating to the support of certain destitute women who are mothers," etc.;

Also engrossed House bill No. 114, entitled "An act providing for the formation and carrying on of co-operative associations," etc.;

Also engrossed House bill No. 149, entitled "An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of judge therein";

Also engrossed House bill No. 173, entitled "An act providing for the selection and adoption of an official state flag";

Also engrossed House bill No. 175, entitled "An act to amend sections 2665 of Remington and Ballinger's Annotated Codes and Statutes of Washington," etc.;

Also engrossed House bill No. 177, entitled "An act to amend section 1 of article IV of the constitution of Washington," etc.;

Also House concurrent resolution No. 17, "Relating to printing of one thousand copies of address delivered by Will H. Thompson at the Lincoln memorial service, held in House chamber, February 12, 1913";

Also engrossed House bill No. 204, entitled "An act relating to validation of indebtedness by school districts and bonds therefor," etc.;

Also engrossed House bill No. 275, entitled "An act relating to bonds of irrigation districts," etc.;

Also the speaker has signed House joint substitute resolution No. 1, "Resolving, That an amendment to section 3 of article 1 of the constitution of the United States, providing that senators shall be elected by the people of the several states";

Also House concurrent resolution No. 15, "Resolving that a joint committee of four members of the House and four members of the Senate be appointed to confer with a like committee from the Oregon legislature relating to fishing industry on the Columbia river";

Also House bill No. 106, "Providing for the payment of interest on bonds issued for the purchase of the highway bridge across the Columbia river at Wenatchee";

Also House bill No. 246, entitled "An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House substitute joint resolution No. 1, House concurrent resolution No. 15, House bills Nos. 106 and 246.

INTRODUCTION OF BILLS.

Senate bill No. 301, by committee on state penal and reformatory institutions, entitled "An act relating to paroling prisoners from the state penitentiary and amending section 8554 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 302, by Senator Metcalf, entitled "An act relating to the liability of municipal corporations for injuries upon streets, alleys and sidewalks."

The bill was read the first time and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate Bill No. 303, by Senator Metcalf, entitled "An act relating to fairs, authorizing boards of county commissioners to make exhibits thereat and offer and pay premiums thereon."

The bill was read the first time and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 304, by Senator McGuire (by request), entitled "An act relating to the regulation of the practice of mechano-therapy, suggestive therapy, chiropractic, naturopathy and physcultopathy in the treatment of the sick and afflicted in the State of Washington, and to appoint a board of health examiners for such regulation and to license drugless physicians and manipulative and orthopedic surgeons; to punish all persons violating the provisions of this act, and to repeal all acts or parts of acts inconsistent herewith."

The bill was read the first time and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on medicine, dentistry, surgery and hygiene.

Senate bill No. 305, by Senator Cotter, entitled "An act relating to the rule of evidence in trials of persons accused of crimes of an immoral or indecent nature committed against women or female children, and repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 306, by Senator Cotter, entitled "An act defining the crime of adultery, fixing a penalty therefor, and amending section 2457 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 307, by committee on commerce and manufactures, entitled "An act relating to the classification, labeling, marketing and selling of eggs and providing penalties for violations thereof."

The bill was read the first time and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 308, by Senator Anderson, entitled "An act proposing a constitutional convention in accordance with the provisions of section 2, article 13 of the state constitution."

The bill was read the first time and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 309, by roads and bridges committee, entitled "An act relating to the construction of state roads."

The bill was read the first time and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 310, by Senator Leonard, entitled "An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington, to Toronto."

The bill was read the first time and on motion of Senator Leonard, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 311, by Senator Steiner, entitled "An act to amend section 4 of an act approved March 17, 1909, entitled: 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith,' the same being section 8008 of Remington & Ballinger's Annotated Codes and Statutes."

The bill was read the first time and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 312, by roads and bridges committee, entitled "An act relating to public highways."

The bill was read the first time and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 313, by Senator Imus, entitled "An act providing for the preparation of a trial docket in superior courts and for the disposal of cases by superior court judges."

The bill was read the first time and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 314, by Senator White, entitled "An act permitting county and certain city officials to close their respective offices at one o'clock on certain Saturday afternoons and repealing sections 3863 and 7508 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator White, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 315, by Senator Cotter, entitled "An act amending section 15 of chapter 98 of the Session Laws of 1911,

the same being 'An act relating to local improvements in cities and towns and repealing certain acts and parts of acts.'

The bill was read the first time and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 316, by Senator Imus, entitled "An act to provide for the assistance and support of the aged people who are totally physically unable to work, or who are dependent for support wholly or partly, upon their labor, and providing funds for that purpose."

The bill was read the first time and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 317, by Senator Steiner, entitled "An act relating to the establishment and maintenance and inspection of boarding houses for children, and prescribing a penalty for the violation of the provisions of this act."

The bill was read the first time and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 318, by Senator Davis, entitled "An act relating to the exemption of colleges, schools, museums, and humane societies from taxation, and amending section 9099, of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 319, by committee on irrigation and arid lands, entitled "An act to conserve the waters within the State of Washington for use therein, and providing when this act shall take effect."

The bill was read the first time and on motion of Senator Flummerfelt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 320, by Senator Phipps, entitled "An act relating to firemen's relief and pension fund, and amending section 8065 and section 8067 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Engrossed House bill No. 16, by Mr. Halsey, entitled "An act providing for the purchase by the State of Washington of a portion of the interstate bridge across Snake river between Clarkston, Washington, and Lewiston, Idaho, simultaneously with the purchase of the other portion thereof by the public authorities in the State of Idaho; and for the maintenance as a free bridge by the State of Washington of the portion thereof purchased by the State of Washington; making appropriations therefor, and providing for the issuance, sale, payment and redemption of bonds therefor."

The bill was read the first time and on motion of Senator Weatherford, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 60, by Messrs. Corkery and Rowland, entitled "An act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof."

The bill was read the first time and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 114, by Messrs. Chamberlin, Turnbow, Brislawn, Darling and Reid, entitled "An act providing for the formation and carrying on of co-operative associations and providing for the rights, powers, liabilities and duties of the same."

The bill was read the first time and on motion of Senator Sutton, the rules were suspended, the bill was read the second time by title and referred to the committee on educational institutions.

Engrossed House bill No. 149, by Messrs. Greenbank and Hays, entitled "An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of judge therein."

The bill was read the first time and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 173, by Mr. Hughes, entitled "An act to provide for the selection and adoption of an official state flag."

The bill was read the first time and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title and referred to the committee on education.

Engrossed House bill No. 175, by Mr. Moll, entitled "An act to amend section 2665 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to trespass."

The bill was read the first time and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and referred to the committee on game.

Engrossed House bill No. 177, by Messrs. Corkery and Goss, entitled "An act to amend section 1 of article IV, of the constitution of Washington, relating to the vesting of the judicial power and providing that the legislature may create a court of domestic relations."

The bill was read the first time and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title and referred to the committee on constitution and constitutional revision.

Engrossed House bill No. 204, by Mr. Earle and entire King county delegation, entitled "An act relating to validation of indebtedness by school districts, and bonds therefor, and amend-

ing chapter XXIX of Remington & Ballinger's Annotated Codes and Statutes of Washington, by adding one section thereto."

The bill was read the first time and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 275, by Mr. Adams, entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds may be made legal investments for the funds of banks, banking associations, trust companies, insurance companies, and for the state school funds and trust funds, and providing for the deposit of such bonds as security for public monies, and providing for a commission for approving certain bonds of irrigation districts, for a report thereon, for the filing of such report, for a certificate of the state auditor, and for registering of such bonds in the office of the state auditor."

The bill was read the first time and on motion of Senator Flummerfelt, the rules were suspended, the bill was read the second time by title and referred to the committee on irrigation and arid lands.

GENERAL FILE.

Senate concurrent resolution No. 8, by Senator Metcalf, relating to the naming of "Forsyth Glacier," was read.

On motion of Senator Metcalf, the resolution was adopted.

Senate bill No. 124, by Senator Jensen, entitled "An act relating to the prevention of pollution of public water supplies used for domestic purposes and for the control of sewerage and sewerage disposal; authorizing the adoption and promulgation by the state board of health of orders, rules and regulations for such purposes and giving jurisdiction in equity to the superior court to enforce orders, rules and regulations of said board and providing penalties," was read third time.

Senator Nichols amended the bill by inserting the words "in connection with the university of Washington or state college" before the word "for" in section 10, line 6 of the original bill.

Senator Collins amended the bill by striking the last five lines of section 11 of the original bill.

Senator Metcalf moved to amend the bill by striking all of section 5 down to and including the word "health" in line 12 of the original bill.

The motion of Senator Metcalf failed to carry.

Senator Jensen moved to amend the bill by inserting the word "general" after the word "any" in section 4, line 2 of the original bill.

Senator Jensen's motion failed to carry.

Senator Sharpstein amended the bill by striking the following words "six months after the passage of this act," in section 2, lines 5 and 6 of the original bill, and inserting in lieu thereof the following: "thirty days after written complaint is filed with the board and a notice by the board to do so is given to such person."

Senator Phipps amended the bill by striking the comma after the word "damages" in section 5, line 28, of the original bill, and inserting in lieu thereof a period. Also by striking the words "other than those of a sanitary nature" in same section, lines 28 and 29.

Senator Sharpstein amended the bill by inserting the words "which empties into or in the vicinity of any stream" after the word "system" in section 4, line 3, of the original bill.

Senator Rosenhaupt amended the bill by inserting the words "or state college" after the word "Washington" in line 3 of section 11 of the original bill.

The secretary called the roll on final passage of Senate bill No. 124, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White

—38.

Those voting nay were: Senators Carlyon, Metcalf, Shaefer—3.

Absent or not voting: Senator Piper—1.

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

At the hour of 12:45 o'clock p. m., on motion of Senator Allen, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The Senate was called to order by President Hart at 2 o'clock p. m.

GENERAL FILE.

Senate bill No. 127, entitled "An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Metcalf moved to amend the bill as follows: In section 1, line 29, after the word "of" insert the word "any" and after the word "child" in same section, line 29, insert the words "under the age of fifteen years, who shall have been actual residents of the State of Washington for not less than one year."

The motion of Senator Metcalf carried.

Senator Phipps moved to re-refer Senate bill No. 127 as amended, to the judiciary committee and the motion carried.

Senate bill No. 169, by Senator Rosenhaupt, entitled "An act providing for the organization and operation of mutual savings banks in the State of Washington, defining their powers, duties and privileges, and providing penalties for the violation thereof," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by inserting the words "and approved by" after the word "with" in section 6, line 10, page six of the original bill.

On motion of Senator Rosenhaupt a new section was added to the bill to be known as section 39 as follows: "Section 39. State

examiner defined. The words "state examiner" whenever used in this act, shall be taken to mean the "state bank examiner" of this state."

On motion of Senator Rosenhaupt, the bill was amended by striking the words "in the year nineteen hundred and sixteen" in section 21, lines 11 and 12, page 12 of the original bill, and insert in lieu thereof the words "within two years after the organization of such bank."

On motion of Senator Nichols, the bill was amended by striking the comma after the word "court" in section 9, line 19, of the original bill and inserting a period, and striking the balance of the section.

Senator Nichols amended the bill by striking the words "the whole or a part" in section 28, line 20, page 18 of the original bill, and insert in lieu thereof the words "not to exceed seventy-five per cent."

Senator Allen moved to amend the bill by striking the words "within five years" after the word "who" in section 6, line 3, page 6 of the original bill.

The motion failed to carry.

The secretary called the roll on final passage of Senate bill No. 169 as amended, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Wende, White—35.

Those voting nay were: Senators Hutchinson, Stephens, Troy, Weatherford—4.

Absent or not voting were: Senators Chappell, Jackson, Piper—3.

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

House bill No. 245, by committee on appropriations, entitled "An act appropriating the sum of five thousand dollars, or so

much thereof as may be necessary, for the salaries and expenses of the industrial insurance department for the remainder of the biennial period ending March 31, 1913," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider House bill No. 245.

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

On motion of Senator French, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of House bill No. 245, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—38.

Those voting nay were: Senators Hutchinson, Shaefer—2.

Absent or not voting were: Senators Chappell, Jackson—2.

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

Senate bill No. 3, by Senator Collins, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor," was read third time.

Senator Nichols amended the bill by inserting the words "of county commissioners" after the word "board" in section 1, line 11 of the original bill, and by inserting the words "as authorized by law" after the word "bonds" in line 23 of section 1.

Senator Sutton was called to preside.

On motion of Senator McGuire, the bill was amended by striking all that part of section 10 after the word "superintendent" in line 31.

Senator Collins moved that those portions of the bill which pertain to state aid and which were stricken by the committee

amendments be reinserted in the bill and also that there be reinserted after the word "superintendent" in line 31 of section 11, the following "and when said board of control shall approve the same, the state auditor shall draw a warrant for the amount due according to the provisions of this act."

The president resumed the chair.

Senator Troy raised a point of order that the only method by which the Senate could rescind its action in adopting the committee amendments would be by reconsidering its vote thereon.

The point of order was sustained by the chair.

Senator Collins moved that the vote by which the following amendments contained in the report of the committee on appropriations was adopted in the Senate, be reconsidered, to-wit: line 1 of the title strike "and providing state aid therefor;" strike section 10; in section 11, line 6, after word "same" strike remainder of section 11; strike section 13; in section 15, line 21, after the words "state board of control" strike the remainder of section 15; renumber sections beginning with section 11; and also that the vote by which the words "and when said board of control shall approve the same" in section 11, lines 31 and 1 were stricken, be reconsidered.

Senator White raised a point of order that the time to reconsider the vote had expired as the report of the committee on appropriations on Senate bill No. 3 was adopted in the Senate on February 7th.

The president ruled the point of order not well taken, holding that the rule providing for notice of reconsideration and limiting the time on a motion to reconsider applied only to the final passage of bills.

Senator White appealed from the decision of the chair.

The president called Senator Allen to preside.

Senator White was seconded in his appeal by Senators Brown and Nichols.

Senator White withdrew his appeal.

Senator Hall moved that the point of order raised by Senator White be referred to the committee on rules.

The motion of Senator Hall prevailed.

The president resumed the chair.

The motion of Senator Collins carried and the vote by which the above amendments were adopted was reconsidered.

On motion of Senator Espy, the amendments proposed in the report of the committee on appropriations were stricken from the report and the report as amended was adopted.

On motion of Senator Espy, the Senate resolved itself into a committee of the whole to consider Senate bill No. 3.

The bill was considered in committee of the whole, Senator Landon in the chair, and was reported back to the Senate with the recommendation that it do pass, with the following amendments: in line 1 of section 5, strike the words "resident of" and substitute therefor "person having resided one year within" and add to the end of section 5 the following "when all persons who are otherwise qualified to admission to any hospital provided by this act are accommodated and provided for, persons who have not resided in the state for one year prior to applying shall be eligible to admission."

On motion of Senator Landon, the report of the committee was adopted.

The secretary called the roll on final passage of Senate bill No. 3 as amended in the Senate and the bill passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—41.

Voting nay: Senator Troy—1.

When his name was called, Senator Troy made the following statement, and requested that it be entered on the journal:

"It was my understanding, and I thought that the committee on appropriations understood, that we had an agreement with the author of the bill, that when we amended Senate bill No. 3 by striking therefrom all parts pertaining to state aid, the matter was settled, so far as an appropriation was concerned, until the general budget on appropriations had been completed, and then if we saw that we had sufficient state funds to allow the amount asked for in the bill we would provide for it in our general budget. Therefore I cannot vote for this bill as it now stands, carrying with it an appropriation for \$50,000.00, and I wish to be recorded as voting No." D. S. TROY.

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

The secretary, by unanimous consent, read a resolution out of order:

HOUSE CONCURRENT RESOLUTION NO. 17.

Resolved by the House, the Senate concurring, That one thousand copies of the address delivered by Colonel Will H. Thompson at the Lincoln memorial services, held at the joint session of House and Senate in the House chamber on February 12, 1913, in commemoration of the birthday of Abraham Lincoln, be ordered printed.

On motion of Senator Piper, the resolution was adopted.

At 5:55 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

THIRTY-THIRD DAY

MORNING SESSION.

SENATE CUAMBER,
OLYMPIA, WASH., Friday, February 14, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart pursuant to adjournment.

Rev. C. A. Bowen, of Olympia, offered prayer.

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

On motion of Senator Iverson, the reading of yesterday's journal was dispensed with, and it was approved.

On motion of Senator Allen, the following resolution was adopted:

Resolved, by the Senate, That the board of control is hereby requested to procure the services of an engineer or an expert on ventilation to devise some method of properly ventilating the Senate chamber.

Numerous petitions relating to the creation of two new counties to be known as the counties of Simcoe and Riverside were received and ordered referred to the committee on counties and county boundaries.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 262, entitled "An act relating to employment on public works and in public departments and offices, and amending section 8925 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Henry H. Wende, Geo. W. Shaefer, John L. Sharpstein, A. H. Imus.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 263, entitled "An act relating to licenses for peddling, vending and selling of goods, and amending sections 8927 and 8928 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Henry H. Wendé, Geo. W. Shaefer, John L. Sharpstein, A. H. Imus.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 12, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 255, entitled "An act amending section 7679 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relative to the eligibility to office in cities of the third class," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 3, section 1 of the printed bill, being line 11 of section 1 of the original bill, after the word "any" insert the word "elective" and in lines 3 and 4 of section 1 of the printed bill, being lines 11 and 12 of section 1 of the original bill, strike the words "whether filled by election or appointment" and "and elector."

RALPH METCALF, *Chairman.*

We concur in this report: Peter Iverson, Henry H. Wendé, Ed Brown.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on irrigation and arid lands, to whom was referred Senate bill No. 105, entitled "An act to withdraw from appropriation under the laws of the State of Washington all the unappropriated waters of the Wenatchee watershed, north of range 25 E. W. M., and reserving them to the State of Washington for purpose of irrigation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In the title strike the word, figures and letters: "range 25 E. W. M." and insert in lieu thereof the following: "township 25, ranges 15, 16, 17 and 18 east of the Willamette meridian."

In line 2 of section 1 of the printed bill, the same being lines 9 and 10 of the original bill, strike the word, figures and letters "range 25 E. W. M." and insert in lieu thereof the following: "township 25, ranges 15, 16, 17 and 18 east of the Willamette meridian."

CHARLES H. FLUMMERFELT, *Chairman*.

We concur in this report: R. A. Hutchinson, C. W. Bethel, A. McGuire.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 11, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 197, entitled "An act relating to the regulation and conduct of bake shops and bakeries, and providing penalties for the violation thereof, and amending sections 5482, 5484, 5487, 5488 and 5491 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

At the end of line 9, section 1 of the printed bill, the same being at the end of line 23 of section 1 of the original bill, add the following new sentence: "And any cellar or basement used as a bakery shall have a concrete floor and walls with windows sufficient to admit daylight during the daytime without the use of artificial light."

J. E. CAMPBELL, *Chairman*.

We concur in this report: Ralph Metcalf, D. Landon, H. B. Hewitt.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 118, entitled "An act authorizing and directing the state auditor to audit, and the state treasurer to pay bills of expense which hereafter may be incurred by the bureau of plant industry of the department of agriculture of the United States," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the special committee on logged-off lands.

W. J. SUTTON, *Chairman*.

We concur in this report: Chas. H. Flummerfelt, D. Landon, H. A. Espy, A. H. Imus.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 261, entitled "An act providing for apportioning of the income of the permanent normal school fund between the normal schools of the state," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman*.

We concur in this report: Chas. H. Flummerfelt, D. Landon, H. A. Espy, A. H. Imus.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils and other kindred subjects," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman*.

We concur in this report: Chas. H. Flummerfelt, D. Landon, H. A. Espy, A. H. Imus.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 246, entitled "An act prohibiting the compulsory boarding of employes, providing for an additional amount to stipulate wage for board obtained away from employer's boarding house, and providing a penalty for violation of the act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman*.

We concur in this report: Ralph Metcalf, D. Landon, Harry Rosenhaupt, H. B. Hewitt.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred engrossed House bill No. 114, entitled "An act providing for the formation and carrying on of co-operative associations and providing for the rights, powers, liabilities and duties of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman*.

We concur in this report: Chas. H. Flummerfelt, D. Landon, H. A. Espy, A. H. Imus.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on game fish, to whom was referred Senate bill No. 282, entitled "An act relating to the taking of carp, suckers, or squaw fish from any lake or stream in the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

C. W. BETHEL, *Chairman*.

We concur in this report: John E. Chappell, G. E. Steiner.

On motion of Senator Bethel, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on game fish, to whom was referred Senate bill No. 281, entitled "An act to amend sections 5169 and 5170 of Remington and Balinger's Codes and Statutes of Washington, relating to provisions for screens at head of irrigation flumes or ditches," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

C. W. BETHEL, *Chairman*.

We concur in this report: John E. Chappell, G. E. Steiner.

On motion of Senator Bethel, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on game fish, to whom was referred Senate bill No. 83, entitled "An act relating to game fish, prohibiting fishing by non-residents without license, and providing penalties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

C. W. BETHEL, *Chairman.*

We concur in this report: John E. Chappell, G. E. Steiner.

On motion of Senator Nichols, the report was re-referred to committee on game fish.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed substitute Senate bill No. 8, entitled "An act relating to game, animals, birds and fishes, creating a state game commission and the offices of state game warden, chief deputy game warden and county deputy game wardens, and relating to licenses for hunting and fishing, and creating state game refuges or farms, making certain acts nuisances, and providing penalties and repealing all laws in conflict herewith";

Also engrossed Senate bill No. 72, entitled "An act relating to banking, providing for a reserve for savings banks and amending section 3343 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also engrossed Senate bill No. 73, entitled "An act relating to the powers and duties of notaries public who are stockholders, directors, officers or employes of banks or other corporations";

Also engrossed Senate bill No. 132, entitled "An act making unlawful certain bargains, contracts, agreements and understandings relating to bids upon public works or contracts, or relating to any bid on the sale of state, granted or public lands or relating to certain contracts between the state or any county or municipal corporation therein, and providing penalties for the violation of the terms of this act";

Also engrossed Senate bill No. 225, entitled "An act relating to secret societies of every nature or kind in any of the public schools or high schools of the State of Washington, and to provide for and authorize the boards of directors of the respective public schools and high schools of the State of Washington to punish the violation thereof";

Also engrossed Senate bill No. 13, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and

superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof”;

Also engrossed Senate bill No. 128, entitled “An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this act, and amending section 8746 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: W. C. McCoy, John E. Chappell.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 27, entitled “An act relating to false statements, etc., making same a gross misdemeanor”;

Also engrossed House bill No. 208, entitled “An act relating to state road No. 14 of the Hoods Canal road,” etc.;

Also engrossed House bill No. 244, entitled “An act relating to the organization and government of irrigation districts,” etc.;

Also engrossed House bill No. 284, entitled “An act relating to the dissolution of union high school districts,” etc.;

Also engrossed House bill No. 290, entitled “An act relating to the public school system of the State of Washington,” etc.;

Also engrossed House bill No. 300, entitled “An act relating to the sale and removal of timber from state, school and granted lands”;

Also engrossed House bill No. 393, entitled “An act relating to the purchase, construction, maintenance, control and operation of bridges between this state and adjoining states,” etc.;

Also the speaker has signed Senate concurrent resolution No. 6, “Relating to the appointment of a joint committee to investigate the state reformatory at Monroe”;

Also Senate concurrent resolution No. 2, “Relating to memorial services for Hon. John A. Whalley,” etc.;

Also Senate concurrent resolution No. 3, “Relating to memorial services for Hon. John R. Kinnear,” etc.;

Also Senate joint memorial No. 5, “Relating to the marking and monumenting of the Old Oregon trail, from the Missouri river to Puget sound,” etc.;

Also Senate joint memorial No. 6, “Relating to the opening of the Panama canal,” etc.;

Also Senate concurrent resolution No. 11, “Relating to memorial services in honor of Abraham Lincoln,” etc.;

Also Senate concurrent resolution No. 10, "Relating to the appointment of a joint committee from Senate and House to make arrangements for memorial exercises for Abraham Lincoln," etc.;

Also Senate concurrent resolution No. 7, "Relating to printing of the record of memorial services held January 28 and February 3, 1913," etc.;

Also Senate concurrent resolution No. 5, "Relating to the resignation of Warden Reed of the state penitentiary," etc.;

Also the House has passed engrossed House bill No. 379, entitled "An act relating to the improvement and maintenance of public highways," etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read

SENATE JOINT MEMORIAL NO. 14.

By Senator Espy

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, being the thirteenth regular session, most respectfully petition as follows:

WHEREAS, The United States government is preparing to construct a rock jetty on the north side of the entrance of the Columbia river in the State of Washington, near Fort Canby, and

WHEREAS, The war department of the United States is about to call for bids from private contractors to furnish great quantities of stone to be delivered by water or rail at the government receiving works near Fort Canby, Washington, and

WHEREAS, The war department, in furtherance of this work has adopted plans for the clearing out, dredging and maintaining of a new waterway or channel from the eastern end of Sand island to Fort Canby, Washington, at large public expense, and

WHEREAS, The dredging of said new waterway or channel as planned is designed for the public benefit, it will in fact be of no public benefit but of great public cost for dredging and maintaining, and of benefit solely to any contractor who may deliver rock by water transportation to the receiving works at or near Fort Canby and a corresponding handicap to any contractor bidding to furnish rock by means of rail transportation, and

WHEREAS, The said new waterway or channel, if dredged and maintained as planned, will cause large public loss to the State of Washington in depriving it of the annual license fees and other taxes from about fifty fish traps, situated within the lines of the proposed new waterway or channel, and will injure the State of Washington and its citizens by endangering the successful maintenance of the Chinook

salmon hatchery on account of the large amount of dredged material that will be deposited in front of the entrance to Chinook river;

And will cause a loss of probably one hundred and fifty thousand dollars (\$150,000.00) in the value of about fifty fish traps included within the lines of said new waterway or channel, and general damage to the fishing industry at and near Chinook as a result of fouled and muddy waters from long continued dredging operation, and

WHEREAS, It will tend to shift the boundary between the States of Oregon and Washington a mile northward into the territory of Washington;

Wherefore, Your memorialists respectfully protest to the congress of the United States, against the establishing of the proposed new channel and ask that the present existing and original Hanbury channel established by the war department of the United States in 1893 be utilized in transporting rock if necessary for the North jetty, and for all other purposes of navigation.

On motion of Senator Nichols, the memorial was read second time, ordered printed and referred to committee on memorials.

INTRODUCTION OF BILLS.

Senate bill No. 321, by committee on state library, entitled "An act relating to public libraries and museums, and amending section 6971 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 322, by committee on education, entitled "An act relating to the apportionment of public school money and to days' attendance in such schools and amending section 4567 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 323, by Senator Chappell, entitled "An act prohibiting unlawful interference with telegraph, telephone and electric lines and providing for the punishment of violations thereof."

The bill was read the first time and on motion of Senator Chappell, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 324, by Senator Wende, entitled "An act providing for the payment of costs and expenses incurred pursuant to an act entitled 'An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage, and to provide for the means of payment therefor, and declaring an emergency,' approved March 20, 1895, and providing for the dissolution of drainage districts in certain cases."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on dikes, drains and drainage.

Senate bill No. 325, by Senator Wende, entitled "An act authorizing cities and towns to acquire by purchase or otherwise, water for irrigation and domestic purposes; to levy and collect special assessments and taxes to pay for the same and for annual maintenance and operation charges, and for unpaid installments where city or town has heretofore contracted for purchase of water right; providing for modes of payment therefor, repealing all acts in conflict herewith."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 326, by joint committee on elections and privileges, entitled "An act to provide for the use, at the option of indicated local authorities, of voting machines, at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines; providing for the casting, registering, recoding and counting of ballots or votes by voting machines, where used; and providing penalties for violation of the provisions of this act."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 327, by Senator Bethel, entitled "An act providing for the erection of a building in the form of an Indian tepee at the Panama exposition to be held at San Francisco in 1915, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Engrossed House bill No. 208, by Messrs. Sims, McArdle, Kingery and Beam, entitled "An act relating to state road No. 14, or the Hoods Canal road, and amending section 5903 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 27, by Mr. Catlin, entitled "An act relating to false statements, and making the same a gross misdemeanor."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 290, by Mr. Siler, entitled "An act relating to the public school system of the State of Washington, and amending section 4657 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title and referred to the committee on education.

Engrossed House bill No. 244, by Messrs. Adams, Brown and Picken, entitled "An act relating to the organization and government of irrigation districts, and the sale of bonds arising therefrom, and amending sections 6417, 6418, 6419, 6425, 6426,

6427, 6431, 6432, 6433, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6450, 6451, 6452, 6466 and 6488 of Remington & Ballinger's Annotated Codes and Statutes of Washington, contained in chapter VII, title XLVIII of said codes and statutes, relating to irrigation districts, and repealing sections 6448, 6458, 6459, 6460, 6461, 6474, 6484 and 6485 thereof, and saving rights relating to or affecting existing irrigation districts or any proceedings therein."

The bill was read the first time, and on motion of Senator Flummerfelt, the rules were suspended, the bill was read the second time by title and referred to the committee on irrigation and arid lands.

Engrossed House bill No. 393, by committee on roads and bridges, entitled "An act relating to the purchase, construction, maintenance, control and operation of bridges in this state and between this state and adjoining states, counties, cities and towns, and providing for the co-operation of the said counties, cities and towns in this state with each other and with the United States, or adjoining states or the counties, cities or towns therein, in the purchase, construction, maintenance, control and operation of the same."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 284, by Messrs. Wells, Sisson and Conner, entitled "An act relating to the dissolution of union high school districts and amending section 4469 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title and referred to the committee on education.

Engrossed House bill No. 300, by committee on state, school and granted lands, entitled "An act relating to the sale and removal of timber from state, school and granted lands."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second

time by title and referred to the committee on state, granted, school and tide lands.

GENERAL FILE.

Senate bill No. 258, by committee on municipal corporations, entitled "An act authorizing the assessment for local improvement of lands belonging to school districts within the limits of any city or town; and providing a method for the payment of such assessment and validating all assessments for local improvements by any city or town heretofore made against land belonging to a school district," was read third time.

The secretary called the roll on final passage of Senate bill No. 258 and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Sutton, Troy, Weatherford, Wende, White—34.

Absent or not voting were: Senators Campbell, Collins, Hewitt, Landon, Metcalf, Piper, Sharpstein, Stephens—8.

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

Senator Nichols arose to a point of order stating that all new matter in bills amending the present law, under the rules, should be underscored and that the new matter in Senate bill No. 259, the next bill on today's calendar, was not underscored.

The president ruled the point well taken.

Senator Nichols moved that Senate bill No. 259 be withdrawn from today's calendar and be placed at the head of the calendar tomorrow.

The motion carried.

Senator Scott moved to reconsider the vote by which Senate bill No. 80 was indefinitely postponed.

Senator Nichols arose to a point of order stating that the motion was not made in time.

The president ruled the point well taken.

Senator Rosenhaupt appealed from the decision of the chair. The appeal was seconded by Senators Scott and Sharpstein.

Senator Metcalf was called to the chair, and stated the question to be "Shall the decision of the president stand as the judgment of the Senate?"

Senator Rosenhaupt withdrew his appeal.

The president resumed the chair.

The president announced that an amendment to the rules would be submitted by the rules committee.

SPECIAL ORDER.

The hour of 11:00 o'clock having arrived the Senate considered engrossed House bill No. 339, which was made a special order for this time.

Senator Espy moved that the special order go over until 2:30 p. m., February 19, 1913.

Senator Davis moved to amend Senator Espy's motion by making it 11:00 o'clock, Monday, February 17, 1913.

Senator Espy accepted the amendment.

A roll call was demanded on the motion by Senators Espy, Iverson, Metcalf, Brown, Hutchinson, French, Jensen, Chappell.

The secretary called the roll and the motion was lost by the following vote:

Those voting aye were: Senators Anderson, Chappell, Cotter, Davis, Espy, Fairchild, Hutchinson, Iverson, Jensen, Leonard—10.

Those voting nay were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende, White—29.

Absent or not voting were: Senators Piper, Steiner, Stephens—3.

At 12:55 p. m., on motion of Senator Bethel, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock p. m.

Engrossed House bill No. 339, by roads and bridges committee, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898, Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Nichols amended the bill by substituting the word "repair" for the word "prepare" in line 5 of section 1 of the original bill.

Senator Fairchild moved to amend the bill by striking the words "one and one-half mills" in lines 6 and 7 of the original bill and substituting therefor the words "one mill."

A roll call on the motion was demanded by Senators Nichols, Brown, Bowen, Allen, McGuire, Hutchinson, Davis, Iverson.

The secretary called the roll and the motion failed to carry by the following vote:

Those voting aye were: Senators Bethel, Chappell, Cotter, Davis, Fairchild, Hutchinson, Iverson, Jensen, Scott—9.

Those voting nay were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Collins, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Steiner, Troy, Weatherford, Wende—28.

Absent or not voting were: Senators Imus, Piper, Stephens, Sutton, White—5.

Senator Espy moved to strike the words "one and one-half" in line 6, section 1 of the original bill, and substitute therefor the word "two."

The motion was lost.

Senator Bethel moved to amend the bill by striking the word "one" where it first appears in line 6, section 1 of the original bill.

The motion failed to carry.

Senator Jackson moved to amend the bill by striking the words "each fiscal year thereafter" in line 9, section 1 of the original bill and substituting therefor the words "the next year and thereafter said annual levy shall not exceed one mill."

The motion failed to pass.

The secretary called the roll on final passage of engrossed House bill No. 339, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende—33.

Those voting nay were: Senators Bethel, Cotter, Hutchinson, Iverson, Jensen—5.

Absent or not voting were: Senators Piper, Stephens, Sutton, White—4.

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

On motion of Senator Nichols, the rules were suspended, and engrossed House bill No. 339, was ordered transmitted to the House immediately.

Senators Nichols, Collins, Steiner and White were excused to attend a meeting of a fisheries committee.

Senate bill No. 248, by Senator Anderson, entitled "An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442 and 6444 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety," was read third time.

Senator Anderson moved for a call of the Senate.

The motion was seconded by Senators Rosenhaupt and Phipps.

The motion carried.

On motion of Senator Anderson, the call of the Senate was discontinued.

The secretary called the roll on final passage of Senate bill No. 248, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende—32.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Collins, Hutchinson, McGuire, Nichols, Piper, Steiner, Stephens, Sutton, White—9.

The bill was declared to be necessary for the immediate preservation of the public peace, health and safety by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende—31.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Chappell, Collins, Hutchinson, McGuire, Nichols, Piper, Steiner, Stephens, Sutton, White—10.

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

On motion of Senator Anderson, the rules were suspended, and Senate bill No. 248, was ordered transmitted to the House immediately.

Senate bill No. 275, by Senator Sharpstein, entitled "An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof, and providing when this act is to take effect," was read third time.

The secretary called the roll on final passage and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild,

Flummerfelt, French, Hall; Hammer, Hutchinson, Imus, Iverson, Landon, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende—28.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Campbell, Collins, Espy, Hewitt, Jackson, Leonard, McGuire, Nichols, Piper, Steiner, Stephens, Sutton, White—13.

The bill was declared to be necessary for the immediate preservation of the public peace, health and safety by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Landon, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende—29.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Collins, Espy, Hewitt, Jackson, Leonard, McGuire, Nichols, Piper, Steiner, Stephens, Sutton, White—12.

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

Senator Sharpstein moved that substitute Senate bill No. 17 be re-referred to the committee on judiciary.

Senator French moved as a substitute that the bill be placed at the head of Monday's calendar.

The motion of Senator French failed to carry.

The motion of Senator Sharpstein to re-refer the bill to the judiciary committee carried.

On motion of Senator Allen, the secretary read and it was ordered that there be spread upon the journal the following telegram and letter:

TACOMA, WASH., February 14, 1913.

Lieut. Governor Louis F. Hart, President State Senate, Olympia, Wash.:

On behalf of State Tuberculosis Association, I thank you for your assistance in bringing happiness to innocent sufferers in this state. Extend thanks also to Senate for their service to humanity. Their ac-

tion will enable Washington to take front rank among those states handling tuberculosis from a scientific and humanitarian standpoint.

C. QUEVLI, *Prest. Wash. Tuberculosis Assn.*

WALLA WALLA, WASH., February 12, 1913.

Hon. Pliny L. Allen, State Senator, Olympia, Wash.:

MY DEAR SENATOR: Please express to all senators and representatives my sincere thanks for the great favor conferred upon me, by the passage of your highly complimentary resolution regarding my work along penal and reformatory lines. Nothing in life has so filled my heart to overflowing as this expression of confidence and good fellowship. After a residence of a quarter of a century in this grand state, nineteen years of which have been spent in criminal and reformatory work—a work full of hopes and disappointments—and now upon the eve of laying aside such duties in this state, and this expression of good will, I feel that perhaps, after all, my work has not been entirely in vain.

Again thanking you for this high compliment, and wishing you every success in life, I remain,

Yours very respectfully,

C. S. REED, *Superintendent.*

Senator Rosenhaupt moved that the Senate do now adjourn.

Senator Allen moved as a substitute that the Senate adjourn to meet at 11 o'clock Monday forenoon, February 17, 1913.

The substitute motion carried and the Senate adjourned at 3:25 p. m.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

THIRTY-SIXTH DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 17, 1913.

The Senate was called to order at 11 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. J. H. Edgars, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senator Collins.

On motion of Senator Allen, Senator Collins was excused.

On motion of Senator Bowen, the reading of yesterday's journal was dispensed with, and it was approved.

On motion of Senator Imus, the courtesies of the floor of the Senate were extended to former Senator McKenney.

A communication was read from the board of control, to the effect that the matter of proper ventilation of the Senate chamber was being studied by engineers and would receive prompt attention.

A communication received from the city council of Seattle praying passage of Senate bill No. 273, was read and placed on file.

The following report was read, and consideration of same, by unanimous consent, went over until tomorrow:

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on rules and joint rules, recommend that the following be substituted for rule 28:

RECONSIDERATION, HOW TAKEN.

Rule 28. The vote on any motion or resolution may be reconsidered on the same, or, upon the next succeeding day of sitting under

the order of "Presentation of petitions, memorials, resolutions and motions," but not after said order has been passed.

The vote by which the report of a committee or motion amending a bill is adopted may be reconsidered as above prescribed for the reconsideration of votes on motions or resolutions; or it may be reconsidered in the third reading of the bill, notwithstanding two or more days may have elapsed, provided two-thirds of the senators present vote for such reconsideration.

After the final vote on any bill, before the adjournment of that day's session or during the sitting of the next following session, and at such times only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only on the first or second day's sitting after such final vote.

No notice of reconsideration of any final vote shall be in order on the day next preceding the last day of the session.

No motion to reconsider shall be in order where action has been had by the Senate in consequence of the decision proposed to be reconsidered.

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the Senate adjourns while a motion to reconsider is pending or before passing the order of "Presentation of petitions, memorials, resolutions and motions," the right to move a reconsideration shall continue to the next day of sitting.

LOUIS F. HART, *Chairman*.

We concur in this report: Oliver Hall, D. S. Troy, P. H. Carlyon, Geo. W. Shaefer, John L. Sharpstein.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on state library, to whom was referred Senate bill No. 199, entitled "An act relating to the purchase of books for the state library and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the appropriations committee.

HARVE H. PHIPPS, *Chairman*.

We concur in this report: Walter S. Davis, Peter Iverson, Chas. H. Flummerfelt.

On motion of Senator Phipps, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred Senate bill No. 241, entitled "An act relating to the transfer of territory from

one school district to another and amending section 4433 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

WALTER S. DAVIS, *Chairman*.

We concur in this report: C. W. Bethel, John L. Sharpstein, Harve H. Phipps.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 219, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 134, entitled "An act relating to easements across, over, under and along state roads and other public highways under the control of the state, and regulating the granting thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 189, entitled "An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2 of the original bill insert before the word "lands" the word "timbered," and insert after said word "lands" the words ", no portion of which is occupied for farming purposes by the owner thereof," including comma preceding and comma succeeding.

In the title, insert before the word "lands" the word "timbered," and insert after said word "lands" the words ", no portion of which is occupied for farming purposes by the owner thereof," including comma preceding and comma succeeding.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 240, entitled "An act appropriating the sum of one hundred twenty-eight thousand nine hundred seventy-three and 87-100 dollars from the state shore land improvement fund," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, line 9 of the printed bill, the same being section 2, line 13 of the original bill, after the words "Union Bay" strike the word "of" and insert in lieu thereof the word "or."

In section 2, line 1 of the printed bill, the same being section 2, line 1 of the original bill, after the word "one" insert the words "of this act."

D. S. TROY, *Chairman.*

We concur in this report: A. W. Anderson, D. A. Scott, E. L. French, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 36, entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 2, line 4 of the printed bill, the same being section 2, line 15 of the original bill, strike the words "moneys in the state treasury" and insert in lieu thereof the words "general fund."

D. S. TROY, *Chairman*.

We concur in this report: A. W. Anderson, D. A. Scott, E. L. French.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred House bill No. 159, entitled "An act to repeal sections 2691 and 2692 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909, relating to soliciting or receiving tips and providing a penalty therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Strike the title and substitute therefor the following:

"An act relating to soliciting or receiving tips and providing a penalty therefor, and repealing sections 2691 and 2692 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 149, entitled "An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of

judge therein," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 134, entitled "An act relating to the acknowledgment of deeds, mortgages and other written instruments, prescribing the persons before whom the same shall be taken, and declaring legal and valid all acknowledgments heretofore taken as prescribed by this act, and amending section 8754, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 15, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 27, entitled "An act relating to false statements, and making the same a gross misdemeanor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 13, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred engrossed House bill No. 28, entitled "An act creating the bureau of farm development of the State of Washington, providing

for the appointment and maintenance of agricultural experts thereunder, and empowering the boards of county commissioners of the several counties of the State of Washington to appropriate," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 11 of section 2 of the engrossed bill, strike the words and figures "one hundred and fifty dollars (\$150.00)" and insert in lieu thereof the words and figures "two hundred dollars (\$200.00)," making the engrossed bill conform with the printed bill, the same being section 2, line 6.

W. J. SUTTON, *Chairman.*

We concur in this report: Chas. H. Flummerfelt, D. Landon, H. A. Espy, A. H. Imus.

On motion of Senator Sutton, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 17, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred Senate bill No. 16, entitled "An act creating a state school for the deaf and a state school for the blind," have compared the same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, Harry Rosenhaupt.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 17, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 169, entitled "An act providing for the organization and operation of mutual savings banks in the State of Washington, defining their powers, duties and privileges, and providing penalties for the violation thereof";

Also engrossed Senate bill No. 124, entitled "An act relating to the prevention of pollution of public water supplies used for domestic purposes and for the control of sewerage and sewerage disposal," etc.;

Also engrossed Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor";

—have compared the same with the original bills and find them correctly engrossed.

HENRY H. WENDE, *Chairman.*

We concur in this report: G. E. Steiner, W. C. McCoy.

Senator Hutchinson moved the adoption of the following resolution:

SENATE CONCURRENT RESOLUTION NO. 13.

By Senator Hutchinson:

WHEREAS, President Taft has vetoed the bill restricting immigration on account of its educational clause, therefore be it

Resolved by the Senate and the House concurring, That Representatives Humphrey, Warburton and La Follette and Senators Jones and Poindexter are hereby urged to vote and use all their efforts to pass said immigration bill over the veto of the president, and be it further

Resolved, That the secretary of the Senate is hereby instructed to immediately wire the contents of this resolution to the above named gentlemen.

Senator Rosenhaupt moved that the resolution be so amended that the Washington delegation be instructed to sustain the veto.

Senator Jackson moved that the resolution be referred to the committee on memorials.

Senator Davis moved to amend the above motion by adding thereto that the committee is instructed to report on the resolution tomorrow morning.

Senator Hall moved as an amendment to the motion of Senator Davis that the committee be instructed to report back a resolution expressing confidence in the Washington senators and congressmen and instructing them to use their own judgment in voting on the measure.

A roll call on the motion of Senator Hall was demanded by Senators Hutchinson, White, Bethel, Bowen, Espy, Campbell, Landon.

The secretary called the roll and the motion of Senator Hall was carried by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Cotter, French, Hall, Hammer, Hewitt, Imus, Leonard, Metcalf, McCoy, Nichols, Piper, Scott, Sharpstein, Stephens, Sutton, Weatherford, Wende—22.

Those voting nay were: Senators Bethel, Campbell, Davis, Espy, Fairchild, Flummerfelt, Hutchinson, Iverson, Jackson, Jensen, Landon, McGuire, Rosenhaupt, Shaefer, Steiner, White—16.

Absent or not voting were: Senators Chappell, Collins, Phipps, Troy—4.

On motion of Senator Jackson, the entire matter was laid on the table.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 51, entitled "An act to amend section 2, chapter 121, Session Laws of 1911," etc.;

Also engrossed House bill No. 269, "An act to prevent the removal of timber standing upon lands upon which taxes are delinquent," etc.;

Also engrossed House bill No. 341, "An act relating to the organization and management, regulation and control of building, loan and savings associations, societies," etc.;

Also engrossed House bill No. 350, "An act relating to the feasibility and utility of certain lands for state road purposes," etc.;

Also Senate bill No. 16, entitled "An act creating a state school for the deaf and a state school for the blind";

Also Senate bill No. 116, entitled "An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with the following amendment: "Section 1, line 18 of the original bill, being line 8 of the printed bill, after the word "made," strike the balance of the sentence."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 328, by Senator Hall, entitled "An act to amend section 80 of an act approved March 18, 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts.'"

The bill was read the first time, and on motion of Senator Hall, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 329, by Senator Wende, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session

Laws of 1911, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on municipal corporations.

Senate bill No. 330, by Senator Imus, entitled "An act to amend section 4 of article VIII of the constitution of the State of Washington, relating to appropriation of funds and moneys."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 331, by Senator Davis, entitled "An act relating to the appointment of the members of the state board of control and amending section 8931 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on education.

Senate bill No. 332, by judiciary and appropriation committees, entitled "An act relating to lands granted to the state for common schools and for educational, penal, reformatory, charitable, capitol building and other purposes; providing for the completion of such grants and the relinquishment of certain granted lands; and making an appropriation."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 333, by Senator Hutchinson, entitled "An act relating to criminally insane persons and amending sections 2176, 2283, 5975, 5977, 5978 and 5979 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 334, by judiciary committee, entitled "An act relating to the taking of private property for private ways of necessity and for drains, flumes and ditches on or across the lands of others for agricultural, domestic or sanitary purposes."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 335, by Senator Wende (by request), entitled "An act fixing the situs of certain classes of personal property for the purposes of taxation."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 336, by Senator Wende (by request), entitled "An act to provide for the amendment of section 2 of article 11 of the constitution of the State of Washington relating to the removal or relocation of county seats."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 337, by Senator Shaefer, entitled "An act relating to the liability of municipal corporations for injuries upon streets, alleys, and sidewalks."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 338, by Senator Wende (by request), entitled "An act relating to a general and uniform school system for the State of Washington and amending sections 4417 and 4487 of

Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on education.

Senate bill No. 339, by Senator Steiner (by request), entitled "An act to amend article VII of the constitution of the State of Washington relating to assessment and taxation."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on revenue and taxation.

Senate bill No. 340, by Senator Steiner, entitled "An act authorizing boards of county commissioners to exhibit the resources and products of their counties, and to provide funds therefor."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 341, by Senator French, entitled "An act defining certain crimes and misdemeanors and declaring their punishment."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 342, by Senator Imus, entitled "An act for the relief of Cowlitz county, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Imus, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 343, by Senator Hutchinson, entitled "An act making an appropriation to erect a monument commemorating the battle of Steptoe."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 344, by Senate judiciary committee, entitled "An act providing for the appointment of official court reporters in the State of Washington, prescribing their duties, oath of office, and qualifications, and providing for their compensation and the manner of their appointment."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, 550 copies ordered printed and placed on general file.

Senate bill No. 345, by Senator Davis, entitled "An act to prohibit the manufacture, sale, use, gift, barter, trading or advertising of all vinous, malt, distilled, alcoholic, spirituous or other intoxicating liquors as a beverage, making exceptions thereto, providing for a referendum vote by the people thereon and fixing penalty for the violation of any of the provisions of this act."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public morals.

Senate bill No. 346, by Senators Espy and Davis, entitled "An act establishing a county bulletin, providing for the issuance thereof and for the publication therein of all public, official, or legal notices, or other matter required to be published as such."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 347, by Senators Espy and Davis, entitled "An act relating to the nomination of candidates for public office and amending sections 4807, 4808 and 4810 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 348, by Senators Espy, Jensen, Iverson and Davis, entitled "An act relating to revenue and taxation, providing for the sale of certificates of delinquency and the interest the same shall draw, and amending sections 9252 and 9253 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 349, by Senators Espy and Phipps, entitled "An act providing for the examination of witnesses before prosecuting attorneys and providing for a penalty."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 350, by Senator Espy, entitled "An act relating to fish, oysters, clams and crabs, providing for the protection thereof, licensing and taxing the taking of the same and boats and appliances used therefor, providing penalties and amending sections 5152, 5159, 5234, 5235, 5236, 5237, 5243, 5245 and 5248 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on fisheries.

Senate bill No. 351, by Senator McGuire, entitled "An act creating and regulating a bureau to be known as a bureau of photography, engraving and blue-printing."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 352, by Senator Landon, entitled "An act relating to proceedings supplemental to judgment in justice courts in the State of Washington."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Engrossed House bill No. 51, by Mr. Brown, entitled "An act to amend section 2, chapter 121, of the Session Laws of 1911, entitled 'An act relating to the disqualifications of judges of the superior courts, and providing change of venue or change of judges on account thereof.'"

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 269, by joint committee on revenue and taxation, entitled "An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 341, by committee on corporations other than municipal and railroads, entitled "An act relating to the organization and to the management, regulation and control of building and loan and savings and loan associations and societies; providing penalties for the violation thereof; and repealing sections 3601 to 3638, inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Hall, the rules were suspended, the bill was read the second time by title and referred to the committee on banks and banking.

Engrossed House bill No. 379, by committee on roads and bridges, entitled "An act relating to the improvement and maintenance of public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14, of chapter 35 of the Laws of 1911."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 350, by Messrs. Aagaard, Brooks and Stevenson, entitled "An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring the same to be a state road."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Senator French announced he had compared enrolled Senate bill No. 16 with the original bill and found it correctly enrolled.

The president signed Senate bill No. 16.

At 12:05 p. m., on motion of Senator Allen, the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 1:30 o'clock p. m. by President Hart.

Senate concurrent resolution No. 9, by Senator Hutchinson, "congratulating John E. Redmond, of the Irish parliamentary party," etc., was read, and, on motion of Senator Hutchinson, was adopted.

Senate bill No. 259, by committee on municipal corporations, entitled "An act relating to vacation of streets and alleys and to amend sections 7840 and 7841 of Remington & Ballinger's Code of the State of Washington," was read third time.

On motion of Senator Phipps, the bill was amended by striking the words "code of the state" in line 2 of section 1 of the original bill and substituting therefor the words "Annotated Codes and Statutes" and also by striking the word "code" in line 2 of section 2 of the original bill and substituting therefor the words "Annotated Codes and Statutes."

The secretary called the roll on final passage of Senate bill No. 259 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Allen, Brown, Campbell, Carlyon, Cotter, Fairchild, Flummerfelt, French, Hammer, Imus, Leonard, Metcalf, McCoy, McGuire, Phipps, Shaefer, Steiner, Troy, White—19.

Those voting nay were: Senators Anderson, Bethel, Bowen, Chappell, Davis, Espy, Hall, Hutchinson, Iverson, Jensen, Nichols, Piper, Rosenhaupt, Scott, Weatherford, Wende—16.

Absent or not voting were: Senators Collins, Hewitt, Jackson, Landon, Sharpstein, Stephens, Sutton—7.

Senate bill No. 148, by Senator Hammer, entitled "An act amending section 1 of an act entitled 'An act to provide for the establishment and creation of diking districts, and the construction and maintenance of a system of dikes and providing the means of payment therefor, and declaring an emergency, approved March 20, 1895,' approved March 16, 1901, the same being section 4107 of Remington & Ballinger's Code of the State of Washington," was read third time.

On motion of Senator Phipps, the bill was amended by striking lines 14, 15, 16, 17, 18, 19, 20 and 21, section 1 of the original bill and substituting therefor the following "Section 1. That section 4107 of Remington & Ballinger's Annotated Codes and Statutes of Washington is hereby amended to read as follows:"

On motion of Senator Phipps, the bill was amended by striking the word and figure "Sec. 1" in line 22, section 1 of the original bill and inserting in lieu thereof the word and figures "Sec. 4107."

On motion of Senator Phipps, the bill was amended by inserting the following: "in addition to other questions involved," between the words "shall" and "bring" in line 21, page 3, section 1 of the original bill.

On motion of Senator Espy, the bill was amended by striking the word "supplemented" in line 16, page 3, section 1 of the original bill and substituting therefor the word "supplemental."

On motion of Senator Rosenhaupt, the bill was amended by striking the period at the end of section one and substituting a comma therefor and adding the following thereto: "except the assessment shall not be collected until after the determination of such appeal."

The secretary called the roll on final passage and the bill passed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Iverson, Jackson, Jensen, Landon, McCoy, Nichols, Phipps, Piper, Shaefer, Steiner, Sutton, Weatherford, White—27.

Those voting nay were: Senators Allen, Campbell, Hewitt, Leonard, McGuire, Scott, Stephens—7.

Absent or not voting were: Senators Collins, Hutchinson, Imus, Metcalf, Rosenhaupt, Sharpstein, Troy, Wende—8.

Senator Phipps moved to strike the title of the bill and substitute as the title of the act the following "An act relating to the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, providing the means of payment thereof and amending section 4107 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The motion carried.

Senator Espy gave notice that at the proper time he would move to reconsider the vote by which Senate bill No. 259 was defeated.

SPECIAL ORDER.

The hour of 2:30 p. m. having arrived the Senate considered engrossed House bill No. 219.

Engrossed House bill No. 219, by Messrs. McKay, Mapes and Craig, entitled "An act relating to cities of the second or third class providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their borders and in effecting such fill and drainage and to secure material therefor, empowering such cities to construct and control shipping canals and artificial water ways for public use and to acquire, hold and lease lands abutting upon said canals or waterways for the purpose of erecting public docks, wharves and bridges and to lease said lands to private persons or concerns for manufacturing, shipping and other commercial purposes, and providing for the payment of such improvement by creating special improvement districts assessing the cost of such improvements to the land benefited thereby from the general expense fund or both of such methods and extending to such cities the right of eminent domain for the purpose of carrying into effect the provisions of this act, for the taking or damaging of property and providing a method of making compensation therefor," was read third time.

Senator Espy moved to amend the bill by inserting after the word "exclusion" in line 23, section 2 of the original bill, the words "but whether or not it shall be excluded shall be left to the council or commission."

The motion failed to carry.

The secretary called the roll on final passage of engrossed House bill No. 219 and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, White—37.

Absent or not voting were: Senators Campbell, Collins, Fairchild, Troy, Wende—5.

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

Senate bill No. 152, by Senators Phipps and Flummerfelt, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns," was read third time.

On motion of Senator Phipps, the bill was amended by inserting the words "or streets" after "street" in line 28 of page 1, section 2 of the original bill.

On motion of Senator Phipps, the bill was amended by striking the words "It is further understood that" in line 9, section 4 of the original bill.

On motion of Senator Phipps, the bill was amended by striking the words "wherein such city or town is situated" in line 1 and 2, page 3, section 3 of the original bill and substitute therefor the words "with which such arterial street connects."

The secretary called the roll on final passage of Senate bill No. 152 as amended, and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, Wende—33.

Those voting nay were: Senators Cotter, Iverson, McGuire—3.

Absent or not voting were: Senators Collins, Hewitt, Leonard, Sutton, Troy, White—6.

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

Senate bill No. 164, by Senator Bowen, entitled "An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, both inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Jackson, the bill was amended by inserting the word "be" between the words "and" and "a part" in line 6, page 2 of section 4 of the original bill.

Senator Espy moved to amend by adding to end of section 4 the words "and shall include an equitable portion of the original cost, of the initial system."

The proposed amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 164 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Weatherford, Wende, White—34.

Those absent or not voting were. Senators Anderson, Collins, Cotter, Jackson, Leonard, Stephens, Sutton, Troy—8.

On motion of Senator Bowen, the title of the bill was amended by striking the word "both" in the second line thereof and the amended title was ordered to stand as the title of the act.

Senate bill No. 182, by Senator Rosenhaupt, entitled "An act creating a state editing board, defining its powers and duties and regulating the printing and publication of reports," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by substituting the word "the" for the word "whose" in section 1, line 9, and inserting after the word "powers" in said line and section the words "of which."

On motion of Senator Nichols, the bill was referred to a special committee consisting of Senators Rosenhaupt, Allen and French.

Senate bill No. 223, by Senator Bowen, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third and fourth class and incorporated towns of the State of Washington," was read third time.

The secretary called the roll on final passage and the bill as amended passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Weath-erford, Wende, White—33.

Voting nay: Senator McGuire—1.

Absent or not voting were: Senators Campbell, Collins, Iver-son, Jackson, McCoy, Stephens, Sutton, Troy—8.

On motion of Senator Bowen, there was stricken from the title the words “and incorporated towns” and the title of the bill as amended was ordered to stand as the title of the act.

Engrossed House bill No. 93, by Mr. Truax, entitled “An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands and of district road supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing a penalty for the violation thereof, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3040, 3041 and section 3042 of Remington & Ballinger’s Annotated Codes and Statutes of Washington,” was read third time.

Senator Davis was called to preside.

Senator McGuire moved to amend the bill by striking in sec-tion 1 lines 8 and 9 of the engrossed bill the words “cause to be cut down” and inserting in lieu thereof the words “plow under.”

Senator Hutchinson moved to amend the amendment by adding thereto the words “and destroy.”

The motion of Senator Hutchinson failed to carry.

Senator Hutchinson moved that the amendment proposed by Senator McGuire be laid on the table.

The motion was lost.

The amendment proposed by Senator McGuire carried.

Senator Rosenhaupt moved to amend by adding to the end of line 11 of section 1 of the engrossed bill the following “pro-

vided, that this shall not apply to timber lands, brush lands or logged off lands.”

The amendment carried.

On motion of Senator McGuire, the words “knowingly and wilfully” were stricken in line 14 of section 1 of the engrossed bill.

On motion of Senator Hall, the bill was amended in section 1 by substituting a period for the semicolon after the word “personally” in line 1 on page 4 of the engrossed bill, and striking the balance of line 1, and all of lines 2, 3, 4, 5 and 6.

On motion of Senator McGuire, the bill was amended by inserting after the word “cutting” in line 16, page 5, of section 1 of the engrossed bill the words “or plowing.”

Senator McGuire moved to amend the bill by adding thereto a new section as follows:

Section 3. Exception of certain lands. The board of county commissioners of any county in this state shall have the power to designate by an order, to be made and entered in the manner hereinafter provided, certain territory which may be excepted from the provisions of this act. Whenever a petition signed by ten or more residents of any road district shall be filed with the county auditor praying that the territory within said road district be excepted from the provisions of this act for the reason set forth in said petition, said auditor shall cause a notice to be published for two successive weeks in the newspaper doing the county printing, which said notice shall set forth the boundaries of the tract to be excepted and shall name a time and place for a hearing by the board of county commissioners on said petition, the first publication of said notice to be at least fifteen days prior to the time of said hearing.

At the time of said hearing the board of county commissioners shall hear all persons interested in the matter presented by such petition, and by an order made and entered in the record of their proceedings, shall determine whether said territory shall be excepted from the provisions of this act, giving the reasons for their decision, and in case the prayer of such petition is granted such order shall describe the boundaries of said road district to which such exception shall be applied: Provided, that any order thus made excepting any territory from the provisions of this act shall not be in force for a longer period than twelve months from the date of the entry of such order, unless a new petition be filed, new notice given and another hearing be had as in this act provided.

The amendment failed to carry.

On motion of Senator McGuire, the bill was amended by adding to the end of the engrossed bill the following new section:

Section 3. That the board of county commissioners may, by order duly entered at the first regular meeting of said board in any year, suspend application and operation of this act in their said county and thereafter during that current calendar year, said county shall be excepted from the provisions of this act.

On motion of Senator Scott, the vote by which the words "knowingly and wilfully" were stricken from the bill in line 14 of section 1 of the engrossed bill, was reconsidered.

Senator Steiner moved to amend the amendment by striking the words "and wilfully" in line 14 of section 1.

The amendment to the amendment carried.

The amendment failed to carry.

On motion of Senator Nichols, the bill was amended by striking the words "and wilfully" in line 14 of section 1 of the engrossed bill.

On motion of Senator Rosenhaupt, the bill was amended by striking lines 1, 2, 3 and 4 of section 1 of the engrossed bill, and inserting in lieu thereof the following: "Section 1. That section 3038 of Remington & Ballinger's Annotated Codes and Statutes of Washington as amended by chapter 60 of the Session Laws of 1911 be amended to read as follows:"

On motion of Senator Rosenhaupt, the bill was amended by inserting between lines 11 and 12 of section 1 of the engrossed bill the following: "Section 2. That section 3039 of Remington & Ballinger's Annotated Codes and Statutes of Washington as amended by chapter 60 of the Session Laws of 1911 be amended as follows:"

On motion of Senator Rosenhaupt, the bill was amended by inserting before the word "section" in the first line of page 2 of the engrossed bill, the following: "Section 3. That section 3040 of Remington & Ballingers Annotated Codes and Statutes of Washington as amended by chapter 60 of the Session Laws of 1911 be amended to read as follows: Section 3040:"

On motion of Senator Rosenhaupt, the bill was amended by inserting between lines 17 and 18 on page 4, section 1 of the engrossed bill the following: "Section 4. That section 3041 of Remington & Ballinger's Annotated Codes and Statutes of

Washington as amended by chapter 60 of the Session Laws of 1911 be amended to read as follows:

On motion of Senator Rosenhaupt, the bill was amended by inserting between lines 14 and 15, page 5 of section 1 of the engrossed bill, the following: "Section 5. That section 3042 of Remington & Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:"

On motion of Senator Rosenhaupt, the bill was amended by changing section 2 of the engrossed bill to read "section 6" and section 3 of the engrossed bill "section 7."

The secretary called the roll on final passage of engrossed House bill No. 93 as amended in the Senate and it passed by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Inus, Iverson, Jackson, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, White—34.

Voting nay: Senator Jensen—1.

Those absent or not voting were: Senators Campbell, Carlyon, Collins, Hewitt, Leonard, Sutton, Wende—7.

On motion of Senator Rosenhaupt, the title of the bill was amended by inserting after the figures "3041" in line 10 thereof the following: "of Remington & Ballinger's Annotated Codes and Statutes of Washington as amended by chapter 60 of the Session Laws of 1911," and the amended title was ordered to stand as the title of the act.

The president resumed the chair.

Engrossed House bill No. 133, by Messrs. Taylor, Tonkin and Mess, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary read the majority and minority reports of the judiciary committee report on the bill.

Senator Metcalf moved the adoption of the minority report.

The motion was lost.

On motion of Senator Jackson, the majority report was adopted.

The secretary called the roll on final passage of engrossed House bill No. 133 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Flummerfelt, French, Hall, Jackson, Landon, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—24.

Those voting nay were: Senators Bethel, Chappell, Cotter, Davis, Espy, Fairchild, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, Shaefer, Weatherford, White—16.

Absent or not voting were: Senators Carlyon, Hewitt—2.

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

On motion of Senator Nichols, the Senate resolved itself into the committee of the whole to consider engrossed House bills Nos. 362 and 364.

The bills were considered in committee of the whole, Senator Jackson in the chair, and were reported back to the Senate with the following recommendations:

Engrossed House bill No. 362, that it do pass.

Engrossed House bill 364, that it be re-referred to the committee on appropriations.

On motion of Senator Jackson, the report of the committee was adopted.

Engrossed House bill No. 362, by committee on roads and bridges, entitled "An act reappropriating the sum of fifty-seven thousand eight hundred forty-nine and 23-100 dollars: (\$57,-849.23) from the public highway fund to complete contracts and construction work now in force on Skagit river and Lewis river bridges," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 362 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaef-er, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende—40.

Absent or not voting were: Senators Carlyon, White—2.

The bill was declared necessary for the immediate support of the state government by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaef-er, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—37.

Absent or not voting were: Senators Allen, Collins, Fairchild, Weatherford, White—5.

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

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 17, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendment to engrossed House bill No. 339, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also the speaker has signed House bill No. 339;

Also the speaker has signed enrolled Senate bill No. 16, entitled "An act creating a state school for the deaf and a state school for the blind";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bill No. 339.

The secretary read the House amendments to Senate bill No. 116.

Senator Stephens moved that the Senate concur in the House amendments to the bill.

The secretary called the roll and the Senate concurred in the amendments by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hammer, Hewitt, Imus, Jackson, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Shaefer, Steiner, Stephens, Sutton, Troy, Wende—29.

Those voting nay were: Senators Hall, Hutchinson, Iverson, Jensen, Landon, Nichols, Rosenhaupt, Scott, Sharpstein—9.

Absent or not voting were: Senators Carlyon, Fairchild, Weatherford, Wende—4.

At his request, Senator Metcalf was excused from attendance on tomorrow's session.

At 5:10 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

THIRTY-SECOND DAY**MORNING SESSION.**

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, February 18, 1913.

President Hart called the Senate to order at 10 o'clock a. m., pursuant to adjournment.

Rev. J. H. Edgars, of Olympia, offered prayer.

The secretary called the roll; all members being present.

The secretary read a communication from the Western Washington Woman's Christian Temperance Union petitioning for the passage of Senate bills Nos. 45, 49, 85, 136 and 235, and it was ordered placed on general file.

The secretary read the following Senate joint memorial, by Senator Hutchinson:

SENATE JOINT MEMORIAL NO. 15.

To the Honorable Senate and House of Representatives of the State of Idaho:

Your memorialists, the Senate and House of Representatives of the State of Washington, respectfully petition, that,

WHEREAS, Real community interests exist between the counties of Kootenai, Bonner, Latah, Shoshone and Nez Perce, of the State of Idaho, and the counties of Pend Oreille, Stevens, Spokane, Ferry, Okanogan, Chelan, Kittitas, Yakima, Klickitat, Walla Walla, Columbia, Asotin, Garfield, Franklin, Adams, Whitman, Grant, Douglas, Lincoln and Benton, of the State of Washington; and

WHEREAS, The development of this extensive and immensely wealthy district is retarded by its being under the jurisdiction of two separate and distinct commonwealths; and

WHEREAS, The members of the legislature from this broad territory have great difficulty in reaching their capitals in Boise and Olympia; therefore be it

Resolved, That the House of Representatives and Senate of the State of Washington hereby urge the legislature of the State of Idaho to grant the counties of Kootenai, Bonner, Shoshone, Latah and Nez Perce permission to join with the above named counties of the State of Washington in the formation of a new state to be called the State

of Lincoln in commemoration of our martyred president, Abraham Lincoln; and be it also

Resolved, That permission be and is hereby granted to the counties of Pend Oreille, Stevens, Spokane, Ferry, Okanogan, Chelan, Kittitas, Yakima, Klickitat, Walla Walla, Columbia, Asotin, Garfield, Franklin, Adams, Whitman, Grant, Douglas, Lincoln and Benton, State of Washington, and be it further

Resolved, That upon the adoption of a similar memorial by the State of Idaho, the secretary of state be and is hereby instructed to send a certified copy of this memorial to the congress of the United States and request that honorable body to pass an enabling act providing for the formation of the said State of Lincoln.

The memorial was read the first time, and on motion of Senator Hutchinson, the memorial was read the second time, ordered printed and referred to the committee on memorials.

The secretary read the following Senate concurrent resolution:

SENATE CONCURRENT RESOLUTION NO. 14.

By Senator Allen:

WHEREAS, A joint committee of of the Senate and House are now discussing all questions relating to logged-off lands, and

WHEREAS, Blasting powder is one of the first requisites for the economical clearing of said logged-off lands, and expert knowledge of the cost of the manufacture of blasting powder is not available to this committee; therefore be it

Resolved by the Senate, the House concurring, that Professor Elton Fulmer, of the Washington State College, be requested to make a special investigation of the cost of manufacture of blasting powder and report to the aforesaid committee within a reasonable time before the close of this session of the legislature; and be it further

Resolved, That the expenses which he may incur in said investigation be paid from the funds appropriated for the expenses of the thirteenth legislature.

Senator Allen moved the adoption of the resolution.

Senator Espy moved as a substitute that the resolution be referred to committee on memorials.

The motion of Senator Espy was lost.

The motion of Senator Allen to adopt the resolution was carried.

On motion of Senator Allen, the rules were suspended, and Senate concurrent resolution No. 14 was ordered transmitted to the House immediately.

Senator Bethel moved that Senate bills Nos. 46, 55 and 60 be withdrawn from the committee on judiciary and placed on general file.

Senator Rosenhaupt moved as a substitute that the committee be instructed to report said bills back to the Senate with the recommendation that they be indefinitely postponed.

The substitute motion of Senator Rosenhaupt carried.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 14, "Relating to a rock jetty on the north side of the entrance of the Columbia river, near Fort Canby, and new waterway from the eastern end of Sand island to Fort Canby, Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 13, "Relating to an amendment to the constitution of the United States of America, prohibiting polygamy," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 17, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 104, entitled "An act to establish a state trout hatchery in Lewis county, Washington, and make an appropriation therefor,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: A. W. Anderson, D. A. Scott, P. H. Carlyon, George U. Piper, R. A. Hutchinson.

On motion of Senator Troy the report of the committee was adopted.

The Senate at this time took up the consideration of the amendment proposed by the committee on rules and joint rules to rule No. 28, as set forth in the report of the committee at yesterday's session.

Senator Piper moved to amend the report of the committee on rules and joint rules by inserting the word "day" between the words "following" and "session" in line 2 of paragraph 3 of the report.

Senator Jackson moved as a substitute to the motion made by Senator Piper to strike the words "next following session" in line 2 of paragraph three of report, and substitute therefor the words "next sitting of the Senate."

The substitute motion failed to carry.

Senator Piper withdrew his motion.

On motion Senator White amended the report by striking the following words "provided two third of the senators present vote for such reconsideration" in lines 4 and 5 of paragraph 3 of the report.

On motion of Senator Phipps, the report was amended by adding the words "provided that any amendment made to the bill by committee report, shall, however, be considered as a part of the original bill and may be amended or stricken as an ordinary amendment" after the word "elapsed" at the end of paragraph 2 of the report.

On motion of Senator Collins, Senator Nichols was excused until tomorrow's session.

The secretary called the roll on the adoption of the report of the committee on rules and joint rules, and it was adopted by the following vote.

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—34.

Absent or not voting were: Senators Allen, Campbell, Flummerfelt, Hewitt, Metcalf, Nichols, Stephens, Troy—8.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 17, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 18, "Relating to the construction of a rock jetty on the north side of the entrance to the Columbia river, in the State of Washington, near Fort Canby";

Also House concurrent resolution No. 19, "Appropriating \$1,500 for expenses of attorney general in bringing suit in connection with Seattle harbor line and \$300 for expenses incurred in making the investigation under substitute House concurrent resolution No. 7";

Also Senate concurrent resolution No. 12, relating to the printing of the Legislative Manual, with the following amendments:

"Strike all of line 5 after the word 'be' and the sixth line to and including the word 'only' and insert the following: 'of the same size as those used in 1909.'"

"After the word 'houses' in line 10 insert 'and members of the press.'"

Also the House has passed engrossed substitute House bill No. 75, entitled "An act relating to superior courts in the counties of Grant and Douglas, and the election of judges therein, and providing for the appointment of a judge of the superior court in and for Grant county";

Also engrossed House bill No. 385, entitled "An act relating to railroad and highway crossings and for the changing and elimination of grade crossings," etc.;

Also engrossed Senate bill No. 63, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways and for aiding in so doing," etc., with the following amendment:

"In section 2, line 2, amend by changing the period after the word 'state' to a comma, and inserting thereafter the following: 'or it may be held as a special election at such time as the board of county commissioners may designate'"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 353, by committee on appropriations, entitled "An act relating to the appointment of deputy insurance commissioners, and amending section 6065 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 354, by committee on appropriations, entitled "An act relating to deputy commissioners of statistics, and amending section 8963 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 355, by committee on appropriations, entitled "An act relating to the assistant state auditor and deputy state auditor, and amending sections 9004 and 9005 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 356, by committee on appropriations, entitled "An act relating to the salary of the state librarian and amending section 6958 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 357, by joint committee on municipal corporations, entitled "An act relating to taxes in cities and towns and amending section 5131 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 358, by Senator French, entitled "An act requiring and prescribing a form of monthly report to the state auditor, of railway mileage used by state officers, their deputies and employes."

The bill was read the first time, and on motion of Senator French, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on public revenue and taxation.

Senate bill No. 359, by appropriations committee, entitled "An act making an appropriation of two hundred seventy-five dollars for the state library."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 360, by Senator Landon, entitled "An act relating to the purchase, sale, transfer and encumbrance of stocks of goods, wares or merchandise in bulk and prescribing a penalty for the violation thereof, and amending section 5296 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 361, by judiciary committee, entitled "An act relating to the purchase, sale, transfer and encumbrance of stocks of goods, wares, merchandise and fixtures and equipment in bulk, providing penalties for the violation thereof, and amending sections 5296, 5297, 5298 and 5299 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 362, by committee on agriculture, entitled "An act relating to the sale of and fixing the standard of purity of agricultural seeds, and providing penalties for violations thereof."

The bill was read the first time, and on motion of Senator McCoy the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 363, by Senator McCoy, entitled "An act for the relief of Jesse B. Haptonstall, Pierce county, State of Washington, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator McCoy the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 364, by committee on roads and bridges, entitled "An act regulating the load in proportion to the width of tires that may be transported on vehicles over and along certain state and county roads and providing penalties for violation thereof."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 365, by committee on agriculture, entitled "An act providing for the inspection of apiaries and other places where bees are kept, and providing when this act is to take effect."

The bill was read the first time, and on motion of Senator McCoy the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed substitute House bill No. 75, by Mr. Urquhart, entitled "An act relating to superior courts in the counties of Grant and Douglas, and the election of judges therein, and providing for the appointment of a judge of the superior court in and for Grant county."

The bill was read the first time, and on motion of Senator McGuire the rules were suspended, the bill was read the second time by title, and referred to the committee on judiciary.

Engrossed House bill No. 385, by joint committee on railroads, entitled "An act relating to railroad and highway crossings and to the changing and elimination of grade crossings;

providing penalties for the violation of this act, making an appropriation, and repealing chapter 162, Laws of 1909, relating to railroad crossings, and providing for the exercise of the power of eminent domain to carry the purposes of this act into effect."

The bill was read the first time, and on motion of Senator Anderson the rules were suspended, the bill was read the second time by title and placed on general file.

By unanimous consent the special order set for 11 o'clock this morning to consider the report of committee on elections and privileges covering numerous bills was set over until 2 o'clock this afternoon.

GENERAL FILE.

Senate bill No. 105, by Senator Phipps, entitled "An act to withdraw from appropriation under the laws of the State of Washington all the unappropriated waters of the Wenatchee watershed north of township 25, ranges 15, 16, 17 and 18 east of the Willamette meridian and reserving them to the State of Washington for purposes of irrigation," was read third time.

The secretary called the roll on final passage of Senate bill No. 105 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flumerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—37.

Absent or not voting were: Senators Campbell, Hutchinson, Metcalf, Nichols, Troy—5.

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

Senate bill No. 255, by Senator Iverson (by request), entitled "An act amending section 7679 of Remington and Balingier's Annotated Codes and Statutes of Washington, relative to the eligibility to office in cities of the third class," was read third time.

Senator Steiner moved to amend the bill by inserting after the word "resident" in line 12 of section 1 of the original bill the words "and elector."

The motion failed to carry.

The secretary called the roll on final passage of Senate bill No. 255 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hamer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Stephens, Sutton, Wende, White—32.

Those voting nay were: Senators Scott, Steiner, Weatherford—3.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Metcalf, Nichols, Sharpstein, Troy—7.

On motion of Senator Rosenhaupt, the title of the bill was stricken and the following substituted therefor: "An act relating to the eligibility to office in cities of the third and fourth class and amending section 7679 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and the title as amended was ordered to stand as the title of the act.

On motion of Senator McGuire, Senate bill No. 281 was put over until tomorrow.

Senate bill No. 282, by Senator Bethel, entitled "An act relating to the taking of carp, suckers, or squaw fish from any lake or stream in the State of Washington," was read third time.

On motion of Senator Jackson, the word "gross" in line 30, section 5 of the original bill was stricken.

On motion of Senator Scott, the bill was amended by striking the word "commission" in line 9, section 1, and in line 14, section 2 of the original bill, and substituting therefor the word "warden."

On motion of Senator Phipps, the bill was amended by striking the word "their" in line 14 of section 2 of the original bill and substituting therefor the word "his."

On motion of Senator Bethel, the bill was amended by striking the word "county" in line 9, section 1, and in line 14, section 2 of the original bill.

The secretary called the roll on final passage of Senate bill No. 282 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Allen, Campbell, Fairchild, Hewitt, Metcalf, Nichols, Sharpstein—7.

On motion of Senator Rosenhaupt, the title of the bill was amended by striking the period after the word "Washington" and inserting a comma, and adding the following: "requiring written permits under certain conditions and providing a penalty for the violation thereof," and the title as amended was ordered to stand as the title of the act.

Senator Bowen gave notice that at the proper time he would move to reconsider the vote by which Senate bill No. 255 was passed.

On motion of Senator Sharpstein, Senate bill No. 301 was re-referred to committee on state penal and reformatory institutions.

Senate bill No. 262, by Senators Sharpstein and Rosenhaupt, entitled "An act relating to employment on public works and in public departments and offices, and amending section 8925 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 262 and it passed the Senate by the following vote:

Those voting aye were: Senators Bowen, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, French, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, McCoy, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—27.

Those voting nay were: Senators Bethel, Brown, Chappell, Flummerfelt, Hall, Jensen, McGuire, Troy, Weatherford—9.

Absent or not voting were: Senators Allen, Anderson, Campbell Hewitt Metcalf, Nichols—6.

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

Senator White gave notice that at the proper time he would move to reconsider the vote by which Senate bill No. 262 passed.

Senate bill No. 263, by Senators Sharpstein and Rosenhaupt, entitled "An act relating to licenses for peddling, vending and selling of goods, and amending sections 8927 and 8928 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Espy, the bill was amended by striking the words "in the war of the late rebellion, or in the Spanish-American War," in lines 26 and 27 of section 2.

Senator Jensen moved to amend the bill by inserting the words "or workingman unable by reason of age and infirmity to follow his usual vocation" after the word "war" in line 13, section 1 of the original bill.

Senator Brown moved to lay the amendment on the table.

The motion failed to carry.

A roll call was demanded on the motion made by Senator Jensen, by Senators Jensen, Espy, Hutchinson, Iverson, Chappell, Bowen, Bethel.

The secretary called the roll and the amendment carried by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Iverson, Jensen, Leonard, McCoy, McGuire, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—27.

Those voting nay were: Senators Allen, Anderson, Carlyon, Collins, French, Imus, Landon, Piper, Stephens—9.

Absent or not voting were: Senators Campbell, Hewitt, Jackson, Metcalf, Nichols, Phipps—6.

Senator Espy moved to strike the following in lines 12 and 13 of section 1 of the original bill, "and a veteran of the late rebellion, or who served in the Spanish-American war."

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 263 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Cotter, Davis, Espy, Fairchild, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, McCoy, Rosenhaupt, Shaefer, Sharpstein, Sutton, Wende—20.

Those voting nay were: Senators Brown, Chappell, Collins, French, Jackson, Landon, McGuire, Piper, Steiner, Stephens, Troy, Weatherford, White—13.

Absent or not voting were: Senators Campbell, Carlyon, Flummerfelt, Hewitt, Leonard, Metcalf, Nichols, Phipps, Scott—9.

On motion of Senator Shaefer, Senate bill No. 112 was re-referred to committee on medicine, dentistry, surgery and hygiene.

At 12:15 p. m., on motion of Senator Cotter, the Senate took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

President Hart called the Senate to order at 2 o'clock this afternoon.

Senator Troy was granted unanimous consent to introduce out of order the following bills:

Senate bill No. 366, by committee on appropriations, entitled "An act making appropriations for the purchase of land for; construction of builds at; for maintenance of and sundry expenses at, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31st, 1915, except as otherwise provided, and making an appropriation for deficiencies."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 367, by joint committee on appropriations, entitled "An act granting to Lewis county the property held by the state for the Southwest Washington Fair Association, creating a commission for the control and management of the same, and authorizing the countics within such association to take part in and make appropriations for the support of fairs and exhibitions held thereon by such association, and repealing sections 4, 5, 9, 10, 11 and 12 of chapter 237, Laws of 1909."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Substitute Senate bill No. 28, by Senate judiciary committee, entitled "An act authorizing lienholders and co-owners or joint owners to pay prior and existing liens on real and personal property and providing for the collection thereof by such lienholders and co-owners or joint owners," was read third time.

The secretary called the roll on final passage of substitute Senate bill No. 28, and it passed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Weatherford, Wende, White—31.

Absent or not voting were: Senators Allen, Chappell, French, Hall, Hewitt, Jackson, Metcalf, Nichols, Sharpstein, Sutton, Troy—11.

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

The secretary read the House amendments to Senate concurrent resolution No. 12.

Senator Allen moved that the Senate do not concur in the House amendments and that the House be requested to recede from its said amendments.

The motion carried.

On motion of Senator Allen, the special order set for 2 o'clock this afternoon to consider the report of the committee on elections and privileges was set over until 2 o'clock tomorrow afternoon by reason of the absence of Senator Metcalf, chairman of that committee.

At 2:25 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

THIRTY-EIGHTH DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, February 19, 1913.

The Senate was called to order at 10:00 o'clock a. m., by President Hart, pursuant to adjournment.

Rev. J. H. Edgar, of Olympia, offered prayer.

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

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with and it was approved.

On motion of Senator McGuire, Senate bill No. 281 was stricken from today's calendar and ordered back on general file.

On motion of Senator Hutchinson, the following resolution was adopted:

Resolved, That the Senate postmaster be and is hereby instructed to stamp all mail for members of the Senate.

Senator Piper moved that the secretary be instructed to employ a stenographer for each senator.

On motion of Senator Hall, the matter of additional stenographers was referred to the committee on Senate employes.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 19.

By committee appointed under substitute House concurrent resolution No. 7:

WHEREAS, On the 22d day of January, A. D. 1913, there was read in the House of Representatives House concurrent resolution No. 7, introduced by Mr. Houser of King county, asking that a committee of five members of the thirteenth legislature, to be composed of two members of the Senate and three members of the House, be appointed to investigate the establishment of harbor lines and the manner in which lessees of harbor area have complied and are complying with the rules and regulations and the law governing navigation and commerce in said harbor areas, and

WHEREAS, On the 23d day of January, A. D. 1913, a substitute for House concurrent resolution No. 7 was passed providing that the speaker of the House appoint a committee of three members of the House to make an inquiry and determine whether it is necessary for the legislature to make an investigation such as asked for in House concurrent resolution No. 7, and report its findings to the House not later than Thursday, January 30, 1913, and

WHEREAS, On the 23d day of January, A. D. 1913, the speaker of the House did appoint Mr. Sumner of Chelan, Mr. Goss of King and Mr. Hughes of Whatcom as a committee for said purpose, and

WHEREAS, The said committee did on the 31st day of January make a report to the House on the matters and things set out in a statement made by Mr. Houser covering the details on which was founded House concurrent resolution No. 7, which said report is hereby referred to and made a part hereof, and such report was unanimously adopted, and

WHEREAS, The said committee has recommended that a judicial determination is necessary to settle all questions pertaining to the harbor lines established in the harbor of Seattle, including Ballard and Salmon Bay, and that further investigation of all charges are unnecessary, and

WHEREAS, In such recommendation the committee recommended that the attorney general be instructed to proceed under the authority vested in him by law to determine the issues arising in the matter, and that an appropriation be made for the expenses of the necessary litigation on the part of the state;

Therefore Be It Resolved by the House, the Senate concurring, That the attorney general be and he is hereby authorized and instructed to institute in the proper court such suits as may be necessary to determine the legality of the establishment of harbor lines in the harbor of the city of Seattle and to determine the title of the state in a strip of land not less than fifty nor more than six hundred feet in width inside the harbor line as established in Salmon bay; that there is hereby appropriated the sum of \$1,500.00 from the general fund of the state for the purpose of conducting such suit;

That the board of state land commissioners be instructed to cause investigation to be made for the purpose of determining whether the failure to improve in accordance with the constitutional and statutory requirements, or the use of such harbor areas for purposes other than those contemplated by the constitution, is actually detrimental to the commerce and navigation of the various ports in the state, or tends in any degree to restrict the development of commerce of such ports, and that in all cases where the board finds such nonuser or wrongful user to be detrimental to commerce and navigation, or restrictive to the growth and development of the port, the boards take such action as may be necessary to forfeit the leases to the state;

That a bill be drafted and enacted into law vesting the board of state land commissioners with the power to cancel leases of harbor areas where lessees are holding said area in such a manner that the commerce and navigation of the state are being restricted;

That \$300, or so much thereof as may be necessary, be appropriated to pay the expenses incurred in making the investigation by the committee appointed under substitute House concurrent resolution No. 7, and that a special committee be appointed for the disbursement of said funds.

On motion of Senator Landon, the resolution was referred to the committee on harbors and harbor lines.

The secretary read

SENATE JOINT MEMORIAL NO. 16.

By Senator Leonard:

*To His Excellency, the President of the United States of America;
To the Honorable Senate and House of Representatives of the
United States:*

Your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, most respectfully represent and pray as follows:

WHEREAS, The congress of the United States passed an act entitled "An act to provide for the entry of agricultural land within forest reserves," approved June 11, 1906, and

WHEREAS, The said act was designed by congress to enable homesteaders to acquire agricultural lands in forest reserves, but owing to the interpretation given by forest officers as to what constitutes agricultural land, the intent and object of the act is rendered almost wholly negative, and

WHEREAS, The most deliberate, ingenious and cunning evasions of this act are perpetrated by the forest officers to defeat the homesteading of agricultural lands in forest reserves, and

WHEREAS, Every tactic and delay that would tend to discourage, hamper and harass the homesteader and destroy, to him, the value of this act, is deliberately put into operation, and

WHEREAS, The forestry bureau is using the power of all its machinery to crush out by false and unjust interpretations the hopes and ambitions of every homesteader who looks toward the public domain for a place to make a living and raise a family, and

WHEREAS, It seems that an unwritten code has developed in the forest service to prevent the homesteading of agricultural lands in the national forests, notwithstanding the edicts of congress to the contrary, and

WHEREAS, There are thousands of homesteaders who would apply for agricultural lands in forest reserves, but on account of the discouraging treatment received by those who have applied for homesteads they are deterred, and consider such an application a waste of time, and

WHEREAS, This condition has prevailed for a number of years, and the growth and development of the country is retarded, and thousands of settlers are turned away annually from our state, and

WHEREAS, Large areas of Lewis county are included in forest reserves which contain thousands of acres of agricultural land, and

WHEREAS, Prior to the creation of forest reserves, settlement was general throughout this country, and the settlements still exist, although unable to expand and develop in a natural way, due to the restrictions imposed by the immediate presence of the national forests, and the national forest lands yielding no taxes to either county or state, the settlements scattered throughout the forest reserves are held woefully backward, due not alone to the fact that they are unable to invite more new settlers to join them, but also from a lack of revenue from the surrounding forest lands which would help to build roads, erect and maintain schools, and carry on all the functions of progressive civilization, such as if the surrounding lands were open to settlement and cultivation, and

WHEREAS, A great number of settlers are coming into Lewis county and the large number already here who desire homesteads are daily appealing to the commercial organizations to assist them in procuring homesteads, and

WHEREAS, An emergency now exists in Lewis county for the enlargement of the area of public lands available for homesteading; therefore

Your memorialists most earnestly and respectfully pray that all the lands in Lewis county now held in the national forest below an altitude of thirty-five hundred (3,500) feet above sea level be immediately withdrawn from the national forests, including all such lands as have been set aside for so-called administrative sites, and that all such lands be made at once available for settlement under the homestead act; and

That the authority of the national forest officers shall not prevail below said elevation of thirty-five hundred (3,500) feet in Lewis county.

The secretary of state is hereby directed to immediately send certified copies of this memorial to the president of the United States, presi-

dent of the United States Senate, the speaker of the House of Representatives and to each of the senators and congressmen from the State of Washington.

On motion of Senator Leonard, the memorial was read second time, ordered printed and referred to the committee on memorials.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 303, entitled "An act relating to fairs, authorizing boards of county commissioners to make exhibits thereat and offer and pay premiums thereon," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman.*

We concur in this report: Oliver Hall, A. H. Imus, Ralph Metcalf.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 131, entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditure thereof and providing for the validation and retirement of existing road and bridge indebtedness, and repealing sections 5590, 5591, 5592, 5593, 5594, 5595, 5596, 5597, 5598, 5599, 5600, 5601 and 5602, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 2 of the title of the printed bill, the same being line 3 of the title of the original bill, after the word "thereof" insert a comma and the following words: "declaring certain contracts void, fixing the liability for obligations incurred in excess of the limitations herein defined."

In section 1, line 7 of the printed bill, the same being section 1, line 20 of the original bill, strike the word "eight" and insert in lieu thereof the word "ten."

In section 1, line 10 of the printed bill, the same being section 1, line 24 of the original bill, add the following words: "Provided, That in any incorporated city or town fifteen per cent of all money collected

for the general road and bridge fund in such city or town may be expended inside said city or town on roads and bridges connecting with roads leading out into the country known or designated as county roads, under the supervision of the county commissioners."

In section 5, line 4 of the printed bill, the same being section 5, line 22 of the original bill, after the word "unless" insert the following words: "after deducting such eighty per centum."

In section 5, lines 4 and 5 of the printed bill, the same being section 5, lines 22 and 23 of the original bill, after the word "cash" strike the words "exceeding such eighty per centum."

ED BROWN, *Acting Chairman.*

We concur in this report: Oliver Hall, E. L. French, Harve H. Phipps, Chas. H. Flummerfelt, W. C. McCoy, A. McGuire.

On motion of Senator Brown, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 283, entitled "An act relating to the protection of orphan, homeless or neglected children, and amending sections 1700, 1701, 1703, 1704 and 1707 and adding section 1707B, chapter 28, title Probate Law and Procedure, the same being chapter 49 of the Session Laws of 1903 of the State of Washington, entitled 'An act providing for the protection of orphans, homeless, dependent and delinquent children, and conferring powers upon the judges of the superior court, the county commissioners, parents, guardians, charitable societies to receive, control and dispose of the same, and repealing an act entitled "An act for the protection of orphans, homeless, neglected or abused children, and conferring powers upon judges of the superior court, the county commissioners and charitable societies to receive, control and dispose of the same, and declaring an emergency," approved February 14, 1899,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Add the following section, to be known as section 7:

"Section 7. It shall be the duty of the court having the charge of delinquent children in each county where such institution is located to exercise general supervision thereof and to report thereon to the legislature at the opening of each session."

Add the following section, to be known as section 8:

"Section 8. There is hereby appropriated out of the general fund of the State of Washington twenty thousand dollars, or so much thereof as may be necessary, for carrying into effect the purposes of this act."

Add to the end of the title the following: "and making appropriation therefor."

W. J. SUTTON, *Chairman.*

We concur in this report: Oliver Hall, A. H. Imus, Ralph Metcalf.

On motion of Senator White, Senate bill No. 283, with the above report on same, was referred to committee on appropriations.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 264, entitled "An act relative to eminent domain by cities, and the payment of the assessments levied thereunder, and amending section 7799 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the title of the printed bill, the same being line 1 of the title of the original bill, strike the word "relative" and insert in lieu thereof the word "relating." Also, in line 2 of the title of the printed bill, the same being line 4 of the original bill, strike the words "of the state."

In line 22 of the printed bill, the same being line 9 of the second page of section 1 of the original bill, strike the words "of the state."

GEO. W. SHAEFER, *Chairman.*

We concur in this report: Walter S. Davis, E. Milton Stephens, Pliny L. Allen, H. M. White.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 266, entitled "An act relating to assessments for local improvement of certain lands owned by the State of Washington, and validating certain assessments heretofore made on such lands, and amending section 6877 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the title of the printed bill, the same being line 2 of the title of the original bill, strike the word "certain" and substitute in lieu thereof the word "all." Also, in line 2 of the title of the printed

bill, the same being line 3 of the original bill, strike the word "certain" and substitute in lieu thereof the word "all."

In section 1, line 19 of the printed bill, the same being line 8 of the second page of section 1 of the original bill, after the word "Provided," insert the following: "that no city, town, diking or drainage district shall have jurisdiction to make such local improvement or levy an assessment against any of the lands of the State of Washington until notice of the making of such proposed improvement and the fixing of the time for hearing and confirming the same by the city, town, diking or drainage district has been served upon the land commissioner or the board of control, as the case may be. Said notice shall be served at least twenty days before the time fixed for said hearing, and an acceptance in writing by said land commissioner or the secretary of the said board of control duly filed with said city, town, diking or drainage district, shall be deemed and considered due proof of such service: *And provided further, That*"

GEO. W. SHAEFER, *Chairman.*

We concur in this report: Walter S. Davis, E. Milton Stephens, Pliny L. Allen, H. M. White.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 14, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 231, entitled "An act authorizing municipal corporations to fix a minimum wage scale on any and all municipal construction or local improvement work and to provide a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman.*

We concur in this report: D. Landon, Harry Rosenhaupt.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on state granted, school and tide lands, to whom was referred engrossed House bill No. 249, entitled "An act granting certain tide lands to the port of Grays Harbor for port purposes only, and providing for its reversion to the state if not used for such purpose," have had the same under consideration, and we re-

spectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: A. McGuire, W. J. Sutton, E. Hammer.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred engrossed House bill No. 173, entitled "An act to provide for the selection and adoption of an official state flag," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman*.

We concur in this report: Oliver Hall, A. H. Imus, Ralph Metcalf.

On motion of Senator Sutton, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 148, entitled "An act relating to the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, providing the means of payment therefor and amending section 4107 of Remington and Ballinger's Annotated Codes and Statutes of Washington"; also

Engrossed Senate bill No. 152, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns"; also

Engrossed Senate bill No. 164, entitled "An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington"; also

Engrossed Senate bill No. 223, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third and fourth class of the State of Washington"; have compared same with the original bills and find them correctly engrossed.

HENRY H. WENDE, *Chairman*.

We concur in this report: Walter S. Davis, G. E. Steiner.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

The House has receded from its amendments to Senate concurrent resolution No. 12, relating to the Legislative Manual.

Also the House has passed House bill No. 132, entitled "An act relating to special officers to perform certain functions in cases where the sheriff is interested or incapacitated, and providing for their appointment";

Also Senate concurrent resolution No. 14, "Relating to a special investigation of the cost of manufacturing blasting powder by Professor Elton Fulmer of Washington State College";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Bowen moved that the vote by which Senate bill No. 255 passed the Senate be reconsidered at this time.

The motion carried.

On motion of Senator Bowen, Senate bill No. 255 was considered at this time, the rules being suspended.

On motion of Senator Bowen, the bill was amended by inserting the words "and elector" after the word "resident" in the last line of section 1.

The secretary called the roll on final passage of Senate bill No. 255, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Landon, Leonard, McCoy, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—28.

Absent or not voting were: Senators Allen, Anderson, Campbell, Collins, Fairchild, Hutchinson, Jackson, Jensen, Metcalf, McGuire, Nichols, Rosenhaupt, Scott, Weatherford—14.

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

INTRODUCTION OF BILLS.

Senate bill No. 368, by committee on appropriations, entitled "An act making an appropriation for the relief of certain persons."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 369, by committee on banks and banking, entitled "An act to amend sections 3315, 3316, 3339 and 3340 of chapter II of title XVIII of Remington & Ballinger's Codes and Statutes of Washington, relating to banking."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 370, by judiciary committee, entitled "An act relating to writs of attachment and appeals affecting the same."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed of general file.

Senate bill No. 371, by Senators McGuire and McCoy, entitled "An act providing for the formation and carrying on of co-operative banking associations or societies."

The bill was read the first time, and on motion of Senator McCoy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 372, by Senator Stephens (by request), entitled "An act making an appropriation for the relief of the Chicago, Milwaukee & Puget Sound Railway company for money paid for right-of-way across lands of the State of Washington."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 373, by Senator Cotter, entitled "An act creating a game preserve of certain territory within the state for the protection of upland game and game birds therein, and providing punishment for the violation thereof."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on game.

Senate bill No. 374, by Senator Hutchinson, entitled "An act relating to the powers and duties of board of directors of school districts of the first class."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 375, by Senators Fairchild and Phipps, entitled "An act to create and establish a state highway department, by the appointment of a state highway commissioner, and assistants and defining the powers and duties of the office, and to provide for a system of state co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal year ending June thirty, nineteen hundred thirteen and June thirty, nineteen hundred fourteen and to provide a tax to meet the same."

The bill was read the first time, and on motion of Senator Phipps, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 376, by Senator Anderson, entitled "An act granting and conveying the steamer "Yakima" to the United States."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 377, by Senator White, entitled "An act providing for the placing of a tablet in the Washington national monument at Washington D. C., and making an appropriation therefor."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 378, by Senator Iverson (by request) and Senator Collins, entitled "An act providing for the protection of young salmon in the waters of Puget Sound, and the tributaries thereof, and amending sections 5183 and 5197 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for violation thereof."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 379, by Senators Bowen, Landon, Piper, Collins, Steiner, Jackson and French, entitled "An act to establish the Western Washington fair."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 380, by committee on public buildings and grounds, entitled "An act relating to the construction of public buildings at the state capital, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Laws of 1911."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 381, by joint committee on state penal and reformatory institutions, entitled "An act establishing a state school for girls in conjunction with the Washington state training school, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof and providing penalties for violations thereof."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 382, by Senator Metcalf, entitled "An act relating to employment offices and agencies, providing for free employment offices, and providing penalties for the violation thereof, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

House bill No. 132, by Mr. Brown, entitled "An act relating to special officers to perform certain functions in cases where the sheriff is interested or incapacitated, and providing for their appointment."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

On motion of Senator Fairchild, 500 additional copies of Senate bill No. 375 were ordered printed.

On motion of Senator Iverson, there were ordered printed 500 additional copies of Senate bill No. 378.

GENERAL FILE.

Engrossed House bill No. 27, by Mr. Catlin, entitled "An act relating to false statements, and making the same a gross misdemeanor," was read third time.

On motion of Senator Hutchinson, the engrossed bill was amended by inserting the words "or private individual" after the word "company" in line 8, section 1 of the engrossed bill.

Senator White moved to amend the bill by striking the word "gross" in line 11 of section 1 of the engrossed bill.

The motion failed to carry.

On motion of Senator Piper, the engrossed bill was amended by inserting the words "moral or" between the words "the" and "financial" in line 6, section 1 of the engrossed bill.

Senator Shaefer moved to amend the bill by striking the comma after the word "state" in line 9, section 1 of the engrossed bill and substituting therefor a period and striking the balance of the engrossed bill.

Senator Espy moved as a substitute to the motion of Senator Shaefer to add the word "wilfully" before the word "counsel" in line 9, section 1 of the engrossed bill.

The substitute motion prevailed.

Senator Shaefer moved that the engrossed bill be re-referred to the judiciary committee.

The motion failed to carry.

Senator Hall moved to indefinitely postpone the engrossed bill.

The motion was lost.

On motion of Senator Bowen, the engrossed bill was amended by striking the word "or" after the word "wilfully" in line 4, section 1 of the engrossed bill and substituting therefor the word "and."

Senators Brown, Landon and Troy moved the previous question.

The motion carried.

The secretary called the roll on final passage of engrossed House bill No. 27 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Chappell, Collins, Cotter, Espy, Flummerfelt, French, Imus, Landon, Leonard, Metcalf, Phipps, Piper, Shaefer, Stephens, Sutton, Troy—20.

Those voting nay were: Senators Bethel, Bowen, Brown, Davis, Fairchild, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Sharpstein, Steiner, Wende, White—20.

Absent or not voting were: Senators Jackson, Weatherford—2.

Engrossed House bill No. 28, by Mr. Brown, entitled "An act creating the bureau of farm development of the State of Washington, providing for the appointment and maintenance

of agricultural experts thereunder, and empowering the boards of county commissioners of the several counties of the State of Washington to appropriate and set aside money therefor," was read third time.

On motion of Senator Metcalf, the bill was amended by striking the words "at least twenty per cent of the taxpayers of any county of the State of Washington" in lines 1, 2 and 3 of section 2 of the engrossed bill.

On motion of Senator Flummerfelt, the bill was amended by adding the words "and six hundred" after the words "three thousand" at the end of line 6, section 5 of the engrossed bill.

On motion of Senator Metcalf, the bill was amended by adding to the end of same a new section, reading as follows: "Section 6. This act is necessary for the immediate preservation of the peace, health and safety and shall take effect immediately."

The secretary called the roll on final passage of engrossed House bill No. 28 as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—36.

Those voting nay were: Senators Brown, Landon, Nichols—3.

Absent or not voting were: Senators Iverson, Leonard, Weatherford—3.

The secretary called the roll on passage of section 6 of engrossed House bill No. 28 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—36.

Those voting nay were: Senators Brown, Landon, Nichols—3.

Absent or not voting were: Senators Bethel, Iverson, Weatherford—3.

On motion of Senator Metcalf, the title of the bill was amended by substituting at the end of same a comma for the period and adding thereafter the words "and declaring an emergency," and the title as amended was ordered to stand as the title of the act.

Senator Fairchild gave notice of a motion to reconsider the vote by which House bill No. 27 failed to pass the Senate.

At 12:00 o'clock noon, the Senate on motion of Senator Allen, took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 1:30 o'clock p. m.

GENERAL FILE.

Engrossed House bill No. 134, by Mr. Cleland, entitled "An act relating to the acknowledgment of deeds, mortgages, and other written instruments, prescribing the persons before whom the same shall be taken, and declaring legal and valid all acknowledgments heretofore taken as prescribed by this act, and amending section 8754 Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 134 and it passed by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Shaefer, Stephens, Troy, Wende—27.

Absent or not voting were: Senators Anderson, Campbell, Collins, Espy, Flummerfelt, Hewitt, Landon, Nichols, Rosenhaupt, Scott, Sharpstein, Steiner, Sutton, Weatherford, White—15.

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

Engrossed House bill No. 149, by Messrs. Greenbank and Hays, entitled "An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of judge therein," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 149, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—32.

Absent or not voting were: Senators Anderson, Campbell, Espy, Jackson, Landon, Nichols, Steiner, Sutton, Weatherford, White—10.

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

House bill No. 159, by Mr. Truax, entitled "An act relating to soliciting tips and providing a penalty therefor, and repealing section 2691 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909," was read third time.

The secretary called the roll on final passage of House bill No. 159 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hewitt, Hutchinson, Imus, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Troy, Wende—27.

Those voting nay were: Senators Bethel, French, Hammer, Iverson—4.

Absent or not voting were: Senators Anderson, Chappell, Espy, Jackson, Landon, Metcalf, Shaefer, Steiner, Sutton, Weatherford, White—11.

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

Engrossed House bill No. 114, by Messrs. Chamberlin, Turnbow, Brislawn, Darling and Reid, entitled "An act providing for the formation and carrying on of co-operative associations and providing for the rights, powers, liabilities and duties of the same," was read third time.

On motion of Senator McGuire, the bill was amended by substituting the words "one-fourth" for the words "one-half" in line 4, section 18 of the engrossed bill.

Senator Jensen moved to amend the bill by substituting the word "ten" for the words "twenty-five" in line 3, section 4, and substituting the word "five" for the word "ten" in line 5 of section 4 of the engrossed bill.

The motion failed to carry.

The secretary called the roll on final passage of engrossed House bill No. 114, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—34.

Absent or not voting were: Senators Anderson, Collins, Hewitt, Jackson, Metcalf, Nichols, Piper, Weatherford—8.

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

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 116, entitled "An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of

Remington and Ballinger's Annotated Codes and Statutes of Washington," have compared same with engrossed bill and find it correctly enrolled.

Respectfully submitted.

John E. Chappell, D. A. Scott, Ralph D. Nichols, Harry Rosenhaupt.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 245, entitled "An act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, for the salaries and expenses of the industrial insurance department for the remainder of the biennial period ending March 31, 1913";

Also enrolled House concurrent resolution No. 4, "Expressing the appreciation of the people of the state to Mr. C. F. Gunther of Chicago for portrait of George Washington presented to the people of the state";

Also enrolled House concurrent resolution No. 17 "Providing for the printing of one thousand (1,000) copies of Honorable Will H. Thompson's Lincoln memorial address";

Also enrolled House joint memorial No. 7, "Petitioning the president and congress of the United States to promptly recognize the Republic of China";

Also the speaker has signed enrolled House bill No. 133, entitled "An act relating to the exercise of the power of eminent domain by cities, and amending section 7770 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also enrolled House bill No. 362, entitled "An act re-appropriating the sum of \$57,849.23 from the public highway fund to complete contracts and construction work now in force on the Skagit river and Lewis river bridges";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 133, 362 and 245, enrolled House concurrent resolutions Nos. 4 and 17, enrolled House joint memorial No. 7 and enrolled Senate bill No. 116.

The secretary read a Senate resolution heretofore introduced by Senator Jensen, relating to an investigation of the eastern, northern and western hospitals for the insane.

On motion of Senator Jensen, the words "this session" were stricken in paragraph 2 of the resolution.

Senator Jensen moved the adoption of the resolution.

A roll call on the motion was demanded by Senators Jensen, Espy, Anderson, Hutchinson, Iverson, Piper, Leonard.

The secretary called the roll and the resolution failed to carry by the following vote:

Those voting aye were: Senators Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Hewitt, Hutchinson, Iverson, Jensen, Piper, White—12.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, French, Hall, Hammer, Imus, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—23.

Absent or not voting were: Senators Carlyon, Collins, Flummerfelt, Jackson, Metcalf, Shaefer, Weatherford—7.

Senate joint resolution No. 3, by Senator Cotter, "Relating to the appointment of a committee to investigate and to report upon appropriations needed for the state soldiers' home and the soldiers' home colony at Orting and the state veterans' home at Port Orchard, to make certain inquiries of state board of control; authorizing said committee to visit the aforesaid homes at Orting and Port Orchard; and providing for its expenses in so doing," was read third time.

Senator Cotter moved the adoption of the resolution.

The secretary called the roll and Senate joint resolution No. 3 was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Steiner, Sutton, Wende, White—24.

Those voting nay were: Senators Allen, Carlyon, Collins, Hall, Hewitt, Landon, Nichols, Rosenhaupt, Shaefer, Sharpstein, Stephens—11.

Absent or not voting were: Senators Anderson, Campbell, Imus, Piper, Scott, Troy, Weatherford—7.

SPECIAL ORDER.

The hour of 2 o'clock p. m. having arrived the Senate took up for consideration the report of the committee on elections and privileges which was made a special order for that hour.

On motion of Senator Jackson, the Senate resolved itself into a committee of the whole to consider report of committee on elections and privileges on Senate bills Nos. 47, 48, 206, 64, 65 and 153.

The report was considered in the committee of the whole, Senator Hammer in the chair, and the committee reported back to the Senate with the following recommendations:

Senate bills Nos. 47 and 48: That the committee on elections and privileges be instructed to report the bills back to the Senate, or some other bill that contains the same principles, with the recommendation that they do pass.

Senate bill No. 206: That the Senate endorse the principle of the bill.

Senate bills Nos. 64 and 65: That the Senate is opposed to the principles of the bills.

Senate bill No. 153: That the Senate is in favor of the principles of the bill as to county officers but not as to state officers.

On motion of Senator Hammer, the report of the committee of the whole was adopted.

The secretary read the House amendments to Senate bill No. 63.

Senator Nichols moved that the Senate concur in the House amendments to the bill.

The secretary called the roll and the Senate concurred by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Troy, Wende, White—35.

Absent or not voting were: Senators Allen, Anderson, Carlyon, Jackson, Sharpstein, Sutton, Weatherford—7.

By unanimous consent, the Senaté returned to the order of business:

INTRODUCTION OF BILLS.

Senate bill No. 383, by Senator Anderson, entitled "An act prohibiting bulls, stallions, jackasses and stud mules to run at large, providing a penalty therefor, and amending section 3182 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on agriculture.

Senate bill No. 384, by Senator Anderson, entitled "An act changing the official titles of state examiner for the State of Washington and his deputies."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 385, by Senator Stephens, entitled "An act to amend section 3708½, Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the removal of the principal place of business of corporations."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 386, by Senator Stephens, entitled "An act to amend section 3670, Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the filing of conditional sale contract."

The bill was read the first time, and on motion of Senator Stephens, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 387, by Senators Sharpstein and Rosenhaupt, entitled "An act providing for the inspection, cruising and mapping of certain state granted lands and providing penalties for violations thereof."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 388, by Senators Allen, Collins, Jackson, Bowen, Piper, Nichols and Landon, entitled "An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary and permitting the use of certain funds therefor."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on cities of the first class.

Senate bill No. 389, by Senator Metcalf, entitled "An act relating to supervision and regulation of investment companies and dealers in securities and the sale and transfer of the stocks, bonds and properties of corporations and to prevent fraud and imposition by investment companies and dealers in securities and by corporations; making it a gross misdemeanor to violate the provisions of this act, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, 700 copies ordered printed and referred to the committee on judiciary.

Senate bill No. 390, by Senator Shaefer, entitled "An act relating to vesting of property at time of death of either spouse in survivor, by agreement of spouses and providing for rights and liens of creditors."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 391, by Senator Sharpstein, entitled "An act relating to initiative, referendum and recall petitions, prohibiting certain acts, and providing penalties."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 392, by Senator Bethel (by request), entitled "An act relating to the amendment of article III of section 1, article III of section 3, article IV of section 3, article IV of section 5, article XI of section 5, article XI of section 6 and article XI of section 7 of the constitution of the State of Washington."

The bill was read the first time, and on motion of Senator Bethel, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

HOUSE CONCURRENT RESOLUTION NO. 18.

By Mr. Stream:

WHEREAS, The United States government is preparing to construct a rock jetty on the north side of the entrance of the Columbia river in the State of Washington, near Fort Canby, and

WHEREAS, The war department of the United States is about to call for bids from private contractors to furnish great quantities of stone to be delivered by water or rail at the government receiving works near Fort Canby, Washington, and

WHEREAS, The war department in furtherance of this work, has adopted plans for the clearing out, dredging and maintaining a new waterway or channel from the eastern end of Sand island to Fort Canby, Washington, at large public expense, and

WHEREAS, The dredging of said new waterway or channel as planned is designed for the public benefit, it will in fact be of no public benefit but of great public cost for dredging and maintaining, and of benefit solely to any contractor who may deliver rock by water transportation to the receiving works at or near Fort Canby, and a corresponding handicap to any contractor bidding to furnish rock by means of rail transportation, and

WHEREAS, The said new waterway or channel, if dredged and maintained as planned, will cause large public loss to the State of Washington in depriving it of the annual license fees and other taxes from about

fifty fishtraps situated within the lines of the proposed new waterway or channel; and will injure the State of Washington and its citizens by endangering the successful maintenance of the Chinook salmon hatchery on account of the large amount of dredged material that will be deposited in front of the entrance of the Chinook river; and will cause a loss of probably \$150,000.00 in the value of about fifty fishtraps included within the lines of said new waterway or channel and general damage to the fishing industry at and near Chinook as a result of fouled and muddy waters from long continued operations, and

WHEREAS, It will tend to shift the boundary between the States of Oregon and Washington a mile northward into the territory of Washington;

Therefore Be It Resolved, That the House, the Senate concurring, do hereby protest against the establishing of the proposed new channel, and respectfully ask that the present existing and Hanbury channel, established by the war department of the United States in 1893, be utilized in transporting rock if necessary for the north jetty, and for all other purposes of navigation.

Be It Further Resolved, That copies of this resolution be furnished to the representatives of the State of Washington in congress,

was read by the secretary.

On motion of Senator Espy, the consideration of Senate joint memorial No. 14, was taken up at this time.

On motion of Senator Espy, House concurrent resolution No. 18 was substituted for Senate joint memorial No. 14.

Senator Nichols moved that the Senate do now adjourn.

The motion was lost.

On motion of Senator Jackson House concurrent resolution No. 18 was amended by substituting the word "does" for the word "do" in the second line of the next to the last paragraph of House concurrent resolution No. 18.

Senator Espy moved the adoption of House concurrent resolution No. 18 as amended.

The motion carried by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Stephens, Troy, Wende—31.

Absent or not voting were: Senators French, Hall, Landon, Metcalf, Nichols, Scott, Sharpstein, Steiner, Sutton, Weatherford, White—11.

At 4:25 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

THIRTY-NINTH DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, February 20, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. J. H. Edgar, of Olympia, offered prayer.

The secretary called the roll, showing all senators present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with and it was approved.

A communication from the office of the prime minister of the province of British Columbia, Dominion of Canada, acknowledging receipt of a Senate memorial with reference to the prohibition of the sale of liquor in the vicinity of Blaine, was read and on motion of Senator Brown, it was ordered that a copy of the communication be forwarded to the mayor of Blaine.

The secretary read an invitation, addressed to Senator Iverson, from the commercial clubs of Port Orchard and Bremerton, inviting the Senate to make a trip of inspection to the soldiers' home at Port Orchard as the guests of the aforementioned clubs on the 22nd inst.

On motion of Senator Iverson, the invitation was accepted by the Senate and a committee consisting of Senators Iverson, Hewitt and McGuire was appointed by the president to make the arrangements for the excursion.

The secretary read an invitation to the members of the Senate to be the guests of the Seattle, Tacoma and Spokane chambers of commerce on their special train at Olympia this evening.

The secretary read the following

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF WASHINGTON, DEPARTMENT OF STATE.

OFFICE OF THE SECRETARY.

OLYMPIA, WASH., Feb. 19, 1913.

To the Hon. Senate of the State of Washington, Olympia, Wash.

GENTLEMEN: I transmit herewith exact copy of Senate joint memorial No. 16, adopted by the State of Oregon, at its 27th legislative assembly, and transmitted by the Hon. secretary of the State of Oregon, requesting its presentation to your honorable body.

Certified copy of this joint memorial is this day transmitted to the House.

Very truly yours,

[SEAL]

I. M. HOWELL, *Secretary of State*

UNITED STATES OF AMERICA,

STATE OF OREGON.

OFFICE OF THE SECRETARY OF STATE.

I, Ben W. Olcott, secretary of state of the State of Oregon, and custodian of the seal of said state, do hereby certify that I have carefully compared the annexed copy of Senate joint memorial No. 16 with the original thereof filed in the office of the secretary of state of the State of Oregon on the 15th day of February, 1913, and that the same is a full, true and complete transcript therefrom and of the whole thereof.

In testimony whereof, I have hereunto set my hand and affixed hereto the seal of the State of Oregon.

Done at the capitol at Salem, Oregon, this 17th day of February, A. D. 1913.

BEN W. OLCOTT, *Secretary of State,*

[SEAL]

By S. A. KOZER, *Deputy.*

STATE OF OREGON—TWENTY-SEVENTH LEGISLATIVE ASSEMBLY.

SENATE JOINT MEMORIAL NO. 16.

To the Honorable the Senate and House of Representatives of the State of Washington:

Your memorialists, the Senate and House of Representatives of the State of Oregon assembled in the 27th regular session of the legislative assembly, respectfully represent, that

WHEREAS, A bill is pending before your honorable body and has been favorably reported by a committee, restricting the carrying of water outside your state or the transmission without your state of electricity generated therein; and

WHEREAS, Water, and electricity generated by water power, has been in many cases transmitted from Oregon into Washington and large developments are now being undertaken in Oregon for transmission of electricity into Washington, and the citizens of Washington have been and are now enjoying important and extensive benefits therefrom, which benefits will be increased by the newly undertaken projects referred to; and

WHEREAS, Upon the faith of the policy hitherto prevailing in both states, of encouraging intercourse and an exchange of every kind of products between them, and of fostering a spirit of mutual help and amity, great and costly developments of water power have been undertaken in Washington with the intention of transmitting into Oregon the surplus power thereby generated and not needed in Washington, and vast sums of money have been paid to the citizens of Washington on account thereof, and the same would be in great measure wasted and heavy loss inflicted upon owners and upon the citizens of Oregon who would be served thereby, if your honorable body should enact the legislation referred to; and

WHEREAS, Many important interstate undertakings, such as the development of the power at the Celilo canal and the construction of the Vancouver bridge, are now under consideration by the sister states and the preservation of the utmost good will and cordial friendship and mutual help are especially desirable; and

WHEREAS, Legislation of the kind referred to cannot but provoke a feeling of resentment on the part of great numbers of citizens of the State of Oregon, and has already led to the introduction of bills in this body of a retaliatory nature; and

WHEREAS, Such bills have not been reported nor acted upon, but action thereon has been stayed and it is desired by this body to obviate the necessity of any such action:

Now, Therefore, Your memorialists pray that your honorable body decline to enact the legislation referred to or defer action thereon until by conference between our respective bodies, or otherwise, provision has been made for a joint settlement of the regulations under which water or electricity generated thereby may be transmitted from either state into the other.

Adopted by the House, February 14, 1913.

C. N. McARTHUR, *Speaker of the House.*

Adopted by the Senate, February 14, 1913.

DAN J. MALARKEY, *President of the Senate.*

Endorsed: Senate joint memorial No. 16, by Senator Hollis. J. W. Cochran, chief clerk. Filed February 15, 1913, at 8:30 o'clock p. m. Ben W. Olcott, secretary of state.

On motion of Senator Flummerfelt, the foregoing communication with enclosure was referred to the committee on irrigation and arid lands.

The secretary read

SENATE JOINT RESOLUTION NO. 6.

By Senator Metcalf:

Be It Resolved by the Senate and House of Representatives of the thirteenth legislature of the State of Washington, That the attorney general be and he is hereby requested to continue to assist any member of the legislature or any of the committees thereof in the preparation and in the revision of bills, if so requested by them as hereinbefore provided by House joint resolution No. 3.

Resolved Further, That the attorney general be authorized to employ such additional assistants as he may deem necessary to carry out the provisions of this resolution, the expense thereof to be not more than five hundred dollars (\$500), to be paid from the appropriation for legislative expenses of the thirteenth legislature.

On motion of Senator Metcalf, the rules were suspended, and the resolution was read second and third times and placed on final passage.

The secretary called the roll and the resolution was adopted in the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—37.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Collins, Nichols, Scott, Weatherford—4.

On motion of Senator Metcalf, the rules were suspended, and Senate joint resolution No. 6 was ordered transmitted to the House immediately.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 119, entitled "An act relating to reforesting certain state lands, and withdrawing from sale state lands suitable only for reforestation,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, D. Landon, John L. Sharpstein, H. M. White, Arthur McGuire, A. H. Imus, Henry H. Wende, Geo. W. Shaefer, Ralph Metcalf.

On motion of Senator Phipps, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on state charitable institutions, to whom was referred Senate bill No. 126, entitled "An act providing for changing the name of the state institution for feeble-minded to state school and colony, for the government of the same and repealing all acts and parts of acts in conflict with the provisions of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. L. French, Emerson Hammer, Peter Iverson, H. B. Hewitt, P. Jensen.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on military, to whom was referred Senate bill No. 242, entitled "An act amending section 8910 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

ED BROWN, *Chairman*.

We concur in this report: H. B. Hewitt, Geo. W. Shaefer, Frank C. Jackson.

On motion of Senator Brown, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 273, entitled "An act to amend section 10, article XI of the constitution of the State of Washington, relating to incorporation of municipalities," have had the same under

consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

A. H. IMUS, *Chairman.*

We concur in this report: John L. Sharpstein, Henry H. Wende, Josiah Collins.

Senator Shaefer moved that Senate bill No. 273, together with the committee report on same be ordered placed on general file.

Senator Sharpstein moved as a substitute that the report of the committee be adopted.

A roll call on the substitute motion was demanded by Senators Nichols, Landon, Allen, Scott, Fairchild, Metcalf and McGuire.

The secretary called the roll and the substitute motion was carried, the report of the committee being adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Cariyon, Collins, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende—29.

Those voting nay were: Senators Chappell, Davis, Espy, Hutchinson, Iverson, Jackson, Landon, Nichols, Shaefer, Steiner, White—11.

Absent or not voting were: Senators Cotter, Rosenhaupt—2.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, a majority of your committee on cities of the first class, to whom was referred Senate bill No. 229, entitled "An act to amend section 1, chapter 117, Laws of 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,' approved March 18, 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

We concur in this report: E. Milton Stephens, Ralph Metcalf, Pliny L. Allen, G. E. Steiner, Walter S. Davis.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, a minority of your committee on cities of the first class, to whom was referred Senate bill No. 229, entitled "An act to amend section 1, chapter 117, Laws of 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,' approved March 18, 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman.*

I concur in this report: H. M. White.

Senator Shaefer moved the adoption of the minority report.

Senator Allen moved as a substitute that the majority report be adopted.

A roll call on the substitute motion was demanded by Senators Nichols, Landon, Bowen, Brown, Allen, Scott, Fairchild.

The secretary called the roll and the substitute motion carried, the majority report being adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Collins, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jensen, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende—28.

Those voting nay were: Senators Brown, Chappell, Cotter, Davis, Hutchinson, Jackson, Landon, Metcalf, Nichols, Shaefer, White—11.

Absent or not voting were: Senators Espy, Hewitt, Steiner—3.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on military, to whom was referred Senate bill No. 216, entitled "An act authorizing and empowering cities and counties to expend money from their respective current expense funds, for the purchase of armory sites," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

ED BROWN, *Chairman.*

We concur in this report: H. B. Hewitt, Geo. W. Shaefer, Frank C. Jackson.

On motion of Senator Brown, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 168, entitled "An act to provide for the ascertainment by appraisement as to whether or not an estate is subject to an inheritance tax in cases where there is no will or administration, and to provide for the payment of such inheritance tax so ascertained," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Geo. W. Shaefer, D. Landon, John L. Sharpstein, G. E. Steiner, Henry H. Wende, Harve H. Phipps, H. M. White, A. H. Imus, Jos. Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 121, entitled "An act relating to municipal corporations owning or operating municipal water plants and authorizing such corporations to sell and deliver surplus water for domestic or other purposes, and to construct and lay down, outside of the limits of said towns or cities such mains, pipes or conduits as may be necessary to deliver water, etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, G. E. Steiner, Geo. W. Shaefer, D. Landon, Arthur McGuire, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 236, entitled "An act relating to the sale of property under execution and amending section 583 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same

under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Geo. W. Shaefer, D. Landon, John L. Sharpstein, G. E. Steiner, Henry H. Wende, Harve H. Phipps, H. M. White, A. H. Imus, Jos. Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on agriculture, to whom was referred Senate bill No. 249, entitled "An act to amend sections 3197 and 3198 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the trespass of sheep on certain lands, and providing punishment therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. C. MCCOY, *Chairman.*

We concur in this report: C. W. Bethel, John E. Chappell, W. D. Cotter, J. C. Weatherford.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 250, entitled "An act to provide for an exemption from taxation of the personal property of every householder to an amount of three hundred dollars (\$300.00), and of the personal property of every individual not having community interest in household furniture otherwise exempt, to an amount of one hundred dollars (\$100.00)," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

D. A. SCOTT, *Chairman.*

We concur in this report: C. W. Bethel, W. Fairchild.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 318, entitled "An act relating to the exemp-

tion of colleges, schools, museums and humane societies from taxation, and amending section 9099 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

D. A. SCOTT, *Chairman.*

We concur in this report: C. W. Bethel, W. Fairchild.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 239, entitled "An act relating to assessment and taxation of personal property and amending sections 2 and 4 of chapter 24 of the Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 11, section 1 of the original bill, the same being line 6, section 1 of the printed bill, strike "ten (10)" and insert in lieu thereof "fifteen (15)."

D. A. SCOTT, *Chairman.*

We concur in this report: C. W. Bethel, W. Fairchild.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on state charitable institutions, to whom was referred Senate bill No. 218, entitled "An act to protect the public peace, health and safety from habitual criminals, moral degenerates and sexual perverts," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 9 of section 3 of the printed bill and line 27, section 3 of the original bill, insert the word "as" after the word "inmates."

R. A. HUTCHINSON, *Chairman.*

We concur in this report: E. L. French, Emerson Hammer, H. B. Hewitt, P. Jensen.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 157, entitled "An act to amend section 5 of article 16 of the constitution of the State of Washington, relating to the investment of public funds," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 3 of the printed bill, the same being line 4 of the original bill, after the word "Washington" insert the words "for their adoption and approval or rejection."

In section 1, line 4 of the printed bill, the same being line 6 of the original bill, after the word "read" strike the words "when so amended."

In section 1, line 6 of the printed bill, the same being line 11 of the original bill, after the words "one-half the" add the word "average"; and in line 7 of the printed bill, the same being line 11 of the original bill, after the word "value" add the words "for three preceding assessments before application is made for such loan."

A. H. IMUS, *Chairman*.

We concur in this report: John L. Sharpstein, Henry H. Wende, Jos. Collins, Harve H. Phipps.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred engrossed House bill No. 300, entitled "An act relating to the sale and removal of timber from state school and granted lands," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: Emerson Hammer, W. D. Cotter J. C. Weatherford.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 49, entitled "An act concerning domestic relations, and to prevent and punish family desertion or non-support of wife or child or children, and providing for support bonds and suspension of trial and

sentence, and authorizing and directing the county commissioners to work convicted persons and to pay certain moneys to the wife, or child, or children, for the labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offenses, and repealing sections 2444 and 5933 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, line 4 of the printed bill, same being section 2 lines 5 and 6 of the engrossed bill, strike the words "or to an organization," including the comma succeeding.

In section 2, line 11 of the printed bill, same being section 2, line 16 of the engrossed bill, strike the words "or to an organization" including the comma succeeding.

In section 2, line 22 of the printed bill, same being page 3, line 2 of the engrossed bill, strike the words "any fund available" and insert in lieu thereof the words "the current fund."

In section 2, line 23 of the printed bill, same being page 3, line 4 of the engrossed bill, strike the words "or to an organization," including the comma succeeding.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Geo. W. Shaefer, D. Landon, John L. Sharpstein, G. E. Steiner, Henry H. Wende, Harve H. Phipps, H. M. White, A. H. Imus, Jos. Collins.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 32, entitled "An act relating to prices of commodities sold for delivery in the State of Washington, or for shipment into the state for delivery therein," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. FAIRCHILD, *Chairman*.

We concur in this report: H. M. White, Geo. W. Shaefer.

On motion of Senator Fairchild, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 105, entitled "An act to withdraw from appropriation

under the laws of the State of Washington all unappropriated waters of the Wenatchee watershed north of township 25, ranges 15, 16, 17 and 18 east Willamette meridian, and reserving them to the State of Washington for purposes of irrigation”;

Also engrossed Senate bill No. 255, entitled “An act relating to the eligibility to office in cities of the third and fourth class and amending section 7679 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also engrossed Senate bill No. 282, entitled “An act relating to the taking of carp, suckers, or squaw fish from any lake or stream in the State of Washington, requiring written permits under certain conditions and providing a penalty for the violation thereof”;
—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: W. C. McCoy, Walter S. Davis.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 250, entitled “An act amending section 1995 of Remington & Ballinger’s Annotated Codes and Statutes of Washington, relating to delinquent children and juvenile courts”;

Also the House has indefinitely postponed Senate bill No. 52, entitled “An act to create the county of Cook, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties”;

Also the House has passed engrossed substitute House bill No. 73, entitled “An act to amend section 4 of article 11 of the constitution of the State of Washington, relating to county, city and township organization”;

Also engrossed House bill No. 206, entitled “An act relating to the operation of moving picture machines, providing for the licensing of operators thereof and fixing penalties for violations”;

Also engrossed House bill No. 283, entitled “An act authorizing cities of the second class to create a publicity fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund”;

Also the speaker has signed enrolled Senate bill No. 116, entitled “An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Senate bill No. 393, by Senator Hutchinson, entitled "An act to establish the Eastern Washington fair."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 394, by Senator Hammer, entitled "An act authorizing superior courts to remit all or any portion of any sentence or fine imposed in misdemeanor cases being served out by confinement in the jail of their respective counties, and to adopt a system of parole in such cases."

The bill was read the first time, and on motion of Senator Hammer, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 395, by Senator Brown, entitled "An act relating to fish traps, and amending section 2 of chapter 77 of the Laws of 1909, approved March 10, 1909."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on fisheries.

Senate bill No. 396, by committee on game, entitled "An act making it unlawful to fish with salmon eggs in certain portions of the streams of this state, and providing a penalty for the violation of this act."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 397, by committee on game, entitled "An act relating to the killing of elk and amending section 5370 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for the violation of this act."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 398, by committee on game, entitled "An act relating to the killing of deer, mountain goat, mountain sheep and caribou, and amending section 1 of the Laws of the extraordinary session of 1909 as amended by an act entitled 'An act relating to the protection, propagation and sale of certain animals, birds and fishes, providing for searches therefor, fixing penalties for the violation thereof,' and amending section 1 of chapter 12 of the laws of the extraordinary session of 1909, approved March 14, 1911, and providing penalties."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 399, by committee on game, entitled "An act relating to and limiting the number of certain birds to be killed in any one day or week, and amending section 5364 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 400, by committee on game, entitled "An act for the protection of the oyster industry and permitting the killing of certain ducks at any time of the year."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 401, by committee on game, entitled "An act making it unlawful to kill certain birds, and providing penalties for the violation of this act."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 402, by judiciary committee, entitled "An act relating to county officials and their deputies, amending section 4032 and repealing section 4065 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 403, by Senator Anderson (by request), entitled "An act relating to the use of flash-light powder in taking pictures and photos, and providing penalty for violation thereof."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 404, by Senator Jensen, entitled "An act relating to reports by owners of factories, etc., to the bureau of labor."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 405, by joint committee on irrigation and arid lands, entitled "An act relating to the use of water in the State of Washington, and the right to the use thereof, providing penalties for its violation and for exercise of the power of eminent domain in certain cases, making an appropriation, and repealing certain acts and parts of acts."

The bill was read the first time, and on motion of Senator Flummerfelt, the rules were suspended, the bill was read the second time by title, 750 copies ordered printed and placed on general file.

Senate bill No. 406, by committee on labor and labor statistics, entitled "An act creating the first aid fund by an equal assessment on workmen and employer and providing for medical, surgical treatment and hospital services for injured and sick work-

men, under the supervision of the industrial insurance commission and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Campbell, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 407, by Senator Leonard, entitled "An act to amend section 4827 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to nominations and primary elections."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 408, by Senator Iverson (by request), entitled "An act to amend section 692 of Remington & Ballinger's Annotated Codes and Statutes, relating to garnishments."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 409, by Senator Metcalf, entitled "An act proposing an amendment to section 1 of article 8 of the state constitution, relating to the limitation on state debt."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 410, by Senator Metcalf, entitled "An act proposing an amendment to section 5 of article 8 of the state constitution, relating to the loan of the state's credit."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 411, by Senator Metcalf, entitled "An act proposing an amendment to section 5 of article 16 of the state constitution, relating to the investment of school funds."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on constitution and constitutional revision.

Senate bill No. 412, by Senator Cotter, entitled "An act providing for the establishment and maintenance of an abstract of title to real property department in the office of county assessor in counties of the first, second, third and fourth classes."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on counties and county boundaries.

Senate bill No. 413, by Senator Sharpstein, entitled "An act relating to warehousemen and warehouse receipts, and to amend section 22 of an act entitled 'An act for the prevention of fraud in the grain and hay trade, for the establishment and preservation of standards for grain and hay, regulating warehousemen, millers, shippers and buyers of hay and grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing chapter 137 of the Session Laws of 1909,' approved March 14, 1911."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 414, by Senator Sharpstein, entitled "An act relating to the employment of females, and amending section 1 of an act entitled 'An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment, laundry, hotel or restaurant; except establishments engaged in harvesting, packing, curing, canning or drying certain perishable articles, and providing a saving clause as to such

exception; to provide for its enforcement and a penalty for its violation,' approved March 9, 1911, and providing penalties.

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on labor and labor statistics.

Senate bill No. 415, by committee on medicine, dentistry, surgery and hygiene, entitled "An act relating to the practice of medicine and prohibiting the holder of any certificate other than the certificate to practice medicine and surgery as provided by section 8391 of Remington & Ballinger's Annotated Codes and Statutes of Washington, from prescribing or recommending medicine to be taken internally, and providing penalties for the violation hereof."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 416, by Senator Allen, entitled "An act to regulate plumbing, creating a board of examiners of plumbing and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 417, by Senator Landon, entitled "An act to make the sea beach of the Pacific ocean and the Straits of Juan de Fuca in the county of Jefferson and a part of the county of Clallam a public highway."

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Engrossed House bill No. 206, by Mr. Hurd, entitled "An act relating to the operation of moving picture machines, providing for the licensing of operators thereof and fixing penalties for violations."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title and referred to the committee on commerce and manufactures.

Engrossed House bill No. 250, by Mr. D. H. Rowland, entitled "An act amending section 1995 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to delinquent children and juvenile courts."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 283, by Messrs. McKay, Craig, Mapes and Moren, entitled "An act authorizing cities of the second class to create a publicity fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title and referred to the committee on commerce and manufactures.

Engrossed substitute House bill No. 73, by Mr. Chamberlin, entitled "An act to amend section 4 of article 11 of the constitution of the State of Washington, relating to county, city and township organization."

The bill was read the first time, and on motion of Senator Chappell, the rules were suspended, the bill was read the second time by title and referred to the committee on counties and county boundaries.

The secretary read a communication addressed to Senator Rosenhaupt, to the effect that citizens of Idaho were of the impression that if racetrack gambling were prohibited in that state it would re-establish itself in this state.

On motion of Senator Rosenhaupt, the president was by the Senate instructed to assure the State of Idaho that this legislature would not permit any racetrack gambling.

At 11:45 a. m., on motion of Senator Allen, the Senate took a recess until this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 1:30 o'clock p. m. Senator Hutchinson requested leave of absence until Monday morning, February 24, 1913.

The request was granted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

The House has passed House bill No. 525, entitled "An act making appropriations for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31, 1915, except as otherwise provided, and making an appropriation for certain deficiencies, and declaring this act shall take effect April 1, 1913." and the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

House bill No. 525, by committee on appropriations, entitled "An act making appropriations for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31st, 1915, except as otherwise provided, and making an appropriation for certain deficiencies."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee of the whole.

At request of Senator Troy, unanimous consent was given to take up House bill No. 525 at this time.

Senator Troy moved that the Senate resolve itself into a committee of the whole to consider House bill No. 525 and Senate bill No. 366.

Senator Nichols moved as a substitute that the bill be referred to the committee on appropriations.

Senators Troy, French and Anderson, moved a call of the Senate.

The motion for a call of the Senate carried. The doors were locked.

A call of the roll showed absent Senators Hutchinson, excused, and Senator Steiner.

On motion of Senator Troy, further proceedings under call of the Senate were dispensed with.

A roll call was demanded on the substitute motion by Senators Landon, Nichols, Iverson, Anderson, Jensen, French, Hammer.

The secretary called the roll and the motion was lost by the following vote:

Those voting aye were: Senators Jensen, Nichols, Shaefer—3.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Hutchinson, Steiner—2.

The motion of Senator Troy that the Senate resolve itself into a committee of the whole carried.

House bill No. 525 and Senate bill No. 366 were considered in committee of the whole, Senator Jackson in the chair, and were reported back to the Senate with the following recommendation: That House bill No. 525 be substituted for Senate bill No. 366 and that House bill No. 525 do pass with the following amendments: on page 5 under the caption "For the state school for the blind" strike the line "Repairs and improvements" and substitute "Repairs, improvements and furniture;" on page 5 under the caption "For the training school" in the fourth line substitute the word "roofs" for the word "roof;" on page 9 under the caption "For the university of Washington" add to the end of the second line after the word "exhausted" the words "balance from the university of Washington fund;" under the caption "For the Cheney normal school" add to the end of the sixth line after the word "printing" the words "and purchase of land;" on page 16 under the caption "For the state insurance

commissioner" in the second line substitute the figures "4,800.00" for the figures "4,200.00" and change the totals at the end of said caption from "\$65,160.00" to read "\$65,760.00."

On motion of Senator Jackson, the report of the committee was adopted.

On motion of Senator Troy, the reading of the bill had in the committee of the whole was considered the third reading, the rules were suspended, and the bill was placed on final passage.

Senators Anderson, Nichols and Jensen moved a call of the Senate.

The motion carried.

The doors were locked and the roll called, all members being present except Senator Hutchinson, excused.

On motion of Senator Anderson, the call of the Senate was suspended.

The secretary called the roll on final passage of House bill No. 525 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—37.

Those voting nay were: Senators Bethel, Jensen, Nichols, Scott—4.

Absent or not voting: Senator Hutchinson—1.

When his name was called Senator Scott made the following statement and requested that it be spread upon the journal: "I have been a member of the appropriation committee and of the sub-committee. I favored the budget as it was approved by the joint sub-committee of the Senate and House. Thereafter on Monday, the 17th inst., the last item, making an appropriation for the completion of the Temple of Justice was inserted over my protest. In the committee of the whole I have voted at all times to maintain the integrity of the original budget, but,

inasmuch as the appropriation for the Temple of Justice is attached to this bill, I am compelled to vote 'no.' ”

On motion of Senator Rosenhaupt, the title of the bill was amended by inserting after the word “government” the words “and for miscellaneous purposes” and the title of the bill as amended was ordered to stand as the title of the act.

On motion of Senator Troy, the rules were suspended and House bill No. 525 was ordered transmitted to the House immediately.

On motion of Senator Fairchild, the vote by which House bill No. 27 failed to pass the Senate was reconsidered.

On motion of Senator Anderson House bill No. 27 was re-referred to the committee on judiciary.

At 4:00 o'clock p. m., on motion of Senator Carlyon, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FORTIETH DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Friday, February 21, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. B. F. Brooks, of the Gilman Park M. E. church, Seattle, offered prayer.

The secretary called the roll showing all members present except Senator Hutchinson, excused.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

A communication addressed to Senator Iverson, postponing for one week the contemplated trip of the Senate to the Port Orchard soldiers' home, was read and placed on file.

The secretary read

SENATE JOINT MEMORIAL NO. 17.

By Senator Phipps:

To the Honorable Senate and House of Representatives of the United States, in Congress Assembled:

WHEREAS, The Yakima, Klickitat, Cayuse, Umatilla, Walla Walla, Flathead, Pend Oreille, Kootenia, Blackfoot, Quinault, Colville, Puyallup, Nez Perce, Spokane, Coeur d'Alene and Kalispell Indians were strong and powerful tribes of Indians, owning and occupying large tracts of territory, amounting to many million acres, in the western part of the United State; and

WHEREAS, The said tribes of Indians have given up most of said territory for the homes of the white people, and the Indians have received a very small consideration for same, sometimes granting to the white people millions of acres of land for a consideration of not more than three and one-half cents per acre, about 9,568,000 acres of land now occupied by the white people of the State of Washington having been purchased from the Indians at the rate of about three and one-half cents per acre—a sum which would about cover the cost of the site of a small business block of any of our modern cities; and

WHEREAS, The Indians have reserved only small tracts of territory for themselves, on whwich they now reside as peaceful, law-abiding, upright and high-spirited citizens; and

WHEREAS, Said Indians reserve to themselves the right to hunt, fish, gather herbs, graze their cattle and horses, and other rights which they considered of greater value to them than monecy received for the land sold to the white people; and

WHEREAS, Their rights to the use of their land, rentals, heirship money, and other rights, have been and now are being greatly restricted by the Indian department and their money is being held by the Indian department, and but very little interest allowed, in most cases not to exceed two and one-half per cent, where, if the Indians were permitted to loan their own money or to direct the loaning thereof, they could secure from seven to twelve per cent, instead of the low rate now secured; and

WHEREAS, More liberality should be extended to the Indians as to the use of their property, allowing the Indians under all proper conditions the free use of all of their property, and in all cases where said Indians properly cultivate a reasonable portion of their land, they should be permitted to lease other portions of their land, collect their own rent and other incomes without restrictions from the Indian department; and

WHEREAS, It is absolutely necessary for the Indians to have much more freedom in the use and management of their property, in order to have them become independent and self-sustaining citizens; and

WHEREAS, We believe better work can be done for and with the Indians if more of their property is turned over to them, more freedom extended to them and more governmental supervision placed in the proper local authorities, which will cause a greater interest to be taken in the welfare of the Indians:

Wherefore, Your memorialists respectfully request that the proper laws be passed and orders issued whereby the ideas and principles herein enumerated can be carried into force and effect, for the purpose of elevating and encouraging these noble and original North Americans. To this end your memorialists will ever pray.

We further respectfully request that you consider this petition as coming from the hearts of the people of the State of Washington, who are deeply interested in the welfare of all of the Northwestern Indians.

Resolved, That a copy of this memorial be forthwith transmitted to the presiding officer of the United States Senate, the speaker of the House of Representatives, the chairman of the committee on Indian affairs, and to each member of the Northwestern delegation in congress.

On motion of Senator Phipps, the memorial was read second time, ordered printed and referred to the committee on memorials.

The secretary read

SENATE JOINT MEMORIAL NO. 18.

By Senators Weatherford and Scott.

To the Honorable the Senate and House of Representatives of the United States in Congress Assembled:

Your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, do most respectfully state, represent and petition as follows:

WHEREAS, The jute crop of 1912 is reported large, with a surplus of grain bags carried over, indicating that scarcity is not the cause of the prevailing excessive prices; and

WHEREAS, The price of grain bags during 1912 was about seven (7) cents each until it was reported that the big companies were buying up the visible supply on the Pacific coast, after which time the price steadily advanced until bags reached twelve and one-half (12½) cents each, with no plausible reason for the advance in price except the concerted action and manipulation of these strong companies; and

WHEREAS, India is the chief source of supply and bags can not be shipped in time for harvest after about April first, which affords an excellent opportunity to "corner the market"; and

WHEREAS, Governor Lister, in his message, stated that the profit on grain bags manufactured at the state penitentiary was practically forty (40) per cent for 1912; as the prison sacks were sold about two (2) cents each below the sack dealers' prices, this indicates that the dealers must have made a profit of fifty (50) per cent and upwards; and

WHEREAS, The excessive price of these sacks is a great detriment to the agricultural interests of the Pacific coast;

Therefore, Your memorialists do urge congress to make a thorough investigation of the so-called "grain bag trust."

On motion of Senator Scott, the memorial was read second time, the rules were suspended, the memorial read third time and placed on final passage.

The secretary called the roll and Senate joint memorial No. 18 passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Landon, Metcalf, McCoy, McGuire, Phipps, Piper, Scott, Shaef-er, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Anderson, Fairchild, Hutchinson, Imus, Jackson, Leonard, Nichols, Rosenhaupt, Stephens—10.

On motion of Senator Scott, the rules were suspended and Senate joint memorial No. 18 was ordered transmitted to the House immediately.

The following resolution was read:

SENATE JOINT RESOLUTION NO. 7.

By Senator Metcalf:

WHEREAS, The free public lands of the United States which are suitable for farming purposes have been almost entirely disposed of; and

WHEREAS, There are thousands of men in the State of Washington and elsewhere who, with great benefit to themselves and to the State of Washington could engage in farming on the undeveloped lands in this state, provided the necessary capital to acquire and develop such lands were available on easy terms; therefore now, be it

Resolved by the Senate and the House of Representatives of the thirteenth legislature of the State of Washington, That a commission be appointed, to co-operate with similar commissions to be appointed in other states, and also with the conference of state governors, in the investigation of the various systems of land mortgage banks and other forms of agricultural or rural credit now existing in various countries, with the view to adopting the same, or any combination thereof or improvement thereon, to the needs and conditions of this state, or devising some independent practical plan of procuring cheap money for agricultural development;

That said commission consist of three members to be appointed not later than the close of this session in the following manner: One member of the Senate to be appointed by the president of the Senate, one member of the House to be appointed by the speaker of the House, and a third to be appointed by the state governor; said commission to serve without pay, except only expenses actually and necessarily incurred under the terms of this resolution;

That said commission recommend legislation on the subjects investigated and prepare one or more legislative bills dealing with such subjects and transmit such bills together with a report to the governor not later than July 31, 1914;

That the governor have said bills printed and copies thereof sent to every member of this legislature not later than September 30, 1914; the printing of such bills to be paid out of the legislative printing fund.

The resolution was read second time and, on motion of Senator Metcalf, ordered printed and referred to the committee on educational institutions.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred Senate bill No. 102, entitled "An act relating to the creation and organization of the county of Riverside, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Oliver Hall, B. A. Bowen, Henry H. Wende.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred Senate bill No. 93, entitled "An act relating to the creation and organization of the county of Simcoe, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

Strike all of section 1 and insert in lieu thereof the following:

Section 1. All that part of Yakima county lying south of the township line dividing townships 11 N. and 12 N. is hereby detached from Yakima county and created into a new county to be known and designated as Simcoe county, by which name it shall have corporate succession and possess corporate powers and be subject to the corporate liabilities conferred by law upon counties of the State of Washington: *Provided, however,* That said Simcoe county is hereby created as aforesaid subject to a petition therefor by a majority of the voters living within the boundaries of said Simcoe county as hereinafter provided, and subject to the ascertainment of the fact, as hereinafter provided, that such petition shall have been signed by a majority of the voters living within the territory embraced within said Simcoe county, and that the creation of said Simcoe county hereby shall not become operative to establish said county until such petition shall have been so made and ascertained.

Section 2. At any time within three months after this act shall take effect any authorized voter living within the boundaries of Simcoe county as hereinbefore defined, may present to the governor of the State of Washington a petition addressed to said governor, stating in substance that the signers of such petition are a majority of the voters living in the portion of Yakima county embraced within the boundaries of Simcoe county as defined within this act and praying that in case it shall be found that the signers of such petition are a majority of the voters living in Simcoe county as herein defined, that the county of Simcoe shall thereupon be deemed fully established: *Provided, however,* That said petition be accompanied by a good and sufficient bond to the superior judge hereinafter named, to be by him approved, in the sum of \$1,000.00 to cover the costs of proceeding under this act in case the said county shall not be established.

Section 3. The governor shall forthwith transmit said petition to the senior judge of the superior court in and for Yakima county, and the said judge shall within 30 days thereafter examine said petition and ascertain whether said petition bears the signatures of persons living within the territory of Simcoe county and entitled to vote therein in number equal to a majority of the votes cast by voters living within said territory at the last preceding general election as nearly as the number of such voters voting at such preceding election can be ascertained; and if it shall be shown to the satisfaction of such judge of the superior court in and for Yakima county that said petition does bear the signatures of persons living within the territory of Simcoe county and entitled to vote therein in number equal to a majority of the votes cast by voters living within said territory as the last preceding general election as nearly as the same can be ascertained, he shall thereafter make a decree setting forth that fact. Upon the filing of such decree it shall be the duty of the clerk of the court to make and

transmit to the board of county commissioners of Yakima county a certified copy thereof to the governor of the State of Washington, and to the secretary of state.

Section 4. Immediately upon receipt of said certified copy of the decree of the said superior court of Yakima county, the governor shall make a proclamation declaring the county of Simcoe fully established.

Renumber the following sections to conform therewith.

We concur in this report: Oliver Hall, B. A. Bowen, Henry H. Wende.

On motion of Senator Hall, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 388, entitled "An act authorizing counties and cities to contract for the joint acquisition, ownership, construction, use and control of municipal buildings and property necessary therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: E. Milton Stephens, H. M. White, Ralph Metcalf, Pliny L. Allen, G. E. Steiner, Walter S. Davis.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred Senate bill No. 44, entitled "An act relating to the classification of counties of the first and second class, naming the officers thereof, fixing the compensation and office hours, and repealing all acts in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the committee on cities of the first class.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Oliver Hall, B. A. Bowen, Henry H. Wende.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred Senate bill No. 155, entitled "An act relating to the sale of personal property belonging to counties, and amending section 3842 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOHN E. CHAPPELL, *Chairman.*

We concur in this report: Oliver Hall, B. A. Bowen, Henry H. Wende.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 232, entitled "An act to amend section 595 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the time and manner of redemption of property from judicial sales," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 10 of the printed bill, same being line 23 of the original bill, after the word "sums" insert the word "necessarily."

In line 11 of the printed bill, same being line 24 of the original bill, after the word "work" insert the word "necessarily."

In line 13 of the printed bill, same being line 27 of the original bill, after the word "material" insert the word "necessarily." Also in said line insert after the word "labor" the word "necessarily."

Strike the title and substitute in lieu thereof the following: "An act relating to the time and manner of redemption of property from judicial sales, and amending section 595 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, D. Landon, John L. Sharpstein, H. M. White, A. H. Imus, Geo. W. Shaefer, Henry H. Wende, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 140, entitled "An act to prohibit the use of automatic and repeating shotguns in hunting, and fixing a penalty for the violation of the provisions thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOS. COLLINS, *Chairman.*

I concur in this report: Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 19, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 224, entitled "An act prohibiting persons from going upon or being upon the fenced rights of way of railroads and requiring the erection and maintenance of warning signs at highway crossings, and providing penalties for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the substitute bill hereto attached be substituted therefor and that such substitute bill be placed on the general file.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, H. M. White, A. H. Imus, Geo. W. Shaefer, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 18, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred engrossed House bill No. 15, entitled "An act providing for the amendment of section 33 of article II of the constitution of the State of Washington, relating to the ownership of lands by aliens," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 5 of the printed bill, the same being line 8 of the original bill, after the word "lands" add the following words: "lying wholly outside of the limits of municipal corporations."

In section 1, lines 5 and 6 of the printed bill, the same being lines 8 and 9 of the original bill, strike the words "who are ineligible to citizenship because of race or color."

In section 1, line 8 of the printed bill, the same being line 12 of the original bill, strike the word "heretofore"; also in line 8 of the printed bill, the same being line 13 of the original bill, strike the word "such."

In section 1, lines 9 and 10 of the printed bill, the same being lines 15 and 16 of the original bill, strike the words "who are ineligible to citizenship because of race or color."

In section 1, at the end of line 7 of the printed bill, the same being line 12 of the original bill, after the words "and all conveyances of lands" add the following: "lying wholly outside of a municipal corporation."

In line 8, section 1 of the printed bill, the same being line 13 of the original bill, after the word "void" add the following: "Provided, That the provisions of this section shall not apply to lands containing valuable deposits of minerals, metals, iron, coal or fire clay, and the necessary land for mills and machinery to be used in the development thereof and the manufacture of the products therefrom."

A. H. IMUS, *Chairman*.

We concur in this report: Josiah Collins, John L. Sharpstein, Henry H. Wende, Harve H. Phipps.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 393, entitled "An act relating to the purchase, construction, maintenance, control and operation of bridges in this state and between this state and adjoining states, counties, cities and towns, and providing for the co-operation of the said counties, cities and towns in this state with each other and with the United States, or adjoining states or the counties, cities or towns therein, in the purchase, construction, maintenance, control and operation of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman*.

We concur in this report: W. C. McCoy, Ed Brown, Oliver Hall, E. L. French, J. E. Leonard.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 16, entitled "An act providing for the purchase by the State of Washington of a portion of the interstate bridge across Snake river between Clarkston, Washington, and Lewiston, Idaho, simultaneously with the purchase of the other portion thereof by the public authorities in the State of Idaho, and for the maintenance as a free bridge by the State of Washington of the portion thereof purchased by the State of Washington, making appropriations therefor, and providing for the issuance, sale, payment and redemption of bonds therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman*.

We concur in this report: W. C. McCoy, Ed Brown, E. L. French, J. E. Leonard.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 363, entitled "An act providing for the appointment and qualification of an assistant highway commissioner," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH D. NICHOLS, *Chairman*.

We concur in this report: W. C. McCoy, Ed Brown, Oliver Hall, E. L. French, J. E. Leonard.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 305, entitled "An act relating to the rule of evidence in trials of persons accused of crimes of an immoral or indecent nature committed against women or female children, and repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respect-

fully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

We concur in this report: P. H. Carlyon, A. W. Anderson, G. E. Steiner.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 305, entitled "An act relating to the rule of evidence in trials of persons accused of crimes of an immoral or indecent nature committed against women or female children, and repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

H. A. ESPY, *Chairman*.

I concur in this report: Geo. W. Shaefer.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 306, entitled "An act defining the crime of adultery, fixing a penalty therefor, and amending section 2457 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

We concur in this report: P. H. Carlyon, A. W. Anderson, John L. Sharpstein, J. E. Campbell.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 306, entitled "An act defining the crime of adultery, fixing a penalty therefor, and amending section 2457 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

H. A. ESPY, *Chairman*.

We concur in this report: Geo. W. Shaefer, G. E. Steiner.

On motion of Senator Sharpstein, the majority report was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 271, entitled "An act amending subdivision 3 of section 2436, Remington and Ballinger's Annotated Code of the State of Washington, relating to the offense of having carnal knowledge of children," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

We concur in this report: P. H. Carlyon, A. W. Anderson, G. E. Steiner, John L. Sharpstein, J. E. Campbell.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 271, entitled "An act amending subdivision 3 of section 2436, Remington and Ballinger's Annotated Code of the State of Washington, relating to the offense of having carnal knowledge of children," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike section 1 and substitute the following:

"Section 1. That section 2436, Remington and Ballinger's Annotated Codes and Statutes of Washington is hereby amended to read as follows:

"Section 2436. Every person who shall carnally know and abuse any female child under the age of eighteen years, not his wife, shall be punished as follows:

"(1) When such child is under the age of ten years, by imprisonment in the state penitentiary for life.

"(2) When such child is ten and under fifteen years of age, by imprisonment in the state penitentiary for not less than five years.

"(3) When such child is fifteen and under eighteen years of age, by imprisonment in the state penitentiary for not more than ten years, or by imprisonment in the county jail for not more than one year."

Strike the title of the bill and substitute the following therefor:

"An act amending section 2436, Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the offense of having carnal knowledge of children."

H. A. ESPY, *Chairman.*

I concur in this report: Geo. W. Shaefer.

On motion of Senator Sharpstein, the majority report was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 280, entitled "An act relating to bastardy, providing for the institution, trial, procedure and judgment and the enforcement thereof, in actions to determine the paternity of a bastard child, and providing for the maintenance of said child and certain expenses of the mother thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

We concur in this report: P. H. Carlyon, A. W. Anderson, John L. Sharpstein, J. E. Campbell.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 280, entitled "An act relating to bastardy, providing for the institution, trial, procedure and judgment and the enforcement thereof, in actions to determine the paternity of a bastard child, and providing for the maintenance of said child and certain expenses of the mother thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 2 of the title of the act in the printed bill, the same being line 3 of the original bill, strike the word "a" and also the word "child" and insert in lieu thereof the word "children."

In section 3, lines 2 and 3 of the printed bill, the same being line 17 of the original bill, strike the word "justice" and insert in lieu thereof the words "the court of the justice of the peace."

In section 11, line 5 of the printed bill, the same being line 12 of the original bill, strike the word "therefor" and insert in lieu thereof the words "of costs therein."

In section 17, line 1 of the printed bill, the same being line 30 of the original bill, strike the word "started" and insert in lieu thereof the word "commenced."

In section 22, line 1 of the printed bill, the same being line 27 of the original bill, after the word "person" insert the words "in the judgment of the court."

H. A. ESPY, *Chairman.*

We concur in this report: Geo. W. Shaefer, G. E. Steiner.

On motion of Senator Sharpstein, the majority report was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred Senate bill No. 297, entitled "An act relating to crimes and punishments and amending section 7, section 184 and section 187, chapter 249, Session Laws of 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

H. A. ESFY, *Chairman.*

We concur in this report: P. H. Carlyon, A. W. Anderson, Geo. W. Shaefer, G. E. Steiner.

SENATE CHAMBER.
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred Senate bill No. 297, entitled "An act relating to crimes and punishments and amending section 7, section 184 and section 187, chapter 249, Session Laws of 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

We concur in this report: J. E. Campbell, John L. Sharpstein.

On motion of Senator Hammer, Senate bill No. 297, with the reports on same, was ordered placed on general file.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 17, entitled "An act amending section 8453 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to registration of pharmacists, assistant pharmacists or physicians";

Also engrossed House bill No. 107, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts";

Also engrossed House bill No. 200, entitled "An act relating to the crime of murder and the punishment therefor, and amending section 2392 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also re-engrossed House bill No. 207, entitled "An act relating to insurance and amending sections 79 and 84 of chapter 49 of the Laws of 1911;"

Also the House has concurred in Senate amendments to House concurrent resolution No. 18, "Relating to the construction of a rock jetty on the north side of the entrance of the Columbia river in the State of Washington near Fort Canby";

Also the House had concurred in Senate amendments to House bill No. 159, entitled "An act to repeal sections 2691 and 2692 of Remington and Ballinger's Annotated Codes and Statutes of Washington and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909, relating to the soliciting or receiving tips and providing a penalty therefor";

Also the House has concurred in Senate amendments to engrossed House bill No. 28, entitled "An act creating the bureau of farm development of the State of Washington," etc.;

Also the House has concurred in Senate amendments to engrossed House bill No. 114, entitled "An act providing for the formation and carrying on of co-operative associations, and providing for the rights, powers, liabilities and duties of the same";

Also the House has refused to concur in the Senate amendments to House bill No. 93, and asks that the Senate recede therefrom;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Phipps, there was ordered printed 1,000 additional copies of Senate bill No. 395.

Senator McGuire moved that the Senate refuse to recede from its amendments to House bill No. 93 and that a conference committee be appointed thereon.

The motion carried and the president appointed as such conference committee, Senators McCoy, McGuire and Chappell.

INTRODUCTION OF BILLS.

Senate bill No. 418, by joint committee on state penal and reformatory institutions, entitled "An act establishing an institution for the confinement and reformation of certain female persons, providing for the purchase of a site and the erection of buildings therefor and for the commitment of certain female persons thereto, and making appropriation therefor."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 419, by Senator Weatherford (by request), entitled "An act relating to insurance and amending sections 75 and 76 of chapter 49 of the Session Laws of the State of Washington for 1911."

The bill was read the first time, and on motion of Senator Weatherford, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Senate bill No. 420, by Senator Metcalf, entitled "An act relating to certain crimes and the punishments therefor, and amending section 2601 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 421, by Senator Iverson, entitled "An act in relation to the apportionment of current school funds and amending section 4569 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state charitable institutions.

Senate bill No. 422, by committee on commerce and agriculture, entitled "An act relating to electrical construction and the maintenance and use of electric wires, apparatus and appliances, and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 423, by Senator Metcalf, entitled "An act to authorize school boards in districts of the first class to use public funds to pay supervisors and maintain social centers in public buildings, and amending section 4509 of Remington & Ballinger's Annotated Codes and Statutes of Washington by adding sub-section fifteen.

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 424, by Senate committee on judiciary, entitled "An act relating to inheritance tax, and amending sections 9182 and 9183 of Remington & Ballinger's Annotated Codes and Statutes."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 425, by Senator Allen, entitled "An act amending sections 79, 83 and 84, chapter 49, of the Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Senate bill No. 426, by Senator Allen, entitled "An act amending section 2 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Senate bill No. 427, by Senator Allen, entitled "An act amending sections 44 and 45 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on insurance.

Senate bill No. 428, by committee on public buildings and grounds, entitled "An act creating the state public building board; prescribing its powers and duties; providing for the creating of a state public building sinking fund, and levying a tax therefor, and making an appropriation therefrom."

The bill was read the first time, and on motion of Senator Carlyon, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 429, by committee on cities of the first class, entitled "An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of, to repeal section 9 of, and to add a section relating to elections to, an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor.'"

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 430, by Senator Anderson, entitled "An act for the prevention of fraud in the grain trade, for the establishment and preservation of standards for grain, regulating

warehousemen, millers, shippers and buyers of grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing chapter 137 of the Session Laws of 1909 and chapter 91 of the Session Laws of 1911."

The bill was read the first time, and on motion of Senator Anderson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 431, by Senators Flummerfelt and Scott, entitled "An act providing for the further regulation of irrigation and irrigation companies, and providing penalties for its violation."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on irrigation and arid lands.

Senate bill No. 432, by Senator Wende, entitled "An act relating to the placing of screens at the head of irrigation canals, ditches and flumes, and amending section 5169 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Wende, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on game.

Senate bill No. 433, by committee on state penal and reformatory institutions, entitled "An act creating a dependent relief fund, providing for the relief of the indigent wives and children of convicts in the penitentiary of Washington, and making an appropriation."

The bill was read the first time, and on motion of Senator Leonard, the rules were suspended, the bill was read the second time by title, 500 additional copies ordered printed and placed on general file.

Senate bill No. 434, by Senator Rosenhaupt, entitled "An act relating to the conveyance of land by deed, and amending sec-

tion 8747 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Senate bill No. 435, by joint committee on elections and privileges, entitled "An act to carry out the provisions and to facilitate the operation and effect of sections 33 and 34 of article 1 of the constitution relating to the recall of elective public officers, to prevent fraud, and providing penalties for violation thereof."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 436, by Senator Espy, entitled "An act for the relief of the purchasers of tide and shore lands of the Columbia river thereafter determined to be within the State of Oregon, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 437, by Senator Espy, entitled "An act relating to the lease of tide and shore lands and repealing acts providing for the sale thereof."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 438, by Senator White (by request), entitled "An act legalizing and validating the incorporation of grand lodges of fraternal bodies in the State of Washington and amending section 1 of an act entitled 'An act providing for the incorporation of subordinate lodges, chapters and encampments of Free & Accepted Masons, Independent Order of Odd Fellows, Knights of Pythias and other fraternal societies, and for the

re-incorporation of lodges heretofore incorporated,' approved March 12th, 1903."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Substitute Senate bill No. 224, by judiciary committee, entitled "An act prohibiting persons from going upon or being upon certain portions of rights of way of railroads and inter-urban electric roads, providing penalties for violation hereof and requiring certain signs to be erected at highway crossings."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed House bill No. 17, by Mr. G. H. Newman, entitled "An act amending section 8453 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the registration of pharmacists, assistant pharmacists or physicians."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title and referred to the committee on medicine, dentistry, surgery and hygiene.

Engrossed House bill No. 107, by Mr. Moren, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts."

The bill was read the first time, and on motion of Senator Hewitt, the rules were suspended, the bill was read the second time by title and referred to the committee on congressional apportionment.

Engrossed House bill No. 200, by Mr. Goss, entitled "An act relating to the crime of murder and the punishment therefor, and amending section 2392 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 207, by Mr. Wray, entitled "An act relating to insurance, and amending sections 79 and 84 of chapter 49 of the Laws of 1911."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title and referred to the committee on insurance.

At their request, Senators Allen and Stephens were excused from further attendance on session until Monday morning.

GENERAL FILE.

On motion of Senator Piper, amended Senate bill No. 100, which appeared on today's calendar, was taken up out of order and considered at this time.

Senator McGuire moved that the rules be suspended, that Senate bill No. 405 be taken from general file and made a special order for consideration on Friday, February 28th, at 2:00 o'clock p. m.

The motion failed to carry.

Senator Nichols moved that the rules be suspended, that Senate bill No. 405 be taken from general file and made a special order for consideration on Thursday, February 27th, at 2:00 o'clock p. m.

The motion carried.

Amended Senate bill No. 100, by Senator Piper, entitled "An act to protect the lives, health, morals of women and minors, workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties, and providing for the fixing of minimum wages and the standard condition of labor for such workers and providing penalties for violation of the same," was read third time.

Senator Bethel moved to amend by striking section 3 from the bill.

The motion failed to carry.

Senator Collins moved to amend the bill by inserting in section 11, line 28, of the amended bill, after the word "occupation" the following: "And such minimum rate of wage shall not be

greater than \$1.25 per day of eight hours or by the hour at a rate of wage not greater than 16 cents per hour or at piece work at a schedule under which the person so employed shall be paid less than the minimum wage thus established.”

The amendment failed to carry.

Senator Hall moved to amend the bill by adding to the end of section 11 of the amended bill the following: “when such commission shall specify a minimum wage hereunder the same shall not be changed for two years from the date when such minimum wage is so fixed.”

The amendment carried.

On motion of Senator Hall, the amended bill was amended by adding after the word “otherwise” in line 13, section 13 of the amended bill, the words “or to an apprentice in such class of employment or occupation as usually required to be learned by apprentices,” and by adding to the end of said section after the word “person” the following: “such special license to be issued only in such cases as the commission may decide the same is applied for in good faith and that such license for apprentices shall be in force for such length of time as the said commission shall decide and determine is proper.”

Senator Bethel moved to strike all of section 16.

The motion was lost.

On motion of Senator Sharpstein, the vote by which the amendment of Senator Hall was adopted, adding to the end of section 11 “when such commission shall specify a minimum wage hereunder the same shall not be changed for two years from the date when such minimum wage is so fixed,” was reconsidered.

Senator Sharpstein moved that the words “one year” be substituted for the words “two years” in the amendment and that the amendment be adopted.

The president ruled that the question before the Senate was the amendment as originally proposed by Senator Hall.

The amendment as proposed by Senator Hall failed to carry.

The motion of Senator Sharpstein carried.

Senator Nichols moved to amend the amended bill by adding at the end of the amendment of Senator Hall the following: "any standard fixed shall be uniform in all industries of the same class."

The motion failed to carry.

Senator Collins moved to amend the bill by striking all that portion of the bill after the enacting clause, and substitute therefor the following:

Section 1. The regulation of the rate of wage of women and girls is hereby declared to be an exercise of the police power of the state.

Sec. 2. It shall be unlawful for any person or corporation to employ any woman or girl over the age of sixteen years in or about any office, hotel, restaurant or laundry, or any industrial, mechanical or manufacturing establishment by the day, week, month or longer period, at a rate of wage of less than one dollar and twenty-five cents per day of eight hours, or by the hour at a rate of wage of less than sixteen cents per hour, or at piecework at a schedule under which the person so employed shall be paid less than the minimum wage above established. Said amount is hereby fixed and found to be the minimum wage necessary to provide healthy and moral conditions for women and girls: *Provided*, That any judge of the superior court may issue to any physically defective woman or girl a license authorizing the employment of the licensee in the county where such license is issued at a wage less than the legal minimum wage.

Sec. 3. Every person, firm or corporation or any officer or agent of any person, firm or corporation employing women or girls in the places or industries mentioned in the preceding section shall keep a register in which shall be entered the names and addresses of all women and girls so employed, and the rate of wage and terms of employment of each, which register shall at all reasonable time be open to inspection by the commissioner of labor, or by his assistants or deputies.

Sec. 4. It shall be the duty of the commissioner of labor to enforce the provisions of this act; and to that end the commissioner and his assistants or deputies shall have the power to issue subpoenas requiring the attendance of witnesses and the production of books and papers, administer oaths and take such testimony as may be necessary, as provided in the act creating the labor bureau and defining the duties of the commissioner of labor and his assistants and deputies.

Sec. 5. Any person, firm or corporation, or any officer or agent of any person, firm or corporation, who shall violate any provision of this act, or who shall neglect or refuse to comply with the provisions of this act shall be guilty of a misdemeanor, and upon conviction

thereof shall be punished by a fine of not less than fifty dollars nor more than two hundred and fifty dollars, or by imprisonment in the county jail for not less than thirty days nor more than ninety days.

A roll call on the motion was demanded by Senators Nichols, McGuire, Espy, Chappell, Jensen, Brown, Collins.

The secretary called the roll and the amendment proposed by Senator Collins failed to carry by the following vote:

Those voting aye were: Senators Bowen, Brown, Chappell, Collins, Cotter, Davis, Leonard, McGuire, Nichols, Troy—10.

Those voting nay were: Senators Bethel, Campbell, Carlyon, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—27.

Absent or not voting were: Senators Allen, Anderson, Hutchinson, Jensen, Stephens—5.

On motion of Senator Hall, the bill was amended by inserting after the word "years" at the end of line 6, section 4 of the amended bill the following "No person shall be eligible to appointment as a commissioner hereunder who is or shall have been at any time within five years prior to the date of such appointment a member of any manufacturers' or employers' association or of any labor union."

Senator Troy moved that the bill be re-referred to committee on appropriations.

The motion was lost.

On motion of Senator Campbell, the Senate resolved itself into a committee of the whole to consider amended Senate bill No. 100.

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

On motion of Senator McGuire, the report of the committee was adopted.

The secretary called the roll on final passage of amended Senate bill No. 100 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—36.

Those voting nay were: Senators Collins and Troy—2.

Absent or not voting were: Senators Allen, Hutchinson, Jackson, Stephens—4.

On motion of Senator Piper, the title of the bill was amended by adding to the end thereof the following: "and making an appropriation therefor" and the title of the bill as amended was ordered to stand as the title of the act.

On motion of Senator Piper, the rules were suspended and amended Senate bill No. 100 was ordered transmitted to the House immediately.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

The speaker has appointed as members of a conference committee to consider Senate amendments to House bill No. 93, entitled "An act to prevent the spreading of noxious weeds," etc., Messrs. Fontaine, Truax and Farnsworth.

C. R. MAYBURY, *Chief Clerk.*

At 12:50 p. m., on motion of Senator Bethel, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock this afternoon.

GENERAL FILE.

Senate joint memorial No. 13, by Senator Espy, "Relating to an amendment to the U. S. constitution prohibiting polygamy," was read third time.

The secretary called the roll on final passage of Senate joint memorial No. 13, and it passed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hammer, Imus, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Weatherford—24.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Allen, Campbell, Collins, Fairchild, Hall, Hewitt, Hutchinson, Iverson, Jackson, Landon, Piper, Rosenhaupt, Stephens, Sutton, Troy, Wende, White—17.

At his request Senator Flummerfelt was excused until Monday morning.

Senate bill No. 219, by Pierce and King county senators, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose water flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts," was read third time.

On motion of Senator Metcalf, the bill was amended by eliminating the blank space in line 1, page 10, section 9 of the original bill, between the words "any" and "year."

The secretary called the roll on final passage of Senate bill No. 219 and it passed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, White—31.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Hutchinson, Iverson, Jackson, Piper, Rosenhaupt, Stephens, Sutton, Wende—11.

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

Senate bill No. 240, by King county senators, entitled "An act appropriating the sum of one hundred twentyeight thousand nine hundred three and 87-100 dollars from the state shore land improvement fund (said sum being the unexpended balance of the two hundred and fifty thousand dollars set apart and appropriated by chapter two hundred and eighteen of the laws of nineteen hundred and nine), and providing for the expenditure thereof in connection with the construction and improvement of the Lake Washington canal in King county, Washington," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bill No. 240.

The bill was considered in committee of the whole, Senator White in the chair and was reported back to the Senate with the recommendation that it do pass with the following amendment: In line 1, section 3 of the original bill, before the word "indebtedness" insert "warrants hereafter drawn upon such fund under this act shall bear interest after their respective dates at the rate of six per cent per annum, payable semi-annually, and shall so provide."

On motion of Senator White the report of the committee was adopted.

The secretary called the roll on final passage of Senate bill No. 240 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Shaefer, Steiner, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Espy, Hutchinson, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton—10.

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

Senator Landon was, on a question of personal privilege, granted unanimous consent to have the following spread upon the journal:

"My attention has been called to an article appearing in a morning paper of today regarding the public service commission, wherein I am quoted as saying in debate yesterday, things that would reflect upon the commission.

"I stated that I had heard charges that the commission was controlled by private interests, I, having in mind the telephone case, which I was discussing at the time.

Senate bill No. 309, by committee on roads and bridges, entitled "An act relating to the construction of state roads," was read third time.

The secretary called the roll on final passage of Senate bill No. 309, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—31.

Absent or not voting were: Senators Allen, Espy, Flummerfelt, Hutchinson, Jackson, Phipps, Piper, Rosenhaupt, Scott, Stephens, Troy—11.

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

Senator White, on his own request, was excused until Monday morning.

Senate bill No. 312, by roads and bridges committee, entitled "An act relating to public highways," was read third time.

On motion of Senator Nichols, the bill was amended by substituting the word "practicable" for the word "practical" in line 20, paragraph "f" of section 2 of the original bill.

Senator Iverson moved to amend the bill by inserting in line 8, paragraph "h" of section 2, between the words "Olympic" and "Peninsula" the words "and Kitsap."

The amendment was lost.

On motion of Senator Nichols the word "their" was stricken in line 8, section 6 of the original bill.

Senator Espy moved to amend the bill by adding to the end of section 2 a new paragraph reading as follows: "i. A highway starting from the Pacific highway at Kelso and running westerly through Cathlamet, Skamokawa and Grays river to connect with the national park highway at or near where the same crosses the Nasel river in Pacific county."

The amendment was lost.

On motion of Senator Sutton, the bill was amended by inserting the words "Rosalia, Spangle," after the word "Colfax" in line 23, paragraph "c" of section 2 of the original bill.

Senator Iverson moved to amend the bill by adding to the end of section 2 a new paragraph reading as follows. "i. A highway known as the Kitsap peninsula highway, to start from Shelton and run to Bremerton."

The amendment failed to carry.

Senator Cotter moved to amend the bill by substituting the words "Pioneer Way" for the words "Pacific Highway" in line 13 of section 1 of the original bill.

The motion was lost.

Senator Bethel moved to amend by inserting in line 18 of section 2 before the words "and Spokane" the words "Soap Lake."

The motion failed to carry.

Senator Iverson moved to reconsider the vote by which his proposed amendment to section 2, adding a new paragraph to be known as paragraph "i" failed to carry.

The motion was lost.

Senator Piper moved to amend the bill by adding a new section as follows: "Section 9. A secondary highway is hereby established starting from the Pacific highway at Kelso and running thence westerly through Cathlamet, Skamokawa and Grays river to connect with the national park highway at or near where the same crosses the Nasel river in Pacific county."

The motion was lost.

Senator Espy moved to amend the bill by adding thereto a new paragraph reading as follows:

Section 9. The order and manner of construction and maintenance of primary highways, and expenditures therefor, shall be wholly subject to the authority and direction of the state highway board, subject only to the following principles of regulation:

First. All reasonable and practicable precedence in order of construction shall be given to such mileage as will most serve industrial betterment and development.

Second. All reasonable and practicable precedence in order of construction shall be given to such mileage as will make physical connection between existing public highways, or will give access to parts of the state now inaccessible from the rest of the state by public highway.

Third. All construction shall, as far as practicable, be from existing trade centers outward, or in extension of highways already so constructed.

Fourth. Reasonable preference shall be given to construction within counties which do and will co-operate with the state in the construction and maintenance of primary highways; but this condition shall be subordinate to the three preceding conditions named.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 312 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende—31.

Those voting nay were: Senators Bethel, Iverson—2.

Absent or not voting were: Senators Allen, Collins, Flummerfelt, Hewitt, Hutchinson, Scott, Stephens, Troy, White—9.

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

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 525, entitled "An act making appropriations for the purchase of land for, construction of

buildings at, for maintenance of any sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31, 1915, except as otherwise provided, and making appropriations of certain deficiencies.

And the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bill No. 525.

Substitute Senate bill No. 167, by committee on cities of the first class, entitled "An act providing for the procedure for the removal of county seats; actions in regard thereto and amending sections 3832, 3833, 3836 and 3839 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

Senator Iverson moved to amend the bill by substituting the word "thirty" for the words "forty-five" in both places where the same appears in section 2, to-wit: lines 27, page 1, and line 8, page 2.

The amendment failed to carry.

On motion of Senator Rosenhaupt, the words "of the state" were stricken from the bill in the following places: line 9 of section 1; line 23 of section 2; line 27 of section 3; line 20 of section 4.

On motion of Senator Steiner, the words "it shall appear" were substituted for the words "they find" in line 5, page 2 of section 2.

On motion of Senator Davis, the word "may" was substituted for the word "must" in line 25 of section 4.

The secretary called the roll on final passage of substitute Senate bill No. 167 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Weatherford—28.

Those voting nay were: Senators Metcalf, Wende—2.

Absent or not voting were: Senators Allen, Campbell, Collins, Espy, Flummerfelt, Hewitt, Hutchinson, Piper, Scott, Stephens, Troy, White—12.

On motion of Senator Phipps, the title of the bill was stricken and the following substituted therefor as the title of the act: "An act relating to the removal of county seats; actions in regard thereto and amending sections 3832, 3833, 3836 and 3839 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

On motion of Senator Carlyon, the Senate at this time returned to the order of business "reports of committees."

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 21, 1913.

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 89, entitled "An act prescribing a penalty for taking up or having in one's possession any marked log or timber of value, without the owner's consent, and amending sections 7101 and 7103 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

W. FAIRCHILD, *Chairman.*

We concur in this report: H. M. White, Geo. W. Shaefer, J. E. Campbell, F. C. Jackson.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 323, entitled "An act prohibiting unlawful interference with telegraph, telephone and electric lines and providing for the punishment of violations thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

W. FAIRCHILD, *Chairman.*

We concur in this report: H. M. White, Geo. W. Shaefer, J. E. Campbell, F. C. Jackson.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 153, entitled "An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants, providing for their election or appointment, fixing their salaries, and repealing sections 6537 and 6538 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Add to the end of section 1 the following:

"*And provided further*, That nothing in this act shall be construed to affect justices of the peace or constables or the offices of justices of the peace or constables in cities having a population of less than fifty thousand inhabitants."

Strike section 3.

Strike section 4 and substitute in lieu thereof the following:

"Sec. 3. The salaries of justices of the peace and constables hereafter elected or appointed shall be and remain the same as now provided by law."

Strike section 5 and substitute in lieu thereof the following:

"Sec. 4. All acts or parts of acts in conflict herewith are hereby repealed."

In the title, strike the semicolon after the word "inhabitants" and insert in lieu thereof the word "and." Also strike the comma after the word "salaries" and the balance of the title after said word, and substitute in lieu of said comma a period.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, H. M. White, Henry H. Wende, John L. Sharpstein, Josiah Collins, A. H. Imus, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred engrossed House bill No. 283, entitled "An act authorizing cities of the second class to create a publicity fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund," have had the same under consideration, and we respectfully

report the same back to the Senate with the recommendation that it do pass.

W. FAIRCHILD, *Chairman.*

We concur in this report: Geo. W. Shaefer, J. E. Campbell, H. M. White.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 260, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class, for educational, social, recreational and other community purposes, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike from the title the following words: "and making an appropriation therefor," as the same appear in lines 3 and 4 of the printed bill, the same being line 6 of the original bill.

In line 6, section 2 of the printed bill, the same being lines 5 and 6, page two of the original bill, strike the following words: "and to appropriate money therefor," and insert a period in lieu of the semicolon after the word "act."

Strike sections 4 and 5 of the bill and add in lieu thereof a section to be numbered 4, as follow̄s:

"Section 4. No real or personal property or improvements shall be purchased, leased, exchanged, acquired or sold, nor any school houses built, remodeled or removed, nor any indebtedness incurred or money expended for any of the purposes of this act except in the manner provided by law for the purchase, lease, exchange, acquisition and sale of school property, the building, remodeling and removing of school houses and the incurring of indebtedness and expenditure of money for school purposes."

D. S. TROY, *Chairman.*

We concur in this report: D. A. Scott, A. W. Anderson, P. H. Carlyon, E. L. French.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a majority of your committee on roads and bridges, to whom was referred engrossed House bill No. 379, entitled "An act relating to

the improvement and maintenance of public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14 of chapter 35 of the Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended:

Strike all words included in lines 10, 11, 12 and 13, section 1 of the original bill, the same being lines 7, 8 and 9 of the printed bill.

In line 14, section 3 of the original bill, the same being lines 8 and 9; section 3 of the printed bill, after the word "bids" strike the words "All contracts shall be let on the lump sum basis."

In lines 69 and 70, section 3 of the original bill, the same being lines 42 and 43, section 3 of the printed bill, after the word "section" strike the words "and all moneys payable by any township," including the comma.

In line 11, section 4 of the original bill, the same being line 7, section 4 of the printed bill, after the word "assessments" strike the word "of" and insert in lieu thereof the words "and shall assess upon."

Strike all words included in lines 130, 131, 132, 133, 134, 135, 136, 137, 138, 139 and 140, section 4 of the original bill, the same being lines 78, 79, 80, 81, 82, 83 and 84, section 4 of the printed bill.

In line 5, section 5 of the original bill, the same being line 3, section 5 of the printed bill, after the word "of" strike the word "two" and insert in lieu thereof the word "one."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: Oliver Hall, E. L. French, Ed Brown, J. E. Leonard, W. C. McCoy.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, a minority of your committee on roads and bridges, to whom was referred engrossed House bill No. 379, entitled "An act relating to the improvement and maintenance of public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14 of chapter 35 of the Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that in addition to the amendments of the majority of the roads and bridges committee, section 3 be amended by adding the following:

"If in the opinion of the board of county commissioners in any county having less than thirty-three thousand inhabitants according to the last federal census, all the bids received are beyond the cost which ought to be incurred in the building of said road and are too high, and the said board of county commissioners have an estimate on file made by the county engineer or by a contracting engineer employed by the county commissioners showing that the said bid is excessive, the said board of county commissioners may reject any and all bids and may

proceed to build said road and complete the same, purchasing and procuring all materials necessary therefor and paying for all labor and the use of any machinery used in connection therewith, and payment made therefor shall be made in the same manner and from the same fund as though the same had been made under contract: *Provided*, That if the cost of making and completing said road by the board of county commissioners, without contract, shall exceed the lowest previously rejected bid, then the excess above the amount of said bid so rejected shall be paid by the county from its county road fund."

We concur in this report: J. E. Leonard, W. C. McCoy.

On motion of Senator Sharpstein, the reports of the majority and minority of the committee were adopted in so far as they agree, and the bill with the reports was ordered placed on general file.

The secretary read

SENATE JOINT MEMORIAL NO. 19.

By Senator Cotter, as follows:

To the Honorable Senate of the United States and the House of Representatives in Congress:

Your memorialists, the legislature of the State of Washington, now in regular session assembled, respectfully represent and show to your honorable body that there has been filed with your memorialists a petition signed by certain Indian allottees in the Nisqually reservation, near Roy, Pierce county, State of Washington, a full, true and correct copy of which petition is as follows:

"PETITION.

ROY, WASH., February 1, 1913.

"To the Honorable Members of the Legislature of the State of Washington, Olympia, Washington.

"GENTLEMEN: We, the undersigned Indians residing on the Nisqually reservation, near Roy, Pierce county, State of Washington, do petition your honorable body to remove the restriction from our land patents, issued under the treaty of 1854, which forbids us to sell our lands and handle the money derived from such sales.

"We are all capable of managing our own affairs and desire to be treated as white citizens in the ownership of our property; we have always been able to support ourselves and have never had assistance of any kind from the government.

"Our patents were issued according to article six, which was concluded on the 26th day of December, 1854, between Isaac I. Stevens, governor and superintendent of Indian affairs of Washington Territory, on the part of the United States and the chiefs, headmen and delegates of the Nisqually.

"Your early consideration of this petition will be greatly appreciated by

her
JANE X YELOUT.
mark

her
BESSIE X MOXLEY.
mark

his
HENRY X MARTIN.
mark

his
JOSEPH X CHICKMAN.
mark

his
JACK X SKOMINK.
mark

her
MRS. MARY X SHIPMAN.
mark

his
JOHN X STAWHA.
mark

GEORGE W. BOBB.
his
JAMES X NIMROD.
mark

JOHN LONGFRED.

"Indians Owning Land on the Nisqually Reservation.

"We, the undersigned residents of Roy and vicinity, are well acquainted with the above petitioners and approve their petition.

F. P. GOODWIN.
GERTRUDE L. GOODWIN.
GEORGE NIXON.
HOMER L. WOLF.
S. WARREN."

And your memorialists further represent and show to your honorable body that the Indians of the Nisqually tribe having allotments on the reservation are and for many years last past have been all of them living and conducting themselves in the manner of law-abiding white citizens, and have been and are managing their own affairs, in so far as they had the right so to do under the law of congress, and are, as your memorialists believe, capable of managing their own affairs and leasing, selling or otherwise disposing of their allotted lands as white citizens are entitled to do.

Wherefore, Your memorialists pray that your honorable body consent to the removal of the restrictions against leasing of said lands for a longer term than two years and against alienation of the allotted lands in the Nisqually reservation, contained in the patents allotting said lands to the various allottees. And your memorialists will ever pray; and be it

Resolved, That a copy of this memorial be forthwith transmitted to each of the senators and members of congress from the State of Washington, and to the speaker of the House of Representatives in congress.

On motion of Senator Cotter, the memorial was read second time, ordered printed and referred to the committee on memorials.

SENATE CONCURRENT RESOLUTION NO. 15.

By Senator White, was read as follows:

WHEREAS, There is pending in the congress of the United States House bill No. 13500, by Congressman John E. Raker of California; and

WHEREAS, House bill No. 13500 has for its object the extension of the Chinese exclusion act so as to include all Asiatic laborers; and

WHEREAS, There is a misapprehension in the east as to Washington's position regarding oriental immigration; therefore be it

Resolved by the Senate and House of Representatives, jointly, of the State of Washington, That we approve of the passage of House bill No. 13500 and request congress to pass the same.

Resolved, That the secretary of the Senate be instructed to send a copy of this resolution to the vice-president of the United States, to the speaker of the House of Representatives and to each of our senators and representatives in congress.

On motion the resolution was adopted.

INTRODUCTION OF BILLS.

Senate bill No. 439, by Senator Davis (by request), entitled "An act creating a bureau of legislative statistics and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on Senate employes.

Senate bill No. 440, by Senator Metcalf, entitled "An act relating to common schools and amending section 4482 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on educational institutions.

Senate bill No. 441, by judiciary committee, entitled "An act relating to the commencement of actions by service of summons, and amending section 223 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 442, by Senator Sharpstein, entitled "An act relating to compensation of injured workmen and their dependents and amending section 5 of an act entitled 'An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement, etc.'"

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on commerce and manufactures.

Senate bill No. 443, by Senator Davis, entitled "An act relating to the international exposition at San Francisco in 1915 and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Davis, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on appropriations.

Senate bill No. 444, by Senator Espy, entitled "An act relating to public highways and establishing a secondary highway."

The bill was read the first time, and on motion of Senator Espy, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on roads and bridges.

Senate bill No. 445, by Senator Jackson, entitled "An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington."

The bill was read the first time, and on motion of Senator Jackson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on congressional apportionment.

Senate bill No. 446, by Senator Metcalf, entitled "An act providing for proportional, preferential, presidential primaries."

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

Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on elections and privileges.

Senate bill No. 447, by committee on roads and bridges, entitled "An act relating to public highways and making an appropriation for the construction and maintenance of state roads."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 448, by Senators Fairchild and Phipps, entitled "An act providing for a system of rewards for diligence and good behavior of state prisoners and the payment and accounting of the same."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state penal and reformatory institutions.

Senate bill No. 449, by Senator Fairchild, entitled "An act relating to the transfer of state timber lands for privately owned timber lands along the Mount Rainier mountain road."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on state, granted, school and tide lands.

Senate bill No. 450, by committee on fisheries, entitled "An act establishing a salmon code and regulating the taking of salmon and certain other fish, licensing appliances therefor; providing for the acquisition and holding of fishing locations; licensing dealers, canners and packers of salmon; providing for the construction, maintenance and operation of hatcheries; creating a board of fish commissioners; providing for the appointment of a state fish commissioner and deputies and a superintendent of hatcheries; fixing their compensation and defining their powers and duties; providing for the propagation and protection of food fishes; creating a fish hatchery fund; fixing penalties for

the violation of this act, and repealing sections 5204, 5205, 5206, 5207, 5219, 5220, 5226, 5227, 5229, 5230, 5231 and 5232 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the taking, packing and marketing of salmon and other food fish."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

At 4:05 p. m., on motion of Senator Carlyon, the Senate adjourned until 11:00 o'clock Monday morning, February 24th.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FORTY-THIRD DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Monday, February 24, 1913.

The Senate was called to order at 11:00 a. m. by President Hart, pursuant to adjournment.

The secretary called the roll, all members being present except Senator Hewitt, who was excused until tomorrow afternoon.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with and it was approved.

On motion of Senator Nichols, the vote by which Senate bill No. 312 passed the Senate was reconsidered.

On motion of Senator Nichols, the rules were suspended, and Senate bill No. 312 was considered at this time.

On motion of Senator Nichols, the word "Spangle" in line 23, page 1 of section 2 was stricken, and in line 22 of section 2 between the words "Dayton" and "Penewawa" the following was inserted: "crossing Snake river at either Almota or."

Senator Bethel moved to amend the bill by striking the words "Waterville and" in lines 17 and 18 of section 2.

The amendment failed to carry.

Senator Iverson moved to amend the bill by adding to the end of paragraph "h" in section 2, the following: "At a point at the head of Hoods Canal nearest to Bremerton on the available route, be established a trunk line to be known as the Kitsap peninsula highway."

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 312, entitled "An act relating to public highways," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Anderson, Espy, Hewitt, Phipps, Piper—5.

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

On motion of Senator Nichols, the rules were suspended and Senate bill No. 312, was ordered transmitted to the House immediately.

The following telegram was read and, on motion of Senator Sharpstein, ordered spread upon the journal:

ROSALIA, WN., February 23, 1913.

Senator John L. Sharpstein, Olympia, Wash.

Have investigated movement here to erect monument to mark and perpetuate Steptoe battlefield. Find project worthy with responsible people backing it. Earnestly urge you and through you our entire delegation to work for passage of appropriation bill for this purpose now before you. Only criticism is modesty of sum asked.

EDWIN S. ISAACS.

A communication from the Central Labor Council of Bellingham, protesting against the validating of a bond issue for an armory site, was read and ordered placed on file.

On motion of Senator McGuire, Senate bill No. 371 was withdrawn from the committee on agriculture and referred to the committee on banks and banking.

The secretary read the following

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on Senate employes, to whom was referred the matter of securing an assistant doorkeeper, recommend that John Wilson, page, be selected for said position, and that his compensation be increased to \$2.50 per day, and that Alfred Hinchliffe be selected as page.

OLIVER HALL, *Chairman.*

We concur in this report: Harry Rosenhaupt, Frank C. Jackson.

On motion of Senator Hall, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred Senate bill No. 378, entitled "An act providing for the protection of young salmon in the waters of Puget Sound, and the tributaries thereof, and amending sections 5183 and 5197 of Remington and Ballinger's Annotated Codes and Statutes of Washington and providing penalties for violations thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOS. COLLINS, *Chairman.*

We concur in this report: D. S. Troy, Harve H. Phipps, John L. Sharpstein.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 143, entitled "An act for the relief of the heirs of Annie E. Ennis, deceased, late of Walla Walla county, State of Washington, ceding to said heirs a certain right of way, now

held by the State of Washington, over and across certain lands in Walla Walla county, State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: W. J. Sutton, A. McGuire, J. C. Weatherford.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 22, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 79, entitled "An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Arthur McGuire, Henry H. Wende, D. Landon, G. E. Steiner, Harve H. Phipps, A. H. Imus, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 22, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 17, entitled "An act relating to marriages and the issuance of marriage licenses; prohibiting marriages between certain persons, and providing penalties for the violation of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Arthur McGuire, Henry H. Wende, D. Landon, G. E. Steiner, Harve H. Phipps, A. H. Imus, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 22, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 298, entitled "An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons respon-

sible for or contributing to their dependency or delinquency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Henry H. Wende, Arthur McGuire, John L. Sharpstein, G. E. Steiner, Harve H. Phipps, A. H. Imus, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on harbor and harbor lines, to whom was referred House concurrent resolution No. 19, "Relating to an appropriation of \$1,500 for expenses of attorney general in bringing suit in connection with Seattle harbor line and \$300 for expenses incurred in making the investigation under substitute House concurrent resolution No. 7," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file, with the following amendments:

In line 16 of page 2 of the original resolution, after the semicolon, strike out the remainder of the paragraph.

Strike the last paragraph of the resolution.

DAN LANDON, *Chairman.*

We concur in this report: P. H. Carlyon, Ed. Brown.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 330, entitled "An act to amend section 4 of article VIII of the constitution of the State of Washington, relating to appropriation of funds and moneys," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. H. IMUS, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, Henry H. Wende.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred engrossed House bill No. 177, entitled "An act to amend section 1 of article IV, of the constitution of Washington, relat-

ing to the vesting of the judicial power and providing that the legislature may create a court of domestic relations," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. H. IMUS, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Henry H. Wende.

On motion of Senator Imus, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed substitute Senate bill No. 167, entitled "An act relating to the removal of county seats; actions in regard thereto and amending sections 3832, 3833, 3836 and 3839 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed Senate bill No. 240, entitled "An act appropriating the sum of one hundred twenty eight thousand nine hundred seventy-three and 87-100 dollars from the state shore land improvement fund (said sum being the unexpended balance of the two hundred and fifty thousand dollars set apart and appropriated by chapter two hundred and eighteen of the laws of nineteen hundred and nine), and providing for the expenditure thereof in connection with the construction and improvement of the Lake Washington Canal in King county, Washington;"

Also, engrossed Senate bill No. 312, entitled "An act relating to public highways;"

Also, engrossed amended Senate bill No. 100, entitled "An act to protect the lives, health, morals of women and minors, workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties, and providing for the fixing of minimum wages and the standard condition of labor for such workers and providing penalties for violation of the same, and making an appropriation therefor;" have compared same with the original and amended bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman*.

We concur in this report: G. E. Steiner, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 22, 1913.

MR. PRESIDENT:

The House has passed engrossed Senate bill No. 198, entitled "An act relating to lands in section 16, township 25 N., range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, dedicating to

the public certain portions thereof, and prohibiting the condemnation of such lands;"

Also, engrossed House bill No. 201, entitled "An act relating to the crime of treason and the punishment therefor, and amending section 2317 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, re-engrossed House bill No. 209, entitled "An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, and providing penalties for the violation thereof;"

Also, the House has indefinitely postponed engrossed Senate bill 145, entitled "An act forbidding the sale, barter, giving away, disposal of or display for sale of pocket pistols and revolvers and fixing a penalty for the violation thereof."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Hutchinson was granted unanimous consent to introduce a bill.

INTRODUCTION OF BILLS.

Senate bill No. 451, by Senator Hutchinson, entitled "An act requiring railroad companies to supply all passenger coaches with sanitary drinking cups and fixing a penalty for a violation thereof."

The bill was read the first time, and on motion of Senator Hutchinson, the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on corporations other than municipal.

Engrossed House bill No. 201, by Mr. Goss, entitled "An act relating to the crime of treason and the punishment therefor, and amending section 2317 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Re-engrossed House bill No. 209, by Mr. Catlin (by request), entitled "An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second

time by title and referred to the committee on commerce and manufacture.

GENERAL FILE.

Senate bill No. 299, by committee on railroads and transportation, entitled "An act to regulate the purchase of railroad stock, bonds and property by railroad companies, and amending section 8665 of Remington & Ballinger's Annotated Codes," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by inserting after the word "Codes" in line 3, section 1 of the original bill the words "and Statutes of Washington," and by inserting the word and figures "Section 8665" before the word "That" in line 4 of section 1 of the original bill, being the first word in said line.

On motion of Senator Allen, the bill was amended by striking the word "railroad" in line 53, page 2, section 1 of the original bill and inserting in lieu thereof the words "public service."

On motion of Senator Rosenhaupt, the bill was amended by striking section 3 of the original bill.

Senator Nichols moved to strike the words "seventy-five" in line 46, section 1 of the original bill and insert in lieu thereof the word "ninety."

A roll call was demanded on the motion by Senators Brown, Nichols, Bowen, White, Hall, Scott, Collins.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Bethel, Brown, Campbell, Cotter, Davis, Hall, Hammer, McCoy, Nichols, Rosenhaupt, Scott, Sharpstein, Wende, White—14.

Those voting nay were: Senators Allen, Bowen, Carlyon, Chappell, Collins, Espy, Fairchild, Flummerfelt, French, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Shaefer, Steiner, Stephens, Weatherford—20.

Absent or not voting were: Senators Anderson, Hewitt, Hutchinson, Iverson, Phipps, Piper, Sutton, Troy—8.

On motion of Senator Metcalf, the bill was amended by striking section 2 of the original bill.

The secretary called the roll on final passage of Senate bill No. 299 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Steiner, Stephens, Weatherford, Wende, White—27.

Those voting nay were: Senators Cotter, Landon, Nichols, Rosenhaupt, Scott, Shaefer—6.

Absent or not voting were: Senators Anderson, Hewitt, Iverson, Jackson, Phipps, Piper, Sharpstein, Sutton, Troy—9.

On motion of Senator Rosenhaupt, the title of the bill was amended by striking the period after the word "Codes" and adding to the end of the title the following words "and Statutes of Washington," and the title as amended was ordered to stand as the title of the act.

At 12:30 o'clock p. m., on motion of Senator Rosenhaupt, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock this afternoon.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

The speaker has signed House bill No. 159, entitled "An act relating to soliciting or receiving tips and providing a penalty therefor, and repealing sections 2691 and 2692 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909;"

Also, House bill No. 219, entitled "An act relating to cities of the second or third class, providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their borders, etc.;"

Also, House concurrent resolution No. 18, "Relating to the construction of a rock jetty at the mouth of the Columbia river;"

Also, House bill No. 28, entitled "An act creating the bureau of farm development of the State of Washington, providing for the ap-

pointment and maintenance of agricultural experts thereunder, and empowering the boards of county commissioners of the several counties of the State of Washington to appropriate and set aside monies therefor, and declaring an emergency;"

Also, House bill No. 114, entitled "An act providing for the formation and carrying on of co-operative associations and providing for the rights, powers, liabilities and duties of the same;"

Also, House bill No. 134, entitled "An act relating to the acknowledgment of deeds, mortgages, and other written instruments, prescribing the persons before whom the same shall be taken, and declaring legal all acknowledgments heretofore taken as prescribed by this act, and amending section 8754 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Also, House bill No. 149, entitled "An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of judge therein;"

Also, the House has passed House concurrent resolution No. 26, "Relating to a return ball to the citizens of Olympia;"

Also, the House has passed Senate bill No. 201, entitled "An act relating to commercial waterway districts, amending chapter XI, of the Laws of 1911, of the State of Washington, relating to commercial waterway districts, etc."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House bills Nos. 159, 219, House concurrent resolution No. 18, House bills Nos. 28, 114, 134, 149.

Senate bill No. 241, by Senator McCoy, entitled "An act relating to the transfer of territory from one school district to another and amending section 4433 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 241, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Hewitt, Landon, Rosenhaupt, Scott—5.

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

Senate bill No. 357, by joint committee on municipal corporations, entitled "An act relating to taxes in cities and towns and amending section 5131 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 357 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende—35.

Absent or not voting were: Senators Anderson, Hewitt, Landon, Rosenhaupt, Scott, Troy, White—7.

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

Senate bill No. 244, by committee on horticulture and forestry, entitled "An act relating to horticulture and amending sections 3074, 3080, 3082, 3091, 3092, 3096, 3098, 3099, 3100, 3131 and 3134 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Nichols, the bill was amended by striking the words "twenty-four hundred" in line 11, section 1 of the original bill, and substituting therefor the words "two thousand."

Senator Carlyon moved to amend the bill by striking the words "and his deputy a salary of fifteen hundred dollars per annum," in lines 11 and 12, section 1 of the original bill.

The motion failed to carry.

Senator Jensen moved to strike the words "canning, preserving or jellying, or the making of cider, or" in lines 21 and 22 of paragraph "f," section 2 of the original bill.

The motion was lost.

On motion of Senator French, the bill was amended by striking the word "Adams" in line 4, page 4, section 3 of the original bill and substituting therefor the word "Walla Walla," and by striking the word "Asotin" in line 16, page 4, section 3 of the original bill and substituting therefor the word "Adams," and by striking the words "Walla Walla" in line 20, page 4, section 3 of the original bill and substituting therefor the word "Asotin."

On motion of Senator McGuire, the bill was amended by inserting the words "Pend D'Oreille" after the word "include" line 11 of section 3, page 4 of the original bill.

On motion of Senator Scott, the bill was amended by inserting the word "registered" between the words "by" and "mail" in line 6, page 7, section 6 of the original bill.

On motion of Senator McGuire, the bill was amended by inserting the words "by this act or" after the word "declared" in line 29, page 6, section 6 of the original bill.

On motion of Senator Scott, the bill was amended by inserting the word "registered" between the words "by" and "mail" in line 23, page 8, section 8 of the original bill.

On motion of Senator French, the bill was amended by striking the words "and his deputy a salary of fifteen hundred dollars per annum each," in lines 11 and 12, section 1 of the original bill.

On motion of Senator Jensen, the bill was amended by adding the following paragraph after the word "inspected" in line 16, page 3, section 2 of the original bill: "(k) Furnish to the board of county commissioners of each county, wholly or partially within their respective districts, an estimate of expenses each year."

On motion of Senator Bowen, the bill was amended by inserting the words "as amended by chapter 112 of Session Laws of 1911," after the word "Washington" in line 20, page 9, section 10 of the original bill.

The secretary called the roll on final passage of Senate bill No. 244 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown,

Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Anderson, Campbell, Carlyon, Fairchild, Hewitt, Nichols, Phipps, Piper, Sutton—9.

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

Senator Nichols requested unanimous consent to withdraw House bill No. 379 from general file and return it to committee on roads and bridges.

Objection was made and consent refused.

Senate bill No. 131, by Senators Brown and Espy, entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditure thereof, declaring certain contracts void, fixing the liability for obligations incurred in excess of the limitations herein defined and providing for the validation and retirement of existing road and bridge indebtedness, and repealing sections 5590, 5591, 5592, 5593, 5594, 5595, 5596, 5597, 5598, 5599, 5600, 5601 and 5602, Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Brown, the bill was amended by adding to the end of section 3 of the original bill the following: "All bridges herein mentioned shall include all bridges of over 20 feet in length when constructed of wood or over 10 feet when constructed of concrete, in counties that have or may hereafter adopt township organization."

The secretary called the roll on final passage of Senate bill No. 131, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Iverson, Jensen, Landon, Leon-

ard, Metcalf, McCoy, Nichols, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Wende—27.

Voting nay: Senator McGuire—1.

Absent or not voting were: Senators Anderson, Bethel, Collins, Hewitt, Hutchinson, Imus, Jackson, Phipps, Piper, Scott, Sharpstein, Troy, Weatherford, White—14.

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

Senate bill No. 334, by judiciary committee, entitled "An act relating to the taking of private ways, of necessity and for drains, flumes and ditches on or across the lands of others for agricultural, domestic or sanitary purposes," was read third time.

Senator Nichols moved to amend the bill by striking the word "railroads" in line 19, section 1 of the original bill.

Senator Collins moved to amend the amendment by striking all of section 1 after the word "be" in line 15, of the original bill.

The motion to amend the amendment failed to carry.

The amendment of Senator Nichols was lost.

The secretary called the roll on final passage of Senate bill No. 334 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, French, Hammer, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Troy, Weatherford, Wende, White—27

Those voting nay were: Senators Collins, Flummerfelt, Hall, Hutchinson, McGuire, Steiner—6.

Absent or not voting were: Senators Anderson, Bethel, Campbell, Hewitt, Jackson, Nichols, Phipps, Piper, Sutton—9.

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

At 4 o'clock p. m., on motion of Senator Allen, the Senate adjourned until tomorrow at 10 o'clock a. m.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FORTY-FOURTH DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Tuesday, February 25, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. D. A. Thompson, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senators Anderson and Hewitt, both of whom were excused.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The following communications were read and placed on file: from Women's Union Label League of Everett, pertaining to Senate bill No. 180; from United States Senator Miles Poin-dexter and from Congressman Wm. L. LaFollette acknowledging receipt of certain memorials from this legislature.

The secretary read

HOUSE CONCURRENT RESOLUTION No. 26.

By Mr. Conner:

WHEREAS, The citizens of Olympia have extended to the members of the legislature during the present session certain social events, with the aim of making their sojourn in the city pleasant and agreeable;

Be It Resolved, by the House, the Senate concurring, that the legislature of the State of Washington, in return for the social courtesies of the citizens of Olympia, give a return ball and that the speaker of the House appoint three members and the president of the Senate appoint two members to make all necessary arrangements for said ball.

On motion of Senator Collins, the resolution was adopted in the Senate.

The president appointed as a committee on the part of the Senate under the above resolution, Senators Allen and Stephens.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 404, entitled "An act relating to reports by owners of factories, etc., to the bureau of labor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman.*

We concur in this report: Ralph Metcalf, D. Landon.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 329, entitled "An act relating to police courts in cities of second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be referred to the judiciary committee.

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: E. Hammer, Peter Iverson.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 310, entitled "An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington to Toronto," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: E. Hammer, Peter Iverson.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 311, entitled "An act to amend section 4 of the act approved March 17, 1909, entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith' the same being section 8008 of Remington and Ballinger's Annotated Codes and Statutes," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman.*

We concur in this report: G. E. Steiner, Walter S. Davis, Ralph Metcalf, H. M. White, P. L. Allen.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 337, entitled "An act relating to the liability of municipal corporations for injuries upon streets, alleys and sidewalks," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

GEO. W. SHAEFER, *Chairman.*

We concur in this report: G. E. Steiner, Walter S. Davis, Ralph Metcalf, H. M. White, P. L. Allen.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 314, entitled "An act permitting county and certain city officers to close their respective offices at one o'clock on certain Saturday afternoons and repealing sections 3863 and 7508 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman.*

We concur in this report: G. E. Steiner, Walter S. Davis, Ralph Metcalf, H. M. White, P. L. Allen.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 377, entitled "An act providing for the placing of a tablet in the Washington National Monument at Washington, D. C., and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, D. Landon, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 342, entitled "An act for the relief of Cowlitz county, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the committee on roads and bridges.

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, D. Landon, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 234, entitled "An act fixing salaries of county officers in counties of the first class having a population of more than two hundred and fifty thousand," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to the committee on county and county boundaries.

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, D. Landon, Ed Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 24, 1913.

We, your committee on agriculture, to whom was referred Senate bill No. 379, entitled "An act to establish the western Washington fair," have had the same under consideration, and we respectfully report the same back to the senate with the recommendation that it be placed on general file.

W. C. McCoy, *Chairman.*

We concur in this report: John E. Chappell, J. C. Weatherford, W. D. Cotter.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 24, 1913.

We, your committee on cities of the first class, to whom was referred Senate bill No. 209, entitled "An article relating to local improvements in cities and towns and amending section 6, of an act entitled, 'An act relating to local improvements in cities and towns, repealing certain acts and parts of acts,' approved March 17, 1911, being chapter 98 of the Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In lines 10 and 11 of the printed bill, the same being in lines 24, 25, and 26 of the original bill, strike out the words "street lighting fixtures, street lights, cost, expense, and maintenance of street lighting and street lighting systems," and insert in lieu thereof the words "together with the cost, and expense of furnishing electrical energy to said street lighting systems."

GEO. W. SHAEFER, *Chairman.*

We concur in this report: Walter J. Davis, Ralph Metcalf, Pliny L. Allen, H. M. White, G. E. Steiner.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 24, 1913.

We, your committee on agriculture, to whom was referred Senate bill No. 383, entitled "An act prohibiting bulls, stallions, jackasses and stud mules to run at large, providing for a penalty therefor, and amending section 3182 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. C. McCoy, *Chairman.*

We concur in this report: John E. Chappell, J. C. Weatherford.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 21, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 121, entitled "An act relating to the duties and functions of prosecuting attorneys, abolishing the office of coroner, and repealing sections 4007, 4008, 4009, 4010, 4011, 4012, 4013, 4014, 4015, 4016 4017, 4018, 4019, 4020, 4021, 4022, 4023, 4024, 4025, 4026, 4027, 4028, 4029, 4030, of Remington and Ballinger's Annotated Codes and Statutes of Washington, which said sections relate to the election, qualification and duties of coroners and deputy coroners," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendations that it do pass with the following amendments:

In section 1, line 4 of the printed bill, same being section 1, line 6 of the engrossed bill, before the word "forthwith" insert the words "direct a justice of the peace residing in the county seat of the county to."

At the end of section 1 of the printed bill, same being at the end of section 1 of the engrossed bill, strike the period and add the following words: "and in cases where said justice of the peace receives no salary he shall receive a compensation of five dollars for each investigation, and, in addition thereto, said justice of the peace shall receive his actual and necessary expenses in going to and returning from the place where said investigation is made," including the comma preceding and the period succeeding.

In section 2, line 1 of the printed bill, same being section 2, line 1 of the engrossed bill, strike the words "prosecuting attorney" and insert in lieu thereof the words "justice of the peace."

In section 2, line 2 of the printed bill, same being section 2, line 3 of the engrossed bill, strike the words "expert or other."

In section 2 of the printed bill, same being section 2 of the engrossed bill, strike the period at the end and add the following words: "by the prosecuting attorney of said county," including the period succeeding.

Strike section 3 of the printed bill, same being section 3 of the engrossed bill, and substitute in lieu thereof the following:

"Section 3. That immediately after the conclusion of such investigation, said justice of the peace shall make a full report to, and file same with, said prosecuting attorney together with all evidence taken at such investigation, and the prosecuting attorney shall file said transcript of the testimony given in such investigation and all evidence taken together with his written opinion as to how such person came to his death, in the office of the county clerk of said county."

In section 4, line 1 of the printed bill, same being section 4, line 2 of the engrossed bill, strike the words "prosecuting attorney" and insert in lieu thereof the words "said justice of the peace."

In section 4, line 3 of the printed bill, same being section 4, line 5 of the engrossed bill, strike the words "county treasurer" and insert in lieu thereof the words "prosecuting attorney."

In section 5, line 1 of the printed bill, same being section 5, line 2 of the engrossed bill, strike the words "prosecuting attorney" and insert in lieu thereof the words "justice of the peace."

In section 5, line 4 of the printed bill, same being section 5, line 7 of the engrossed bill, strike the word "seventy" and insert in lieu thereof the word "thirty."

In section 5, lines 5 and 6 of the printed bill, same being section 5, line 9 of the engrossed bill, strike the words "county treasurer" and insert in lieu thereof the words "prosecuting attorney."

Strike section 8 of the printed bill, same being section 8 of the engrossed bill, and substitute therefor the following:

"Section 8. The prosecuting attorney shall, after paying the burial expenses provided for by section five of this act, pay the balance of any money in his hands to the executor or administrator of such deceased, if one has been appointed, and, if not, to the county treasurer of the county."

Strike section 9 of the printed bill, same being section 9 of the engrossed bill and substitute in lieu thereof sections 9, 10, and 11 as follows:

"Section 9. The office of county coroner is hereby abolished as to all counties of this state except counties of the first class.

"Section 10. All acts or parts of acts in conflict with the provisions of this act are hereby repealed.

"Section 11. This act shall take effect on the second Monday of January, 1915, and at said time all coroners affected by this act shall deliver to the prosecuting attorneys of their respective counties all property which had theretofore come into their possession by virtue of their official capacity as coroners."

Strike the title of the printed bill, same being the title of the engrossed bill and substitute therefor the following:

"An act relating to the duties and functions of coroners and justices of the peace; abolishing the office of county coroner in certain counties, and repealing all acts in conflict herewith."

HARRY ROSENHAUPT, *Chairman*.

We occur in this report: John L. Sharpstein, Henry H. Wende, D. Landon. G. E. Steiner, Harve H. Phipps, A. H. Imus, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, he report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred engrossed House bill No. 91, entitled "An act making an appropriation

for and directing the payment of the principal and interest due on the purchase of fractional section 16 in township 25 north, range 4 east, Willamette Meridian, made under the provisions of chapter 122, Laws of Washington, 1893, validating the sale of said fractional section and directing the execution and delivery of a deed for the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman.*

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, D. Landon, Ed. Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred engrossed House bill No. 364, entitled "An act appropriating the sum of five hundred dollars from the public highway fund and for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineer," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman.*

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, D. Landon, Ed. Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 115, entitled "An act to provide for exhibits of the resources, products, and advantages of the State of Washington; the erection of a state building or buildings at the Panama-Pacific International Exposition, to be held at San Francisco, California, in the year 1915, and also at the Panama-California Exposition, to be held at San Diego, California, in the year 1915, and making an appropriation to pay the cost of such exhibits and state building or buildings, and the maintenance of exhibits," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 7, lines 1 and 2 of the printed bill, the same being section 7, line 13 of the original bill, strike the words and figures "five hundred thousand dollars (\$500,000.00)" and insert in lieu thereof the words and figures "two hundred thousand dollars (\$200,000.00)."

In section 7, lines 4 and 5 of the printed bill, the same being section 7, line 18 of the original bill, strike the words and figures "five hundred thousand dollars (\$500,000.00)" and insert in lieu thereof the words and figures "two hundred thousand dollars (\$200,000.00)."

In section 8, line 1 of the printed bill, the same being section 8, lines 1 and 2 of the original bill, strike the words and figures "five hundred thousand dollars (\$500,000.00)" and insert in lieu thereof the words and figures "two hundred thousand dollars (\$200,000.00)."

In section 8, line 2 of the printed bill, the same being section 8, line 27 of the original bill, strike the words "the majority" and insert the following: "one hundred and sixty-five thousand dollars (\$165,000.00), or so much thereof as may be necessary."

In section 8, line 3 of the printed bill, the same being section 8, line 29 of the original bill, strike the period after the word "California" and insert in lieu thereof a comma; then strike the remainder of the section and insert in lieu thereof the following: "and thirty-five thousand dollars (\$35,000.00), or so much thereof as may be necessary, of said money shall be expended at the Panama-California exposition to be held at San Diego, California, in 1915."

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, P. H. Carlyon, D. A. Scott, D. Landon.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, a majority of your committee on appropriations, to whom was referred Senate bill No. 343, entitled "An act making an appropriation to erect a monument commemorating the battle of Steptoe," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do not pass.

D. S. TROY, *Chairman*.

We concur in this report: E. L. French, P. H. Carlyon, D. A. Scott, D. Landon.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, a minority of your committee on appropriations, to whom was referred Senate bill No. 343, entitled "An act making an appropriation to erect a monument commemorating the battle of Steptoe," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: R. A. Hutchinson, George U. Piper.

On motion of Senator Hutchinson, the bill with both reports was ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 20, 1913.

MR. PRESIDENT:

We, a majority of your committee on judiciary, to who was referred Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner or agent thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2 of the printed bill, same being page 1, line 11 of the original bill, strike the word "erection," including the comma preceding.

In section 1, line 3 of the printed bill, same being page 1, line 13 of the original bill, strike the word "erection," including the comma preceding.

In section 2, line 1 of the printed bill, same being page 1, line 19 of the original bill, strike the words "is kept, maintained, or."

In section 2, line 5 of the printed bill, same being page 1, line 27 of the original bill, strike the comma after the word "court." Also in said line strike the last word "in."

In section 2, line 6 of the printed bill, same being page 1, line 27 of the original bill, strike the word "vacation," including the comma succeeding. Also in said line strike the word "shall" and insert in lieu thereof the word "may."

In section 2, line 7 of the printed bill, same being page 1, line 29 of the original bill, strike the words "without bond," including the comma succeeding.

In section 2, lines 8, 9 and 10 of the printed bill, same being page 1, lines 31, 32, and 33 and page 2, line 1 of the original bill, strike the words "by evidence in the form of affidavits, deposition, oral testimony or otherwise, as the complainant may elect, unless the court or judge, by previous order, shall have directed the form and manner in which it shall be presented," and insert in lieu thereof the words "that such nuisance exists."

In section 2, line 10 of the printed bill, same being page 2, line 2 of the original bill, before the word "Three" insert the words "At least" and strike the capital "T" and insert in lieu thereof a small "t."

In section 2, lines 11 and 12 of the printed bill, same being page 2, lines 3, 4 and 5 of the original bill, strike the words "and if then continued at his instance, the injunction as prayed shall be granted as a matter of course," including the comma preceding.

In section 3, lines 1 and 2 of the printed bill, same being page 2, lines 8, 9 and 10 of the original bill, strike the words "The action

when brought shall be triable at the first session of court after due and timely service of the notice has been given, and."

In section 3, line 2 of the printed bill, same being page 2, line 10 of the original bill, from the word "in" before the word "such" strike the small letter "i" and substitute therefor capital "I."

In section 3, line 9 of the printed bill, same being page 2, line 22 or the original bill, strike the word "may" and insert in lieu thereof the word "shall."

In section 3, line 12 of the printed bill, same being page 2, line 26 of the original bill, insert after the word "citizen" the words "who originally brought such action."

In section 4, line 2 of the printed bill, same being page 2, line 28 of the original bill, strike the comma after the word "court."

In section 4, line 2 of the printed bill, same being page 2, lines 28 and 29 of the original bill, strike the words "in vacation, a" and the word "thereof," including the comma succeeding.

In section 4, line 8 of the printed bill, same being page 3, line 3 of the original bill, strike the word "or" after the word "hundred" and insert in lieu thereof the word "nor."

In section 4, line 9 of the printed bill, same being page 3, line 7 of the original bill, strike the first word "or" and insert in lieu thereof the word "nor."

In section 2, lines 6 and 7 of the printed bill, same being page 3, lines 17 and 18 of the original bill, strike the words "of one year, unless sooner released," and insert in lieu thereof the words "not exceeding six months."

In section 5, line 7 of the printed bill, same being page 3, line 19 of the original bill, strike the word "erection," including the comma preceding.

In section 7, line 2 of the printed bill, same being page 3, line 33 of the original bill, strike the word "or," including the comma succeeding.

In section 7, line 3 of the printed bill, same being page 3, line 33, and page 4, line 1 of the original bill, strike the words "in vacation, by the clerk, auditor, and treasurer of the county," including the comma succeeding.

In section 7, line 5 of the printed bill, same being page 4, line 4 of the original bill, strike the comma after the word "court." Also strike the words "in vacation, the," including the comma preceding. Also strike the comma after the word "judge."

In section 8, line 14 of the printed bill, same being page 5, line 2 of the original bill, strike the comma after the word "fund" and strike all words following.

We concur in this report: Harve H. Phipps, A. H. Imus, D. Landon, Henry H. Wende, Ralph Metcalf, H. M. White, G. E. Steiner, Geo. W. Shafer, A. McGuire.

SENATE CHAMBER,
OLYMPIA, WASH., February 22, 1913.

MR. PRESIDENT:

We, a minority of your committee on judiciary, to whom was referred Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner or agent thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do not pass.

HARRY ROSENHAUPT, *Chairman.*

I concur in this report: John L. Sharpstein.

On motion of Senator White, the bill with both reports were ordered placed on general file.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

The House has passed Senate bill No. 248, entitled "An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442, 6444 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety," with the following amendments:

In section 4, line 31 of the printed bill, the same being section 4, page 5, line 21 of the original bill, add the following: "*Provided further*, That any number of lots or tracts of land sold to one person or to the district may be included in a single certificate."

In section 5, line 17 of the printed bill, the same being section 5, page 6, line 19 of the original bill, add the following: "*Provided further*, That any number of lots or tracts included in one certificate may be included in one deed."

And the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Jackson moved that the Senate concur in the House amendments to Senate bill No. 248.

The secretary called the roll and the Senate concurred in the House amendments to the bill by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus,

Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, White—35.

Voting nay: Senator Hutchinson—1.

Absent or not voting were: Senators Anderson, Hewitt, Landon, Rosenhaupt, Sutton, Wende—6.

GENERAL FILE.

Senate bill No. 380, by committee on public buildings and grounds, entitled "An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Laws of 1911," was read third time.

On motion of Senator Carlyon, the bill was amended by striking the word "six" and substituting therefor the word "five" in line 19, section 1 of the original bill, and by striking the word "six" and substituting the word "five" in line 15, section 2, of the original bill.

Senator Brown moved to amend the bill by striking the word "four" in line 11, of section 1 of the original bill, and substituting therefor the word "two."

Senators Allen, Jackson and Carlyon moved a call of the Senate.

The motion carried and a call of the Senate was ordered.

The sergeant-at-arms locked the doors of the Senate chamber.

The secretary called the roll showing absent Senators Anderson (excused), Espy, Hewitt (excused).

On motion of Senator Carlyon, further proceedings under the call of the Senate was dispensed with:

A roll call was demanded on the amendment offered by Senator Brown, by Senators Carlyon, Jackson, Piper, Davis, French, Troy, Allen.

The secretary called the roll and the amendment was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown,

Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Iverson, Leonard, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Steiner, Weatherford, Wende—20.

Those voting nay were: Senators Allen, Campbell, Carlyon, Chappell, Collins, French, Hutchinson, Imus, Jackson, Jensen, Landon, Metcalf, Phipps, Piper, Sharpstein, Stephens, Sutton, Troy, White—19.

Absent or not voting were: Senators Anderson, Espy, Hewitt—3.

Senator Jensen asked the consent of the Senate to change his vote from “no” to “aye.”

Senator Allen objected.

On motion of Senator Brown, the bill was amended by striking the word “four” in line 15, section 3 of the original bill and substituting therefor the word “two.”

On motion of Senator Carlyon, the bill was amended by striking the figures “16” in line 12, section 3 of the original bill, and substituting therefor the figures “15.”

The secretary called the roll on final passage of Senate bill No. 380, and it passed the Senate as amended, by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Scott, Steiner, Stephens, Troy, Weatherford, Wende, White—34.

Absent or not voting were: Senators Anderson, Espy, Hewitt, Phipps, Rosenhaupt, Shaefer, Sharpstein, Sutton—8.

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

Senate bill No. 344, by judiciary committee, entitled “An act providing for the appointment of official court reporters in the State of Washington, prescribing their duties, oath of office, and qualifications, and providing for their compensation and the manner of their appointment,” was read third time.

On motion of Senator Sharpstein, the bill was amended by striking the word "cause" in line 1, page 2, section 1 of the original bill and substituting therefor the words "incompetency, misconduct or neglect of duty."

Senator Bethel moved to amend the bill by striking the word "ten" in line 25, section 3, of the original bill and substituting therefor the word "six."

The amendment was lost.

Senator Allen was called to preside.

Senator White moved to strike section 4 of the bill.

The motion failed to carry.

The president resumed the chair.

On motion of Senator Bethel, the bill was amended by striking section 10 of the bill.

Senator Jensen moved to amend the bill by striking section 14 of the bill.

The amendment was lost.

Senator White moved to amend the bill by striking section 14 of the bill and substituting therefor the words "This act shall not apply to any county in which a city of the first class is located."

The motion failed to carry.

Senator Espy moved to amend the bill by adding a new section, as follows: "Section 15. This act shall not apply to any county or district where the population accessible by land transportation to the county seat is less than twenty thousand."

The amendment was lost.

On motion of Senator Sharpstein, the bill was amended by renumbering the sections so that the numbers will read consecutively.

On motion of Senator Jackson, the bill was amended by inserting the word "any" before the word "other" in line 18, section 13 of the original bill.

The secretary called the roll on final passage of Senate bill No. 344, as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Campbell,

Carlyon, Collins, Davis, Fairchild, Flummerfelt, French, Hammer, Imus, Jackson, Landon, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende—27.

Those voting nay were: Senators Bowen, Brown, Chappell, Cotter, Espy, Hall, Iverson, Jensen, McGuire, Steiner, Troy, White—12.

Absent or not voting were: Senators Anderson, Hewitt, Hutchinson—3.

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

At 12:20 p. m., on motion of Senator Allen, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 2:00 o'clock p. m. by President Hart.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 198, entitled "An act relating to the lands in section 16, township 25 north, range 4 east W. M., and in blocks 7 and 8 of Lake Washington shore lands, dedicating to the public certain portions thereof, and prohibiting the condemnation of such lands;"

Also, enrolled Senate bill No. 63, entitled "An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act;"

Also, enrolled Senate concurrent resolution No. 12, "Relating to the printing of the legislative manual;"

Also, enrolled Senate concurrent resolution No. 14, "Relating to a

special investigation of the cost of manufacturing blasting powder by Professor Elton Fulmer, of Washington State college;"—have compared same with the engrossed bills and original resolutions and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, Ralph D. Nichols, Harry Rosenhaupt.

Senator Landon announced that he had compared engrossed Senate bill No. 198 with the enrolled bill and found it to be properly enrolled, and Senator Nichols made the same statement with reference to enrolled bill No. 63.

The president signed Senate bills Nos. 63 and 198 and Senate concurrent resolutions Nos. 12 and 14.

Senate bill No. 197, by Senator Metcalf, entitled "An act relating to the regulation and conduct of bake shops and bakeries and providing penalties for the violation thereof, and amending sections 5482, 5484, 5487, 5488 and 5491 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 197 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—33.

Absent on not voting were: Senators Anderson, Carlyon, Collins, Hewitt, Hutchinson, Landon, Nichols, Piper, Sutton,—9.

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

Senate bill No. 134, by Senator Imus, entitled "An act relating to easements across, over, under and along state roads and other public highways under the control of the state, and regulating the granting thereof," was read third time.

On motion of Senator Imus, the bill was amended by striking the words "state highway commissioner," line 9, page 3, section 4 of the original bill and inserting in lieu thereof the word "chairman."

On motion of Senator Imus, the bill was amended by striking the words "secretary of state" in lines 12 and 14, page 3, section 4 of the original bill and substituting therefor the words "state highway commissioner."

On motion of Senator Hall, the bill was amended by striking all of section 1 of the bill beginning with the word "provided," in line 12 of the section.

The secretary called the roll on final passage of Senate bill No. 134, as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—31.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Bethel, Carlyon, Fairchild, Hewitt, Jackson, Landon, Piper, Sutton, Weatherford—10.

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

Senate bill No. 307, by Senate committee on commerce and manufactures, entitled "An act relating to the classification, labeling, marketing and selling of eggs and providing penalties for violation thereof," was read third time.

Senator Cotter moved to amend the bill by striking the word "thirty" in line 14, section 1 of the original bill, and inserting in lieu thereof the word "fifteen."

Senator Troy moved as a substitute to amend the bill by striking the word "thirty," line 14, section 1 of the original bill and inserting in lieu thereof the word "twenty."

The substitute motion prevailed.

Senator Espy moved to amend the bill by inserting the words "and the date when laid" after the word "classification" in line 1, page 2, section 2 of the original bill.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 307, as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—38.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Hewitt, Sutton—3.

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

Senate bill No. 359, by appropriation committee, entitled "An act making an appropriation of two hundred seventy-five dollars for the state library," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bill No. 359.

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

On motion of Senator Steiner, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 359, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy,

McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende—38.

Absent or not voting were: Senators Anderson, Hewitt, Sutton, White—4.

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

Senate bill No. 121, by Senator Stephens, entitled "An act relating to municipal corporations owning or operating municipal water plants and authorizing such corporations to sell and deliver surplus water for domestic or other purposes, and to construct and lay down, outside of the limits of said towns or cities such mains, pipes or conduits, as may be necessary to deliver water to such persons or corporations, and providing the mode of payment for such construction," was read third time.

On motion of Senator Scott, the bill was amended by striking the word "shall" in line 24, section 2 of the original bill and substituting therefor the word "may."

The secretary called the roll on final passage of Senate bill No. 121 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, Wende—37.

Absent or not voting were: Senators Anderson, Hewitt, Sutton, Troy, White—5.

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

Senate bill No. 361, by judiciary committee, entitled "An act relating to the purchase, sale, transfer and incumbrance of stocks of goods, wares, merchandise and fixtures and equipment in bulk, providing penalties for the violation thereof, and amending sections 5296, 5297, 5298 and 5299 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 361, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Landon, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende, White—31.

Voting nay: Senator McGuire—1.

Absent or not voting were: Senators Anderson, Bethel, Campbell, Hall, Iverson, Jackson, Jensen, Shaefer, Stephens, Sutton—10.

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

Senate bill No. 236, by Senator Sharpstein, entitled "An act relating to the sale of property under execution and amending section 583 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Sharpstein, the bill was amended by striking the word "office" and the brackets about the word "officer" in line 13, section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 236 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—34.

Absent or not voting were: Senators Anderson, Bethel, Campbell, Hall, Jackson, Piper, Stephens, Troy—8.

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

On motion of Senator Allen, the consideration of Senate bill No. 362 which appeared next on the calendar went over and on

motion of Senator Brown Senate bill No. 364 also was laid over.

Senate bill No. 33, by Senator Bowen, entitled "An act relating to the creation and organization of the county of Vashon, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties," was read third time.

Senator Nichols moved to amend the bill by striking the comma after the word "effect" in line 16, section 12 of the original bill and substituting a period, and striking the balance of the section, and by inserting the words "and representative" between the words "senatorial" and "dis" in line 14 of the section.

The motion was lost.

On motion of Senator Collins, the bill was amended by striking the word "Vashon" in line 18, section 1, and wherever else it appears in the original bill and substituting therefor the word "Bowen."

Senator Jackson moved to amend the bill by inserting in section 12 after the word "representative" the last word in line 17, the following "and the number of representatives to be elected from the 40th district of which said county has heretofore been a part shall be reduced from three to two."

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 33 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, Phipps, Rosenhaupt, Shaefer, Sharpstein, Troy, Weatherford, Wende, White—31.

Those voting nay were: Senators Campbell, Jackson, Leonard, McGuire, Nichols, Scott, Steiner, Stephens—8.

Absent or not voting were: Senators Anderson, Piper, Sutton—3.

On motion of Senator Collins, the title of the bill was amended

by striking the word "Vashon" and substituting therefor the word "Bowen," and the title as amended was ordered to stand as the title of the act.

Senator Landon gave notice that he would, at the proper time, move to reconsider the vote by which Senate bill No. 33 passed the Senate.

Senator Carlyon gave notice that at the proper time he would move to reconsider the vote by which Senate bill No. 380 passed the Senate.

Senator Cotter gave notice that at the proper time he would move to reconsider the vote by which Senate bill No. 334 passed the Senate.

At 4 o'clock p. m., on motion of Senator Allen, the Senate adjourned until 10 o'clock tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FORTY-FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, February 26, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. D. A. Thompson offered prayer.

The secretary called the roll, all members being present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with and it was approved.

At his request, Senator McGuire was excused from attendance on today's sessions to attend to certain important committee work.

Former Senator Paulhamus was invited to a seat at the president's desk.

Letters acknowledging receipt of certain Senate joint memorials were received from United States Senator W. L. Jones and from Congressmen LaFollette and Warburton, read and ordered placed on file.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 17, "Relating to the welfare of the Northwestern tribes of North American Indians," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 19, "Relating to a certain petition signed by the Indian allottees in the Nisqually reservation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

I concur in this report: Walter S. Davis.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on memorials, to whom was referred Senate joint memorial No. 16, "Relating to the entry of agricultural lands within forest reserves," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. L. FRENCH, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen.

On motion of Senator French, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 25, 1913.

We, your committee on state charitable institutions, to whom was referred Senate bill No. 421, entitled "An act in relation to the apportionment of current school funds and amending section 4569 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. Hammer, H. B. Hewitt, Peder Jensen, Peter Iverson.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 25, 1913.

We, your committee on state charitable institutions, to whom was referred Senate bill No. 256, entitled "An act relating to the government, regulation, control and maintenance of the state penitentiary, the state reformatory, the eastern hospital for insane, the state institution for the feeble-minded, the western hospital for the insane, the northern hospital for the insane, the state industrial school, the state school for deaf and blind, the state soldiers' home, the Washington veterans' home, and the state capitol building and grounds, and repealing chapter CXIX of the Session Laws of 1901 and chapter 166 of the Session Laws of 1907," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. Hammer, H. B. Hewitt, Peder Jensen.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 25, 1913.

We, your committee on state charitable institutions, to whom was referred Senate bill No. 333, entitled "An act relating to criminally insane persons, and amending sections 2176, 2283, 5975, 5977, 5978 and 5979 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

R. A. HUTCHINSON, *Chairman*.

We concur in this report: E. Hammer, H. B. Hewitt, Peder Jensen, Peter Iverson.

On motion of Senator Hutchinson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 205, entitled "An act fixing the terms of county and precinct officers and prescribing the times of holding elections therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Jos. Collins, Ed Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 347, entitled "An act relating to the nomination of candidates for public office and amending sections 4807, 4808 and 4810 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Jos. Collins, Ed Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 217, entitled "An act to provide for the appointment of judges, inspectors and clerks for a general election and providing how the votes cast shall be counted and providing a penalty for the violation of this act," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Jos. Collins, Ed Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 139, entitled "An act to prohibit the collection of fees for securing employment or furnishing information looking thereto, and fixing a penalty for the violation of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman*.

We concur in this report: D. Landon, H. B. Hewitt.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 221, entitled "An act relating to the nomination of superior court and supreme court judges, the superintendent of public instruction, and county superintendents of schools, and amending section 4842 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH METCALF, *Chairman*.

We concur in this report: Henry H. Wende, Jos. Collins, Ed Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on insurance, to whom was referred Senate bill No. 426, entitled "An act amending section 2 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

PLINY L. ALLEN, *Chairman*.

We concur in this report: Oliver Hall, Peder Jensen, Chas. H. Flummerfelt, W. J. Sutton.

On motion of Senator Allen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on insurance, to whom was referred Senate bill No. 419, entitled "An act relating to insurance and amending sections 75 and 76 of chapter 49 of the Session Laws of the State of Washington for 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

PLINY L. ALLEN, *Chairman*.

We concur in this report: Oliver Hall, Peder Jensen, Chas. H. Flummerfelt, W. J. Sutton.

On motion of Senator Allen, the report of the committee was adopted.

SENATE CHAMBER,
February 26, 1913.

MR. PRESIDENT:

We, your committee on insurance, to whom was referred Senate bill No. 427, entitled "An act amending sections 44 and 45 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

PLINY L. ALLEN, *Chairman*.

We concur in this report: Oliver Hall, Peder Jensen, Chas. H. Flummerfelt, W. J. Sutton.

On motion of Senator Allen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 289, entitled "An act relating to the use of the public highways, and the rights and remedies of persons thereon, and fixing penalties for a violation of the conditions imposed; creating the department of motor vehicles, and providing for the licensing of motor vehicles and the drivers and operators thereof; and repealing chapter 154, Laws of 1905," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill submitted herewith, to be known as substitute Senate

bill No. 289, be substituted therefor, and that said substitute bill do pass.

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Ralph Metcalf, Harve H. Phipps, Ed Brown, J. E. Leonard, A. McGuire.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 184, entitled "An act relating to the employment of minors, prohibiting those under certain age from being employed in the industries, establishments, trades, or occupations named, providing a method of enforcement and fixing penalties for a violation thereof; and repealing sections 2447, 4715, 5490, 6570, 6571 and 7388, Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. CAMPBELL, *Chairman.*

We concur in this report: H. B. Hewitt, Ralph Metcalf.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 389, entitled "An act relating to the supervision and regulation of investment companies and dealers in securities and the sale and transfer of the stocks, bonds and properties of corporations, and to prevent fraud and imposition by investment companies and dealers in securities and by corporations; making it a gross misdemeanor to violate the provisions of this act, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Ralph Metcalf, Geo. W. Shaefer, Harve H. Phipps, H. M. White, A. H. Imus, Henry H. Wende, Arthur McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 434, entitled "An act relating to the conveyance of land by deed, and

amending section 8747 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Ralph Metcalf, Geo. W. Shaefer, Harve H. Phipps, H. M. White, A. H. Imus, Henry H. Wende, Arthur McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 294, entitled "An act relating to the organization, classification, incorporation and government of municipal corporations under a commission, and amending section 1 of an act entitled 'An act relating to the organization, classification, incorporation and,' etc," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 3 of section 1 of the printed bill, same being line 14 of the original bill, after the word "emergency" insert the following: "Approved March 17, 1911, being chapter 116 of the Laws of 1911."

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: E. Hammer, W. D. Cotter.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 325, entitled "An act authorizing cities and towns to acquire by purchase or otherwise, water for irrigation and domestic purposes; to levy and collect special assessments and taxes to pay for the same and for annual maintenance and operation charges, and for unpaid installments where city or town has heretofore contracted," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike the following words from the title: "and declaring an emergency."

In line 5 of section 1 of the printed bill, same being line 19 of the original bill, after the word "acquire" insert the words "or lease."

In line 1 of section 2 of the printed bill, after the word "purchasing" insert the words "or leasing."

In line 2 of section 2 of the printed bill, after the word "purchased" insert the words "or leased."

In line 11 of section 2 of the printed bill, after "1911" insert the following: "or any other statute of this state."

In line 1 of section 3, after the word "purchasing" insert the words "or leasing."

In line 2 of section 3, after the word "purchased" insert the words "or leased."

In line 5 of section 3, after the word "purchased" insert the words "or leased."

In line 4 of section 4, after "1911" insert the words "or any other statute in force."

In line 7 of section 5, after the word "and" insert the word "not."

Strike all of section 6 up to and including the words "Provided, however."

Strike all of section 7.

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: E. Hammer, W. D. Cotter.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 151, entitled "An act amending section 6226 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the payment by counties and towns of the fourth class of premiums or charges for surety bonds given for appointive or elective officers thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 15 of section 1 of the printed bill, the same being line 28 of the original bill, after the word "or" insert the words "of a."

In line 16 of the printed bill, same being line 1, page 2 of the original bill, after the word "or" insert the words "of a."

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: E. Hammer, W. D. Cotter.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 201, entitled "An act relating to the crime of treason and the punishment therefor, and amending section 2317 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had

the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, D. Landon, A. H. Imus, Henry H. Wende, Ralph Metcalf, A. McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred House bill No. 381, entitled "An act to adopt Pierce's Washington Code as an official compilation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, D. Landon, A. H. Imus, Henry H. Wende, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 24, 1913.

We, your committee on judiciary, to whom was referred engrossed House bill No. 27, entitled "An act relating to false statements, and making the same a gross misdemeanor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 8 of the engrossed bill strike the words "or private individual."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, Harve H. Phipps, Geo. W. Shaefer, H. M. White, A. H. Imus, Henry H. Wende, A. McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

I, a minority of your committee on judiciary, to whom was referred engrossed House bill No. 51, entitled "An act to amend section 2, chapter 121 of the Session Laws of 1911, entitled 'An act relating to the disqualification of judges of the superior courts, and providing change of venue or change of judges on account thereof,'" have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

ARTHUR MCGUIRE.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, a majority of your committee on judiciary, to whom was referred engrossed House bill No. 51, entitled "An act to amend section 2, chapter 121 of the Session Laws of 1911, entitled 'An act relating to the disqualification of judges of the superior courts, and providing change of venue or change of judges on account thereof,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Ralph Metcalf, Harve H. Phipps, Geo. W. Shaefer, H. M. White, A. H. Imus, Henry H. Wende.

On motion of Senator Rosenhaupt, the bill with both reports on same was ordered placed on general file.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 248, entitled "An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442 and 6444 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety";

Also enrolled Senate bill No. 14, entitled "An act relating to the formation of banking corporations and regulating the business of banking, and amending section 3330 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also enrolled Senate bill No. 30, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class";—have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, Harry Rosenhaupt.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 299, entitled "An act to regulate the purchase of railroad stock, bonds and property by railroad companies, and amending

section 8665 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also engrossed Senate bill No. 131, entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditure thereof and providing for the validation and retirement of existing road and bridge indebtedness, and repealing sections 5590, 5591, 5592, 5593, 5594, 5595, 5596, 5597, 5598, 5599, 5600, 5601, and 5602, Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also engrossed Senate bill No. 244, entitled "An act relating to horticulture and amending sections 3074, 3080, 3082, 3091, 3092, 3096, 3098, 3099, 3100, 3131 and 3134 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: G. E. Steiner, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 523, entitled "An act to facilitate the operation of the provisions of section 1 of article II of the constitution relating to the initiative and referendum," etc.;

Also, engrossed House bill No. 188, entitled "An act relating to the superior courts in the counties of Clallam, Island, Jefferson and Snohomish, and the election of judges therein";

Also, engrossed Senate bill No. 14, entitled "An act relating to the formation of banking corporations and regulating the business of banking," etc.;

Also, engrossed Senate bill No. 30, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class";

Also, engrossed Senate bill No. 97, entitled "An act to amend section 1, chapter 150, Session Laws of 1909, of an act entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities,'" etc., with the following amendments: Strike lines from 1 to 5 and the first two words of line 6, section 1 of the printed bill, and substitute the following: "Section 1. That section 8005 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Section 8005." Amend title to correspond.

Also, Senate bill No. 149, entitled "An act authorizing the consolidation of two or more diking districts, heretofore organized," etc., with the following amendments:

Amend title by inserting in the first line thereof after the word "more" the word "contiguous."

Amend section 1, line 1 by inserting after the word "more" the word "contiguous."

Amend section 1, line 3 by inserting after the word "may" the following: "Upon petition signed by the owners of real property representing a majority of the acreage therein to the commissioners of the respective districts."

Amend section 5, after the word "consolidated" in line 2 of section 5 insert the following: "and all assessments levied and moneys collected and to be collected thereunder."

Amend section 5, line 3, after the word "obligations" add the following: "and the expenditure of moneys collected or to be collected under such previous assessments."

Amend section 5, line 4, after the word "against" add the following: "and for the benefit of."

Also, the House has passed House joint memorial No. 13, "Relating to petitioning the president-elect of the United States to make the matter of railroad construction and development in the Territory of Alaska a part of the subject matter of his first message," etc.;

Also, the speaker has signed enrolled Senate bill No. 14, entitled "An act relating to the formation of banking corporations and regulating the business of banking, and amending section 3330 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 30, entitled "An act to establish and regulate the salaries of county commissioners in counties having a township organization, other than counties of the first class";

Also, enrolled Senate bill No. 248, entitled "An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442, and 6444 of Remington and Ballinger's Annotated Codes and Statutes of Washington and declaring the same necessary for the immediate need of the public peace, health and safety."

Also, the speaker has appointed as the House members of the committee under House concurrent resolution No. 26, relating to a legislative ball, Messrs. Conner, Freeman and Brislawn.

Also, the House has passed Senate joint resolution No. 6, "Relating to the appointment of assistants by the attorney general";

Also, Senate concurrent resolution No. 8, "Relating to the naming of "Forsyth glacier."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read the House amendments to Senate bill No. 97.

On motion of Senator Metcalf that the Senate concur in the

House amendments to the bill, the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Metcalf, McCoy, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, White—30.

Absent or not voting were: Senators Anderson, Campbell, Hewitt, Iverson, Jackson, Landon, Leonard, McGuire, Phipps, Sutton, Weatherford, Wende—12.

The secretary read the House amendments to Senate bill No. 149.

On motion of Senator Hammer that the Senate concur in the House amendments to the bill, the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—30.

Absent or not voting were: Senators Anderson, Carlyon, Collins, Hewitt, Iverson, Jackson, Landon, Leonard, Phipps, Scott, Sutton, Weatherford—12.

On motion of Senator Allen, the Senate took up for consideration out of order House joint memorial No. 13, at this time.

The secretary read

HOUSE JOINT MEMORIAL NO. 13.

By committee on memorials:

To Honorable Woodrow Wilson, President-elect, Trenton, N. J.:

We, your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled, respectfully petition:

That you make the matter of railroad construction and development in the Territory of Alaska a part of the subject matter of your first message to the congress of the United States, and that if this is im-

practicable or inconvenient, you send a special message to the congress on the subject at your earliest convenience.

To this end we respectfully direct your attention to the report of the Alaska railway commission.

On motion of Senator Allen, the rules were suspended, House joint memorial No. 13 was read second and third times and placed on final passage.

The secretary called the roll on final passage of House joint memorial No. 13 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Landon, Leonard, Metcalf, McCoy, Nichols, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—31.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Carlyon, Fairchild, Iverson, Jackson, McGuire, Phipps, Scott, Sutton, Weatherford—10.

On motion of Senator Espy, Senate joint memorial No. 9 was ordered printed.

Senator Collins reported that he had compared engrossed Senate bill No. 14 with the enrolled bill and found it to be properly enrolled, and Senator Brown made the same statement with reference to Senate bill No. 30 and Senator Anderson as to Senate bill No. 248.

The president signed Senate bills Nos. 14, 30 and 248.

Senator Allen was granted unanimous consent to introduce a bill drawn by the committee on insurance.

Senator Rosenhaupt was granted unanimous consent to introduce a bill drawn by the committee on judiciary.

INTRODUCTION OF BILLS.

Substitute Senate bill No. 289, by committee on roads and bridges, entitled "An act relating to the use of the public highways, and the right and remedies of persons thereon, and fixing penalties for violation of the condition imposed; creating the department of motor vehicles, and providing for the licensing of

motor vehicles and drivers and operators thereof; and repealing chapter 154, Laws 1905."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 452, by Senate committee on insurance, entitled "An act amending section 26, chapter 49 of the Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto.' approved March 10, 1911."

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 453, by judiciary committee, entitled "An act relating to salaries of judges of the superior court in counties of the first class."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Engrossed House bill No. 188, by Mr. LeSourd, entitled "An act relating to the superior court in the counties of Clallam, Island, Jefferson and Snohomish, and the election of judges therein."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to committee on judiciary.

Engrossed House bill No. 523, by joint committee on privileges and elections, entitled "An act to facilitate the operation of the provisions of section 1 of article II of the constitution relating to the initiative and referendum, to prevent fraud, providing penalties for violation thereof, and declaring that this act shall take effect immediately."

The bill was read the first time, and on motion of Senator Metcalf, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

GENERAL FILE.

Engrossed House bill No. 385, by joint committee on railroads, entitled "An act relating to railroad and highway crossings and to the changing and elimination of grade crossings; providing penalties for the violation of this act, making an appropriation, and repealing chapter 162, Laws of 1909, relating to railroad crossings, and providing for the exercise of the power of eminent domain to carry the purposes of this act into effect," was read third time.

On motion of Senator Scott, the Senate resolved itself into a committee of the whole to consider engrossed House bill No. 385.

The bill was considered in committee of the whole, Senator Imus in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendment:

In line 29, section 24 of the engrossed bill after the word "dollars" insert the following: "or as much thereof as may be necessary."

On motion of Senator Imus, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of engrossed House bill No. 385 as amended in the Senate and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—35.

Voting nay: Senator Iverson—1.

Absent or not voting were: Senators Allen, Collins, Espy, Hewitt, Leonard, Stephens—6.

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

Engrossed House bill No. 49, by Mr. Wray, entitled "An act concerning domestic relations and to prevent and punish family desertion or non-support of wife or child or children, and providing for support bonds and suspension of trial and sentence, and authorizing and directing the county commissioners to work convicted persons and to pay certain monies to the wife, or child, or children for the labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offenses, and repealing sections 2444 and 5933 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 49, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Landon, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Carlyon, Collins, Espy, Iverson, Leonard, McGuire, Nichols, Scott, Troy—9.

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

Senator Cotter withdrew his notice of a motion to reconsider the vote by which Senate bill No. 334 passed the Senate.

Engrossed House bill No. 363, by committee on roads and bridges, entitled "An act providing for the appointment and qualification of an assistant highway commissioner," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 363, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps,

Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Allen, Carlyon, Chappell, Flummerfelt, McGuire, Nichols, Scott, Sharpstein, Troy—9.

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

Engrossed House bill No. 153, by Mr. Wray, entitled "An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants and providing for their election or appointment, fixing their salaries," was read third time.

On motion of Senator Davis, the bill was amended by striking the word "biennially" in line 12, section 1 of the engrossed bill and substituting therefor the word "quadrennially."

Senator Rosenhaupt moved to strike section 3 of the engrossed bill and substitute therefor the following: "Section 3. The salaries of such justices of the peace in all cities having a population in excess of 100,000 according to the census of the Federal government last taken shall be \$1800 (eighteen hundred) dollars per annum.

A roll call was demanded on the adoption of the amendment by Senators Hutchinson, Piper, Bethel, Shaefer, Collins, Chappell, Espy.

The secretary called the roll on the adoption of the amendment and it was adopted by the following vote:

Those voting aye were: Senators Anderson, Campbell, Carlyon, Chappell, Collins, Davis, Flummerfelt, French, Hammer, Hewitt, Jackson, Jensen, Metcalf, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Wende, White—24.

Those voting nay were: Senators Bethel, Bowen, Brown, Espy, Hutchinson, Iverson, Piper—7.

Absent or not voting were: Senators Allen, Cotter, Fairchild, Hall, Imus, Landon, Leonard, McGuire, Stephens, Troy, Weatherford—11.

The secretary called the roll on final passage of engrossed House bill No. 153 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—37.

Those voting nay were: Senators Hutchinson, Landon, Steiner—3.

Absent or not voting were: Senators Carlyon, McGuire—2.

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

Senator Jackson requested unanimous consent to introduce a bill but objection thereto was made by Senators Nichols and Piper.

At the request of Senator Espy, the Senate committee on state, granted, school and tide lands was excused from attendance on this afternoon's session after 2:00 o'clock p. m. to attend to certain committee business.

At 12:10 p. m., Senator Allen moved that the Senate take a recess until 2:00 o'clock this afternoon.

Senator Espy moved as an amendment that the Senate recess until 1:30 this afternoon.

The motion of Senator Allen was lost.

The motion of Senator Espy carried and the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 1:30 o'clock p. m. by President Hart.

On motion of Senator Troy, Senate bill No. 418 was referred to the committee on appropriations.

Engrossed House bill No. 249, by Messrs. Mapes, McKay

and Craig, entitled "An act granting certain tidelands to the port of Grays Harbor for port purposes only and providing for its reversion to the state if not used for such purpose," was read third time.

Senator Landon moved to amend the bill by inserting the words "or its successor in interest" after the words "Grays Harbor" in line 4 of section 4 of the engrossed bill.

The amendment failed to carry.

The secretary called the roll on final passage of engrossed House bill No. 249 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Scott, Shaefer, Steiner, Stephens, Troy, Weatherford, Wende, White—36.

Absent or not voting were: Senators Anderson, Phipps, Piper, Rosenhaupt, Sharpstein, Sutton—6.

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

Engrossed House bill No. 300, by committee on state, school and granted lands, entitled "An act relating to the sale and removal of timber from state, school and granted lands," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 300 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende—31.

Those voting nay were: Senators Davis, Fairchild, Hutchinson, Jensen—4.

Absent or not voting were: Senators Jackson, Phipps, Piper, Shaefer, Stephens, Sutton, White—7.

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

On motion of Senator Landon, the vote by which the committee on state, granted, school and tide lands was excused at 2 o'clock this afternoon was reconsidered.

On motion of Senator Allen, the committee was excused after the Senate had disposed of engrossed House bill No. 15.

Engrossed House bill No. 15, by Mr. Hughes, entitled "An act providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens," was read third time.

Senator Nichols moved to amend the bill by inserting the words "and within municipal corporations unless said alien is a resident of the State of Washington" after the words "municipal corporations" in line 12, section 1, following the amendment made by committee on constitution and constitutional revision, on the engrossed bill.

Roll call was demanded on the amendment by Senators Brown, Hutchinson, Campbell, Nichols, Bethel, Hammer, Espy.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Flummerfelt, French, Hammer, Hutchinson, Iverson, Jensen, McCoy, Nichols, Scott, Shaefer—14.

Those voting nay were: Senators Allen, Anderson, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Hall, Hewitt, Imus, Jackson, Landon, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—27.

Absent or not voting: Senator Piper—1.

Senator Collins moved the previous question, supported by Senators Landon, Jackson, Stephens.

The motion carried.

The secretary called the roll on final passage of engrossed House bill No. 15 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Carlyon, Collins, Davis, Flummerfelt, Hewitt, Imus, Landon, McGuire, Phipps, Steiner, Stephens, Troy, Wende—16.

Those voting nay were: Senators Bethel, Bowen, Campbell, Chappell, Cotter, Espy, Fairchild, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Leonard, McCoy, Nichols, Scott, Shaefer, Sharpstein, Sutton, Weatherford, White—23.

Absent or not voting were: Senators Metcalf, Piper, Rosenhaupt—3.

When Senator Brown's name was called he asked that the following be spread upon the record: "I am absolutely opposed to this bill but do not think I should place my judgment in preference to the majority of the people."

Senator Hutchinson requested the following placed upon the journal: "I am opposed to this bill as it opens a way for alien labor to manufacture goods and acquire property in this country to the detriment of citizen labor."

The following statement was made by Senator Nichols and at his request placed in the record: "I believe that when an act is against the judgment of that body it is the duty of the legislature to vote it down."

Senator Sharpstein requested the following spread upon the record: "At first I reluctantly agreed to this bill and I am now convinced that like nearly all amendments to the constitution there is more apt to be danger than good coming from it and so I vote 'no.' We are here to express our best judgment on these questions."

Senator Nichols moved that the rules be suspended and that engrossed House bill No. 15, be now reconsidered.

Senator Jackson moved as a substitute that the reconsideration of the bill be made a special order for next Tuesday, March 4, 1913, at 2 o'clock p. m.

On motion of Senator Sharpstein, the whole matter was laid on the table.

Engrossed House bill No. 173, by Mr. Hughes, entitled "An act to provide for the selection and adoption of an official state flag," was read third time.

On motion of Senator Hutchinson, the bill was laid on the table.

Senator Metcalf was excused at his request.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider engrossed House bills Nos. 364 and 91.

The bills were considered in the committee of the whole, Senator Sharpstein in the chair, and reported back to the Senate with the recommendation that both engrossed House bill No. 364 and engrossed House bill No. 91 do pass.

On motion of Senator Sharpstein, the report of the committee of the whole was adopted.

Engrossed House bill No. 364, by committee on roads and bridges, entitled "An act appropriating the sum of five hundred and no-100 dollars (\$500.00) from the public highway fund for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineers," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 364 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, McCoy, Nichols, Phipps, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—28.

Absent or not voting were: Senators Campbell, Cotter, Espy, Hammer, Hewitt, Jensen, Metcalf, McGuire, Piper, Rosenhaupt, Steiner, Sutton, Weatherford, White—14.

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

Engrossed House bill No. 91, by Messrs. Murphine, Zednick, Hastings, Sumner and Grass, entitled "An act making an appropriation for and directing the payment of the principal and

interest due on the purchase of fractional section 16 in township 25 north, range 4 east Willamette Meridian, made under the provisions of chapter 122, Laws of Washington, 1893, validating the sale of said fractional section and directing the execution and delivery of a deed for the same," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 91, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, McCoy, Nichols, Phipps, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—28.

Absent or not voting were: Senators Campbell, Cotter, Espy, Hammer, Hewitt, Jensen, Metcalf, McGuire, Piper, Rosenhaupt, Steiner, Sutton, Weatherford, White—14.

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

Engrossed House bill No. 121, by Messrs Moren and Brown, entitled "An act relating to the duties and functions of coroners and justices of the peace; abolishing the office of county coroner in certain counties, and repealing all acts in conflict herewith." was read third time.

On motion of Senator Sharpstein, the engrossed bill was amended by adding to the end of section 9 the following words "and none of the provisions of this act shall apply to or in counties of the first class."

Senator Nichols moved to amend the engrossed bill by striking the words "except counties of the first class" in line 2 of section 9.

The motion was lost.

The secretary called the roll on final passage of engrossed House bill No. 121 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Fairchild, Flummerfelt,

French, Hall, Hewitt, Imus, Iverson, Jackson, Landon, Nichols, Phipps, Scott, Shaefer, Sharpstein, Troy, Wende—23.

Those voting nay were: Senators Campbell, Chappell, Davis, Leonard, McCoy, Stephens—6.

Absent or not voting were: Senators Cotter, Espy, Hammer, Hutchinson, Jensen, Metcalf, McGuire, Piper, Rosenhaupt, Steiner, Sutton, Weatherford, White—13.

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

On motion of Senator McCoy, Senate bill No. 362 was re-referred to committee on agriculture.

Senate bill No. 364, by committee on roads and bridges, entitled "An act regulating the load in proportion to the width of tires that may be transported on vehicles over and along certain state and county roads, and providing penalties for violations thereof," was read third time.

On motion of Senator Nichols, the bill was amended by inserting after the word "tires" in line 17, section 1 of the original bill, the following: "for tires two inches in width or less; and for tires in excess of two inches in width, but not to exceed five inches in width, the load per inch per width of tire shall not exceed four-hundred pounds per inch of width of tire plus fifty pounds per inch of width in excess of two inches; and for tires five inches in width the load shall not exceed five-hundred fifty pounds per inch of width of such tire; and for tires in excess of five inches in width the load per inch of width shall not exceed five hundred fifty pounds per inch of width of tire plus seventy pounds per inch of width in excess of five inches."

The secretary called the roll on final passage of Senate bill No. 364 as amended and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, McCoy, Nichols, Phipps, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—30.

Absent or not voting were: Senators Cotter, Espy, Hammer, Jensen, McCoy, Metcalf, Piper, Rosenhaupt, Steiner, Sutton, Weatherford, White—12.

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

Senate bill No. 354, by committee on appropriations, entitled "An act relating to deputy commissioner of statistics, and amending section 8963 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 354, and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Collins, Fairchild, Flummerfelt, Hall, Hewitt, Imus, Landon, McCoy, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—18.

Those voting nay were: Senators Bowen, Brown, Chappell, Davis, French, Iverson, Jackson, Leonard, Nichols, Phipps—10.

Absent or not voting were: Senators Bethel, Cotter, Espy, Hammer, Hutchinson, Jensen, Metcalf, McGuire, Piper, Rosenhaupt, Steiner, Sutton, Weatherford, White—14.

Senator French gave notice of a motion to reconsider the vote by which Senate bill No. 354 failed to pass the Senate.

On motion of Senator Carlyon, the rules were suspended and all bills passed by the Senate at today's session were ordered transmitted to the House immediately.

Senator Allen was granted permission to introduce a committee report at this time.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on insurance, to whom was referred re-engrossed House bill No. 207, entitled "An act relating to insurance, and amending sections 79 and 84 of chapter 49 of the Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the title, after the figures "79" insert ", 83."

In section 1, line 8 of the printed bill, being line 12 of page 1, section 1 of the original bill, beginning with the words "Provided further," strike the remainder of the section.

Strike all of section 2, and insert in lieu thereof two new sections, to be known as sections 2 and 3, as follows:

Sec. 2. That section 83 of chapter 49 of the Laws of 1911 be amended to read as follows:

Section 83. All insurance business in this state is hereby classified as follows:

(1) Fire and marine insurance, upon buildings and other property against loss or damage by fire, lightning, wind storms, cyclones, tornadoes, hail, or earthquakes, water from the breakage or leakage of sprinklers, pumps or other apparatus erected for extinguishing fires, and water pipes; and against accidental injury to such sprinklers, pumps or other apparatus; and against loss or damage arising from the prevention or suspension of rent or use and occupation of any building, plant, or manufacturing establishment due to the hazard or peril insured against; and upon vessels, boats, cargoes, goods, merchandise, freight and other property against loss or damage by the risks of lake, river, canal and inland transportation and navigation, including insurance upon automobiles, whether stationary or being operated under their own power, and reinsurance of any risks taken in this class; but not upon ocean marine risks, and other casualty insurance risks.

(2) Marine insurance, *being* ocean and inland *transportation* risks, but not including any other casualty insurance as hereinafter provided.

(3) Life insurance, *being*, endowments and annuities, but not including health, or accident or sickness insurance or any *other* casualty insurance as hereinafter provided.

(4) Accident insurance, and either sickness or health insurance, *being* insurance against injury, disablement, or death resulting from travel or general accident, and against disablement resulting from sickness; and every insurance appertaining thereto.

(5) Fidelity and surety insurance, being the guaranteeing of persons holding the places of public or private trust; guaranteeing the performance of contracts other than insurance policies; or guaranteeing and executing all bonds, undertakings and contracts of suretyship.

(6) Liability insurance, *being* all insurance against loss or damage resulting from accident to or injury, fatal or non-fatal, suffered by an employe or other person *and for* which the insurer is liable.

(7) Plate glass insurance, *being* all insurance against breakage of glass, whether local or in transit.

(8) Boiler and machinery insurance, *being* insurance upon steam boilers and upon pipes, engines and machinery connected therewith and operated thereby, against explosion and accident, and against loss or damage to life, person or property, resulting therefrom.

(9) Burglary insurance, *being* insurance against loss by burglary, house breaking or theft.

(10) Sprinkler insurance, *being* insurance against loss or damage by water to any goods or premises arising from the breakage or leakage of sprinklers or water pipes.

(11) Credit insurance, *being* insurance, or guaranty either by agreement to purchase incollectible debts, or otherwise to insure against loss or damage from the failure of persons indebted or to become indebted to the insured, or to meet existing or contemplated liabilities.

(12) Title insurance, insurance or guaranteeing owners of property or others interested therein, against loss by encumbrance, or defective titles, or adverse claim to title, either together with or without examination of title or furnishing information relative thereto.

(13) Team and vehicle insurance, *being* insurance against loss, damage or legal liability for loss, because of damage to property or persons caused by the use of teams or vehicles *operated by power not generated in or upon the vehicle*, whether by accident or collision, and including insurance against theft of the whole or any part of the vehicle. *The term vehicle, as herein used, includes elevators and bicycles.*

(13½) *Motor vehicle insurance, being insurance on motor vehicles operated by power generated within or without such vehicles, except those operating on water or on rails, against loss or damage or loss of use of or to the vehicle, furnishings, tools, appliances and equipment; or legal liability for loss or damage to persons or property resulting through the operation of the vehicle; caused by fire, self-ignition and explosion, theft, collision, or other insurable hazards, including all hazards incident to transporting such vehicle by land or by water.*

(14) Miscellaneous insurance, *being* insurance upon any risk not included within or under either of the foregoing classes and which is a proper subject of insurance, not prohibited by law or contrary to sound public policy.

Sec. 3. That section 84 of chapter 49 of the Laws of 1911 be amended to read as follows:

Sec. 84. Class or classes or insurance permitted: Any insurance company having the required amount of capital, or assets, when permitted by its articles of incorporation or charter, may be authorized and licensed by the commissioner to make insurance in this state under one or more of the classes prescribed in the several paragraphs in section eighty-three of this act, as follows:

(1) Fire and Inland Marine Companies. Qualifications. No stock company shall make insurance in this state under class one of section eighty-three of this act, without having capital stock of at least two hundred thousand dollars, of which not less than one-half must be paid in cash or like securities authorized by this act, and the remainder in cash or like securities, paid within one year after the company is incorporated, and a surplus of not less than fifty thousand dollars, nor shall such company make insurance in this state, in any other of said

classes of insurance specified in said section, except in classes two, seven, ten and thirteen and one-half; and is not to make insurance in class two or thirteen and one-half without having additional capital of at least one hundred thousand dollars for each of said classes, and is not to make insurance in classes seven, ten and thirteen and one-half (excepting against the hazard of injury to persons) in addition to class one without having additional capital of at least fifty thousand dollars; or in addition to classes one and two without having a capital stock of at least three hundred and fifty thousand dollars.

(2) Marine Insurance Company. Qualifications. No stock insurance company shall make insurance in this state under class two of section eighty-three without having a capital stock of at least one hundred thousand dollars fully paid and a surplus of not less than fifty thousand dollars, nor shall such company make insurance in this state in any other of said classes of insurance except in class one; nor make insurance in class one without having additional capital of at least two hundred thousand dollars.

(3) Life Insurance Companies. Qualifications. No stock insurance company shall make insurance in this state under class three of section eighty-three without having a capital stock fully paid of at least one hundred thousand dollars with a surplus of not less than fifty thousand dollars, nor shall such company make insurance in this state in any other of said classes of insurance except in classes four and six; nor to make insurance in class four without having additional capital of at least fifty thousand dollars; nor to make insurance in class six without having additional capital of at least two hundred thousand dollars; nor to make insurance in classes four and six without having additional capital of at least two hundred and fifty thousand dollars.

(4) Title Insurance Companies. Qualifications. No company shall issue contracts of guaranty or title insurance in this state, under class twelve of section eighty-three, until and unless it deposit and maintain on deposit through the office of the insurance commissioner, with the state treasurer, a guaranty fund in securities authorized by this act as legal investments for the capital or fund of insurance companies, in amounts as follows (a) In counties having a population of five hundred thousand or more as evidenced by the last official census of the United States or of the State of Washington, the guaranty fund shall be not less than two hundred thousand dollars; (b) In counties having a population of not less than three hundred thousand nor more than five hundred thousand, as evidenced by said census, the guaranty fund shall not be less than one hundred and fifty thousand dollars; (c) In counties having a population of not less than one hundred and fifty thousand nor, more than three hundred thousand, as evidenced by said census, the guaranty fund shall not be less than one hundred thousand dollars; (d) In counties having a population of not less than one hundred thousand nor more than one hundred and fifty thousand, as evidenced by said census, the guaranty fund shall be not less than

seventy-five thousand dollars; (c) in counties having a population of not less than sixty thousand nor more than one hundred thousand, as evidenced by said census, the guaranty fund shall be not less than fifty thousand dollars; (f) In counties having a population of not less than thirty-five thousand nor more than sixty thousand, as evidenced by said census, the guaranty fund shall be not less than twenty five thousand dollars; (g) In counties having a population of not less than fifteen thousand nor more than thirty-five thousand, as evidenced by said census, the guaranty fund shall be not less than fifteen thousand dollars; (h) And in counties having a population of less than fifteen thousand, as evidenced by said census, the guaranty fund shall be not less than ten thousand dollars. Any company authorized to issue contracts of guaranty or title insurance in *any county of this state shall be permitted and authorized to issue contracts of guaranty and title insurance in one or more other counties of this state, provided its guaranty fund on deposit with the state treasurer is equal to the maximum amount hereinbefore required of a company issuing contracts of guaranty or title insurance in any of such counties. Provided further, If any company shall have complied or shall thereafter comply with the provisions of this act for the county in which it has its principal place of business no other company authorized to issue contracts of guaranty or title insurance in any other county of this state shall be permitted to issue contracts of guaranty or title insurance therein after the expiration of its certificate of authority then held unless it has deposited or shall thereafter deposit with the state treasurer through the office of the insurance commissioner securities in addition to those then required of such company in the same amount as required for such county. Provided further, That when any company authorized to issue contracts of guaranty or title insurance in any county of the state shall have and maintain on deposit with the state treasurer a guaranty fund in securities authorized by this act in the total amount of two hundred thousand dollars, such company shall be permitted and authorized to issue contracts of guaranty and title insurance in all of the counties of this state Provided further, That nothing herein contained shall prevent any company authorized to issue contracts of guaranty or title insurance in any county of this state from underwriting or reinsuring in whole or in part contracts of guaranty or title insurance by any other company. The provisions of this act shall in no wise be interpreted to apply to persons, co-partnerships, or corporations engaged in the business of preparing and issuing abstracts of, but not guaranteeing or insuring, title to property and certifying to the correctness thereof.*

(5) Fidelity and Surety Insurance Companies. Qualifications. No stock insurance company shall make insurance in this state under class five of section eighty-three without having a capital stock fully paid of at least two hundred thousand dollars and a surplus of not less than one hundred thousand dollars, nor shall such company make insurance in this state in any other of said classes of insurance specified

in section eighty-three, excepting classes four, six, seven, *eight*, nine, *ten*, eleven, thirteen, *thirteen and one-half*, and fourteen; and it shall not make insurance in classes six or *thirteen and one-half* without having additional capital of at least one hundred thousand dollars *for each of said classes*; such company may make insurance in classes seven, *eight*, nine, *ten*, eleven, thirteen, *thirteen and one-half* (*excepting against the perils of fire*), and fourteen when it has additional capital of at least fifty thousand dollars.

(6) Liability Insurance Companies. Qualifications. No stock insurance company shall make insurance in this state under class six of section eighty-three without having a capital stock of at least two hundred thousand dollars fully paid and a surplus of not less than one hundred thousand dollars; nor shall such company make insurance in this state in any other of said classes of insurance specified in this section except in classes four, five, seven, *eight*, nine, *ten*, eleven, thirteen, *thirteen and one-half* and fourteen; and it shall not make insurance in classes five or *thirteen and one-half* without having additional capital of at least one hundred thousand dollars *for each* of said classes. Such company may make insurance in one or all of the following classes: four, seven, *eight*, nine, *ten*, eleven, thirteen, *thirteen and one-half* (*excepting against the perils of fire*), or fourteen when it has additional capital of at least fifty thousand dollars.

(6½) Motor Vehicle Insurance Companies. Qualifications. No stock insurance company shall make insurance in this state under class *thirteen and one-half* of section eighty-three without having a capital stock of at least two hundred thousand dollars fully paid and a surplus of not less than one hundred thousand dollars.

(7) Other Companies. Requirements. No stock insurance company shall make insurance in this state in either of the following classes specified in section eighty-three: four, seven, *eight*, nine, *ten*, eleven, thirteen, and fourteen, without having a capital stock of at least one hundred thousand dollars fully paid *and a surplus of not less than twenty-five thousand dollars*, nor shall such company make insurance in more than one of said classes unless it shall have additional capital of not less than fifty thousand dollars: *Provided, however*, That the requirement of a surplus as provided in this section shall only apply to domestic insurance companies organizing and commencing to transact the business of making insurance and that such companies may use such surplus in establishing the company in business without impairment of the company.

(8) Assessment. Mutual—Fraternal Companies. The provisions of this section shall not apply to life or fire insurance companies operating on the mutual, or assessment, or fraternal plan.

PLINY L. ALLEN, *Chairman*.

We concur in this report: Oliver Hall, Chas. H. Flummerfelt.

On motion of Senator Allen, the report of the committee was adopted.

At 3:45 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FORTY-SIXTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Thursday, February 27, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. D. A. Thompson offered prayer.

The secretary called the roll, all members being present except Senators Metcalf, excused, Rosenhaupt, excused, and Piper.

On motion of Senator Campbell, the reading of yesterday's journal was dispensed with, and it was approved.

A telegram addressed to Senator Iverson, from the Bremerton commercial club, advising that the excursion to the Puget Sound navy yard set for the coming Saturday would leave Olympia at 7:30 in the morning was read and placed on file.

On motion of Senator Carlyon, the vote by which Senate bill No. 350 passed the Senate was reconsidered.

REPORT OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 206, entitled "An act providing for absent voting on all elections by electors unavoidably absent from the polls on election day, and providing a penalty for making false representation in order to vote," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the

bill submitted herewith, known as substitute Senate bill No. 206, by committee on elections and privileges, be substituted therefor and that the same do pass.

We concur in this report: Henry H. Wende, Ed. Brown, Peter Iverson.

On motion of Senator Wende, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on railroads and transportation, to whom was referred Senate bill No. 376, entitled "An act granting and conveying the steamer 'Yakima' to the United States," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. W. ANDERSON, *Chairman*.

We concur in this report: E. Milton Stephens, B. A. Bowen, P. H. Carlyon, W. Fairchild.

On motion of Senator Anderson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on railroads and transportation, to whom was referred Senate bill No. 430, entitled "An act for the prevention of fraud in the grain trade, for the establishment and preservation of standards for grain, regulating warehousemen, millers, shippers and buyers of grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing chapter 137 of the Session Laws of 1909 and chapter 91 of the Session Laws of 1911, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. W. ANDERSON, *Chairman*.

We concur in this report: E. Milton Stephens, B. A. Bowen, P. H. Carlyon, W. Fairchild.

On motion of Senator Anderson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on railroads and transportation, to whom was referred Senate bill No. 328, entitled "An act to amend section 80 of an act approved March 18, 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same,

fixing penalties for the violation thereof, making an appropriation and repealing certain acts,'” have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. W. ANDERSON, *Chairman*.

We concur in this report: E. Milton Stephens, B. A. Bowen, P. H. Carlyon, W. Fairchild.

On motion of Senator Anderson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred Senate bill No. 442, entitled “An act relating to compensation of injured workmen and their dependents and amending section 5 of an act entitled ‘An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement of funds for the compensation and care of workmen injured in hazardous employment, providing for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and, except in certain specified cases, abolishing the doctrine of negligence as a ground for recovery of damages against employers, and depriving the courts of jurisdiction of such controversies, and repealing sections 6594, 6595 and 6596 of Remington and Ballinger’s Annotated Codes and Statutes of Washington, relating to employes in factories, mills or workshops where machinery is used, actions for the recovery of damages and prescribing a punishment for the violation thereof,’ approved March 14th, 1911.”

W. FAIRCHILD, *Chairman*.

We concur in this report: H. M. White, J. E. Campbell.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 211, entitled “An act to amend an act of the legislature of the State of Washington, entitled ‘An act to enable cities the first, second and third class and having a population of over fifteen hundred inhabitants to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefitted,’ approved March 13th, 1907, by amending sections 1, 5, 19, 22, 23, 30, 32,

36, 40 and 46 thereof, and by adding thereto two new sections to be known as sections 1-a and 1-b," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: Walter S. Davis, Pliny Allen, H. M. White, E. Milton Stephens, G. E. Steiner.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 179, entitled "An act relating to maintenance, repair and renewal of sidewalks in cities and towns, and providing for the payment thereof by the owners of abutting property, and repealing sections 7872 and 7873, of Remington and Ballinger's Code," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen, H. M. White, E. Milton Stephens, G. E. Steiner.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred Senate bill No. 175, entitled "An act relating to local improvements in cities and towns and amending sections 12, 14, 47, 49, and 72 of chapter 98 of the Session Laws of 1911, entitled 'An act relating to local improvements in cities and towns, and repealing certain acts and parts of acts,' approved March 17th, 1911, and further amending said act by adding thereto sections to be numbered 73, 74, and 75," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill submitted herewith, to be known as substitute Senate bill No. 175, be substituted therefor, and that said substitute bill do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: Walter S. Davis, Pliny L. Allen, H. M. White, E. Milton Stephens, G. E. Steiner.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 287, entitled "An act relating to the boundaries and formation of precincts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 4 of the original bill, being section 1, line 1 of printed bill, strike the figures "25," and after the word "electors" contained in lines 4 and 5 of the original bill, being line 1 of the printed bill, insert the following, "in any election precinct containing not more than seventy-five electors."

In section 1, line 6 of the original bill, being section 1, line 2 of the printed bill, after the word "change" strike the words "precinct boundaries or form new precincts" and insert in lieu thereof the words "the boundaries of such precinct or form a new precinct."

RALPH METCALF, *Chairman.*

We concur in this report: Ed. Brown, Henry H. Wende.

On motion of Senator Wende, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 25, 1913.

We, your committee on elections and privileges, to whom was referred Senate bill No. 47, entitled "An act relating to primary elections, and amending section 4815 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH METCALF, *Chairman.*

We concur in this report: Ed. Brown, Henry H. Wende.

On motion of Senator Wende, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 25, 1913.

We, your committee on elections and privileges, to whom was referred Senate bill No. 48, entitled "An act relating to the registration of voters, and amending sections 4757, 4759, and 4763 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH METCALF, *Chairman.*

We concur in this report: Ed. Brown, Henry H. Wende.

On motion of Senator Wende, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 120, entitled "An act relating to the improvement of logged-off or cut-over lands, and providing a method for the payment therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Strike section 11 of the printed bill, same being section 11 of the original bill, and substitute in lieu thereof section 11 as follows:

Section 11. The work shall be done under the direction of the county engineer, who shall, so far as practicable, so order the same that the lands of actual settlers shall be improved before those of non-resident owners, and that as between actual settlers reasonable tracts shall be cleared, to the end that, as soon as practicable, such land of actual settlers shall be improved.

It shall be a condition of every contract for such improvement that, so far as practicable, the contractor shall, in employing workmen, laborers, employes and teams for such work, give preference to the actual settlers who are petitioners for such improvement and to the members of their families and next to actual settlers in the same general locality."

HENRY ROSENHAUPT, *Chairman.*

We concur in this report: H. M. White, Harve H. Phipps, Geo. W. Shaefer, A. H. Imus, Henry H. Wende, Ralph Metcalf.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 137, entitled "An act relating to school elections in school districts of the first class and further amending sections 6 and 11 of article IV, chapter 13, title III of the Code of Public Instruction, the same being chapter 97 of the Session Laws of 1909 as heretofore amended by chapter 106 of the Session Laws of 1911," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 2 of title in original bill, being line 1 in printed bill, strike the word "further" and after the word "amended" in line 2 of original bill, being line 1 of printed bill, strike the balance of title and insert in lieu thereof the following: "Sections 4678 and 4683 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

After the word "section" in line 1, section 1 of original bill, being line 1, section 1 of printed bill, strike down to and including "1911,"

also in the same line strike the words "and the same is hereby further."

In line 5 of section 1 of the original bill, being line 3, section 1 of printed bill, strike the words "so as."

In line 6, section 1 of the original bill, being line 4, section 1 of the printed bill, strike the figure "6" and insert in lieu thereof the figures "4768."

After the word "section" in line 1, section 2 of the original bill, being line 1, section 2 of the printed bill, strike down to and including the word "act," in line 3, section 2 of original bill, being line 2, section 2 of printed bill. Also in same line strike the words "and the same is hereby further" and the words "so as."

In line 5, section 2 of the original bill, being line 4, section 2 of the printed bill, strike the figures "11" and insert in lieu thereof the figures "4683."

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Jos. Collins, Ed. Brown, Peter Iverson.

On motion of Senator Iverson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on labor and labor statistics, to whom was referred Senate bill No. 382, entitled "An act relating to employment offices and agencies, providing for free employment offices and providing penalties for violation thereof and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 7 and 8, section 1 of the original bill, being line 1, section 1 of the printed bill, strike the words "industrial insurance" and insert in lieu thereof the words "commissioner of labor."

In lines 10 and 11, and 12 and 13, section 1 of the original bill, being lines 3 and 4, section 1 of the printed bill, strike the words "industrial insurance commission" and insert in lieu thereof the words "commissioner of labor."

In lines 14 and 15, section 10 of the original bill, being lines 3 and 4, section 10 of the printed bill, strike the words "industrial insurance commission" and insert in lieu thereof the words "commissioner of labor."

J. E. CAMPBELL, *Chairman.*

We concur in this report: H. B. Hewitt, D. Landon, Ralph Metcalf.

On motion of Senator Campbell, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 25, 1913.

We, your committee on elections and privileges, to whom was referred Senate bill No. 135, entitled "an act relating to registration of voters and amending sections 2, 3, 4, 5 and 12 of the act approved March 27, 1890, entitled 'An act to provide for and to regulate the registration of voters in cities and towns and in precincts having a voting population of 250 or more,' the same being sections 4762, 4764, 4765 and 4771 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1 of the title of bill after the word "amending," strike the balance of that line and down to and including the word "being" in line 5 of the original bill, being line 3 of the printed bill. Strike the period at end of title and insert the words "of Washington."

In section 1, line 1 of original bill, being section 1, line 1 of printed bill, after the word "that" strike the balance of line and all of the section down to and including the word "being" in line 4 of the original bill, being line 3 of the printed bill,—striking the parenthesis and comma after the word "statutes" in line 5 of the original bill, being line 4 of the printed bill and inserting the words "of Washington" therefor. In lines 5 and 6 of the original bill, being line 4 of the printed bill, strike the words "and the same is hereby" and the words "so as."

In line 7, section 1 of the original bill, being line 5, section 1 of the printed bill, strike the figure "2" and insert in lieu thereof the figures "4762."

In line 1, section 2 of the original bill, strike all of the line after the word "section," same being the following in printed bill: "4 of said act, the same being section," and in line 2 of section 2 of original bill the same being line 2, section 2 of printed bill, after the word "statutes" strike the parenthesis and comma and insert the words "of Washington."

In line 3, section 2 of the original bill, being line 2, section 2 of the printed bill, strike the words "and the same is hereby" and the words "so as."

In line 4, section 2 of original bill, being line 3, section 2 of printed bill, strike the figure "4" and insert in lieu thereof the figures "4764."

In section 3, after the word "section" in line 1 of original bill, strike down to and including the word "section" in line 2 of section 3 of original bill, being line 1, section 3 of printed bill, and in line 3, section 3 of the original bill, being line 2, section 3 of the printed bill, after the word "statutes," strike the parenthesis and comma and insert the words "of Washington." In the same line also strike the words "and the same is hereby" and the words "so as."

In line 5, section 3 of the original bill, being line 4, section 3 of the printed bill, strike the figure "5" and insert in lieu thereof the figures "4765."

In lines 4 and 5, page 3, section 3 of the original bill, being line 9, section 3 of the printed bill, strike the following: "Chapter 168 of the Session Laws of 1909, (the same being" and in line 6, section 3, page 3 of the original bill, being lines 9 and 10, section 3 of printed bill, strike the following: "of Remington and Ballinger's Annotated Codes and Statutes,)"

In lines 1 and 2 of section 4 of the original bill, being line 1, section 4 of printed bill, after the word "section" strike the following: "12 of said act (the same being section" and in line 3, section 4 of the original bill, being line 2, section 4 of the printed bill, after the word "statutes" strike the parenthesis and comma and insert the words "of Washington."

In line 3, section 4 of the original bill, being line 2, section 4 of the printed bill, strike the words "and the same is hereby" and the words "so as."

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Peter Iverson, Jos. Collins, Ed. Brown.

On motion of Senator Iverson, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 26, 1913.

We, your committee on irrigation and arid lands, to whom was referred House bill No. 275, entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds may be made legal investments for the funds of banks, banking associations, trust companies, insurance companies, and for the state school funds and trust funds, etc.," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 3 of the title, strike the word "the" and also the word "school," making that portion read, "for state funds, etc."

In line 11 of section 4 of the printed bill, same being lines 14 and 15 on page 3 of section 4 of the engrossed bill, strike out the word "the" and also the word "school."

In line 5 of section 7 of the printed bill, same being line 7 of section 7, page 4 of the engrossed bill, strike out the word "the" and also the word "school."

CHAS. A. FLUMMERFELT, *Chairman.*

We concur in this report: C. W. Bethel, A. McGuire, D. A. Scott, Henry H. Wende, R. A. Hutchinson.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on irrigation and arid lands, to whom was referred House bill No. 244, entitled "An act relating to the organization and government of irrigation districts, and the sale of bonds arising therefrom, and amending sections 6417, 6418, 6419, 6425, 6426, 6427, 6431, 6432, 6433, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6450, 6451, 6452, 6466, and 6488 of Remington and Ballinger's Annotated Codes and Statutes, etc.," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 9 of section 12 of the printed bill, same being line 12 of section 12 of the engrossed bill, after the word "therefor" insert the following sentence: "The notice shall be published once a week for four successive weeks, and posted for the same length of time in some public place in said district."

In line 4 of section 14 of the printed bill, same being line 4 of section 14, on page 15 of the engrossed bill, strike out all the remainder of the sentence following the words "delinquent list" and in lieu thereof insert the words "five per cent. of the amount thereof."

In line 8 of section 15 of the printed bill, same being line 11 of section 15 on page 16 of the engrossed bill, change the words "two dollars" to "one dollar."

In line 9 of section 15 of the printed bill, same being line 13 of section 15 on page 16 of the engrossed bill, change the words "two dollars" to "one dollar."

Add to section 15 the following proviso: "Provided that upon the sale of any lot, parcel or tract of land not larger than an acre, the fee for a duplicate certificate shall be twenty-five cents, and in case of a sale to a person or a district of more than one parcel or tract of land, the several parcels or tracts may be included in one certificate."

In the last line of section 17 of the printed bill, same being line 24, page 18 of engrossed bill, change the words "two dollars" to read "one dollar." Add to section 17 the following proviso: "Provided, if redemption is not made of any lot, parcel or tract of land not larger than one acre, the fee for a deed shall be twenty-five cents and any person or the district holding a duplicate certificate covering more than one tract of land, the several parcels or tracts of land mentioned in the certificate may be included in one deed."

There shall be added a new section to be known as section 25, and the same shall read as follows: "Whereas, an emergency act, entitled 'An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442 and 6444, Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety,' was passed and enacted at the present session of the legislature of the State of Wash-

ington; and whereas, the subject matter of said entitled act is the same as covered by certain provisions of this act, and this act is the latest legislative declaration upon the subject matter contained therein, it is hereby declared that the prior emergency act aforesaid be, and the same shall be repealed upon the taking effect of this act, but said prior act shall remain in full force and virtue until the time when this act shall become effective."

CHAS. H. FLUMMERFELT, *Chairman*.

We concur in this report: C. W. Bethel, A. McGuire, D. A. Scott, Henry H. Wende, R. A. Hutchinson.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, a majority of your committee on appropriations, to whom was referred Senate bill No. 220, entitled "An act authorizing the completion of the final survey of the Quincy Valley irrigation project, and appropriating money therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. S. TROY, *Chairman*.

We concur in this report: A. W. Anderson, D. A. Scott, Ed. Brown.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, a minority of your committee on appropriations, to whom was referred Senate bill No. 220, entitled "An act authorizing the completion of the final survey of the Quincy Valley irrigation project, and appropriating money therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: R. A. Hutchinson, E. L. French.

On motion of Senator Hutchinson, the bill with both reports on same were ordered placed on general file.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 27, 1913.

Your committee on engrossed bills, to whom was referred Senate bill No. 134, entitled "An act relating to easements across, over, under and along state roads and other public highways under the control of the state, and regulating the granting thereof;"

Also, Senate bill No. 197, entitled "An act relating to the regulation

of bake shops and bakeries, and providing penalties for the violation thereof, and amending sections 5482, 5484, 5487, 5488 and 5491 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, Senate bill No. 344, entitled "An act providing for the appointment of official court reporters in the State of Washington, prescribing their duties, oath of office, and qualifications, and providing for their compensation and the manner of their appointment;"—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

The House has passed engrossed House joint memorial No. 9, "Relating to the protection of migratory game birds;"

Also, Senate joint memorial No. 9, "Relating to an intercoastal canal from the straits of Juan de Fuca inland through Puget Sound southwestward to Grays Harbor, etc.;"

Also, engrossed House bill No. 252, entitled "An act relating to the submission of constitutional amendments and other questions to popular vote and amending section 4890 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 315, entitled "An act relating to the office of wreckmaster, abolishing the same and repealing chapter XI, being sections 8261-8286, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 329, entitled "An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county and to determine the cost of certain irrigation work, and making an appropriation therefor;"

Also, engrossed House bill No. 427, entitled "An act relating to the management of the rock quarries of the state, making an appropriation therefor, and amending section 5914 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, the speaker has signed Senate concurrent resolution No. 12, "Relating to printing of the legislative manual;"

Also, Senate concurrent resolution No. 14, "Relating to the cost of manufacturing of blasting powder;"

Also, Senate bill No. 63, entitled "An act authorizing county commissioners to issue county road bonds for construction and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceed-

ings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act;"

Also Senate bill No. 198, entitled "An act relating to the lands in section 16, township 25 north, range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, dedicating to the public certain portions thereof, and prohibiting the condemnation of such lands;"

Also, the House has passed House bill No. 353, entitled "An act making appropriation for the construction of a women's building for the University of Washington at Seattle, Washington, and for furnishing and equipment therefor;"

Also, Senate bill No. 37, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor for deed, and empowering and directing the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for the use as and in connection with its public parks and for no other purpose;"

Also, Senate bill No. 133, entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, Senate bill No. 254, entitled "An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner;"

Also, Senate bill No. 35, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof," with the following amendment:

"By changing the period after the last word thereof to a semi-colon, and adding thereafter the following: 'Provided, that the provisions of this act shall not apply to any owner, publisher, agent or employe of a newspaper for the publication of such advertisements published in good faith and without the knowledge of the falsity thereof;'"

Also, engrossed substitute Senate bill No. 7, entitled "An act relating to the method of killing water fowl, defining the term 'sneak boat' and amending section 5358 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with the following amendments:

Section 1. In line 16 after the word "one" add "half" to make the line read "one-half hour after sunset."

Add to last paragraph of act, last line, "such oars to be not less than five (5) feet in length and one oar to be used on each side of the boat or canoe. All occupants of such boat or canoe to be in an upright position so that at all times they shall be visible from the waist up while in pursuit of such ducks, geese, brant or other water fowl;"

Also, engrossed Senate bill No. 105, entitled "An act to withdraw from appropriation under the laws of the State of Washington all unappropriated waters of the Wenatchee watershed, north of township 25, ranges 15, 16, 17, 18 east of the Willamette meridian, and reserving

them to the State of Washington for the purposes of irrigation," with the following amendment:

Amend by adding thereto a new section which shall be numbered section No. 2 and read as follows: "Section 2. This act is necessary for the immediate preservation of the public health and safety and the support of the state government and its existing institution and shall take effect and be in force immediately upon its passage and approval;"

Also, the House has passed engrossed Senate bill No. 61, entitled "An act relating to weights and measure, establishing standards, therefor; providing for the enforcement thereof; prescribing penalties for violation of this act, and repealing all acts or parts of acts in conflict herewith," amended as follows:

Amend the title; after the word "repealing" strike the rest of the sentence and insert in lieu thereof the following: "Sections 9511-9523 inclusive of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Section 2, line 8 of engrossed bill be amended to read same as section 2, line 5 of printed bill by striking the words "two thousand dollars per annum" and inserting the words "twenty-four hundred dollars per annum."

Section 2, line 9 of engrossed bill, being section 2, line 6 of printed bill; after the word "of" strike the words "eighteen hundred dollars per annum," and in lieu thereof insert the words "fifteen hundred dollars per annum."

Section 2, line 34 of the engrossed bill, being section 2, line 22 of the printed bill, after the word "all" strike the word "seals" and in lieu thereof insert the word "scales."

Section 4, line 12 of engrossed bill, being section 4, line 3 of printed bill, after the word "weights" strike the word "seals" and in lieu thereof insert the word "scales."

Section 4 of line 67 of the engrossed bill, being section 4, line 41 of printed bill, in lieu thereof, after the word "office" strike the period and add the following: "and for the safety of the local standards, and such appliances for verification as are committed to his charge and for the surrender thereof immediately to his successor in office, or to the person appointed by the proper authority to receive them."

Section 5, line 18 of the engrossed bill, being section 5, line 11 of printed bill, after the word "measures" insert the following paragraph:

"Provided, however, that in every case where any city of the first class has heretofore made, or may hereafter make provision by charter or ordinance for the enforcement of proper legal weights and measures, vesting general supervision and direction in any official at the head of any department of such city, such official for the purpose of this act, shall be the ex-officio sealer of weights and measures in such city, and he and his subordinate or subordinates, shall have the duties and powers of city sealers of weights and measures, and the powers of such cities relative to weights and measures shall be additional to the powers

granted such city by law or charter; and provided, further that the county sealer shall exercise no powers and discharge no duties in any city of the first class having its own sealer of weights and measures."

Section 9 of the engrossed bill, being section 9 of the printed bill, be changed to read "section 11."

Add a new section to be known as "section 10," to read as follows:

"Section 10. Nothing contained in this act shall be construed as withdrawing or superseding the powers and duties of the public service commission of Washington with respect to track scales and other weighing devices used by common carriers, but the standards herein established shall be used in testing the track scales and weighing devices of such carriers."

Add a new section to be known as "section 9," to read as follows:

"Section 9. A standard package or container of butter in the State of Washington shall contain sixteen (16) ounces net weight or thirty-two (32) ounces net weight, and a standard package or container need have no statement of the net weight of its contents.

"Whenever butter is sold or offered for sale in a package or container, the net weight of which is more or less than the standard herein prescribed, such package or container shall be labelled in plain English words or figures with the correct net weight of its contents expressed in pounds and ounces together with the name of the manufacturer or jobber.

"A standard loaf of bread in the State of Washington shall contain sixteen (16) ounces net weight or thirty-two (32) ounces net weight, and no bread shall be sold within the State except it be a whole, half or quarter loaf, containing thirty-two (32) ounces, sixteen (16) ounces, or eight (8) ounces net weight, unless the same be labelled in plain English words or figures with its correct weight expressed in pounds and ounces together with the name and address of manufacturer.

"This section shall not apply to rolls or to fancy bread weighing less than four (4) ounces nor to stale bread sold in quantity.

"A standard sack of potatoes in the State of Washington shall contain one hundred (100) pounds net weight, and a standard sack of potatoes need have no statement of the weight of its contents.

"Whenever potatoes are sold by the sack, in sacks containing more or less than the standard, such sack shall be labelled in plain English words or figures with its true net weight.

All sales of blackberries, currants, strawberries, raspberries, cranberries, blueberries, gooseberries, cherries, and similar berries in packages containing less than one bushel, shall be sold by the dry quart containing 67.2 cubic inches or the dry pint containing 33.6 cubic inches, and all berry boxes sold, used or offered for sale within the state shall be of the interior capacity of 67.2 or 33.6 cubic inches.

"Nothing in the above section shall be so construed as to prevent the sale of any of the articles therein mentioned by weight."

"A standard sack of coal in the State of Washington shall contain one hundred (100) pounds net weight and a standard sack of coal need have no statement of the net weight of its contents.

"Whenever coal is sold or offered for sale by the sack, in sacks containing more or less than one hundred (100) pounds net weight, such sack shall be labelled in plain English words or figures with the true net weight of its contents expressed in pounds.

"It shall be unlawful for any person, firm or corporation or their agents, servants or other employees to misrepresent any coal offered for sale or to sell coal of any particular name or designation, or from any particular mine under the name or designation of another coal or mine.

"All milk, cream or buttermilk sold in the State of Washington, in bottles shall be sold only in bottles containing one-half pint, one pint, one quart, one-half gallon or one gallon standard liquid measure.

All vinegar sold, exposed or offered for sale in the State of Washington, in bottles, shall be sold in bottles containing one-half pint, one pint, one quart, one-half gallon or one gallon standard liquid measure and when so sold need have no statement of the net measure of its contents.

"Whenever vinegar is sold in the State of Washington in bottles containing more or less than mentioned in the foregoing section, such bottles be labelled in plain English words and figures with its true net measure.

"It shall be unlawful for any person, firm or corporation in the State of Washington to buy any commodity upon the basis of weight or measure except the same be bought upon the basis of the true net weight or measure, and unless the scales or measures so used shall bear the seal of a sealer of weights and measures and conform to the standard adopted by the State of Washington.

Every vendor of ice in the State of Washington shall at the time of actual delivery of any ice sold, weigh the quantity of ice delivered, and for that purpose shall use a steelyard balance or other apparatus for weighing such ice, which shall have been duly adjusted and sealed by a duly appointed sealer of weights and measures in accordance with the provision of the laws of the State of Washington, and all ice delivered to consumers within this state shall be sold by avoirdupois weight unless it is otherwise specially agreed upon between the buyer and the seller.

"Each and every pair of ice tongs used in the delivery of ice within said state shall have prominently and conspicuously stamped thereon the exact and true avoirdupois weight of said tongs.

"It shall be unlawful for any vendor, or his servant, agent or other employee in the State of Washington, to offer to sell, or sell, or sell and deliver any commodity ordinarily used and sold in bulk, or quantity by weight or measure, unless the same be weighed or measured as the case may be upon or by officially tested and approved weights, measures, scales, scalebeams, patent balances, steelyards, automatic or computing scales or other instruments for weighing or measuring, and un-

less that portion of such commodity so offered for sale or sold by weight or measure shall be the true net weight or measure.

"It shall be unlawful for any vendor of firewood in the State of Washington, or his servant, agent or other employees to sell or offer for sale the same in the State of Washington in any quantity or by any measure except by the cord or fractional part thereof. The standard measurement of a cord of firewood in this state is hereby fixed and established at one hundred twenty-eight (128) cubic feet.

"It is hereby expressly provided that mill wood in twenty-four (24) inch lengths or shorter shall not be subject to the provisions of this act.

"Any person violating any of the provisions of this section shall be guilty of a misdemeanor."

Strike all of section 11 and in lieu thereof insert the following:

"Section 11. Sections 9511-9523, inclusive, of Remington and Balinger's Annotated Codes and Statutes of Washington are hereby repealed."

Also, the House has passed House joint memorial No. 12, "Relating to the taxation of unsurveyed lands within the State of Washington."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Jackson moved that the Senate concur in the House amendments to Senate bill No. 61.

Senator Cotter moved to indefinitely postpone consideration of the House amendments to Senate bill No. 61.

The motion of Senator Cotter was lost.

The Senate concurred in the House amendments to the bill by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, White—31.

Voting nay: Senators Bethel, Davis, Espy, Hall, Weatherford, Wende—6.

Absent or not voting were: Senators Landon, Metcalf, Piper, Rosenhaupt, Sharpstein—5.

Senator Jackson moved to reconsider the vote by which the Senate concurred in the House amendments to the bill.

On motion of Senator Collins, the motion of Senator Jackson was tabled.

The secretary read the House amendments to substitute Senate bill No. 7.

Senator Collins moved that the Senate concur in the House amendments and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—33.

Those voting nay were: Senators Bethel, Cotter—2.

Absent or not voting were: Senators Jackson, Metcalf, Nichols, Piper, Rosenhaupt, Sharpstein, White—7.

Senator Phipps moved that the Senate concur in the House amendments to Senate bill No. 105, and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—34.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Chappell, Cotter, Jackson, Metcalf, Nichols, Piper, Rosenhaupt—7.

Senator Sharpstein moved that the Senate concur in the House amendments to Senate bill No. 35, and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—34.

Absent or not voting were: Senators Hewitt, Metcalf, Nichols, Phipps, Piper, Rosenhaupt, Sutton, White—8.

On motion of Senator Jackson, the rules were suspended and unanimous consent was given him to introduce a bill.

On motion of Senator McGuire, the rules were suspended and unanimous consent was given him to introduce a bill.

INTRODUCTION OF BILLS.

Substitute Senate bill No. 206, by committee on elections and privileges, entitled "An act providing a method of voting at all elections by electors unavoidably absent from the polls on election day, and providing penalties for violations thereof."

The bill was read the first time, and on motion of Senator Iverson the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Substitute Senate bill No. 175, by committee on cities of the first class, entitled "An act amending sections 11, 12, 13, 14, 24, 27, 33, 34, 47 and 72 of chapter 98, Laws of 1911, entitled 'An act relating to local improvements in cities and towns, and repealing certain acts and parts of acts,' approved March 17, 1911; and further amending said act by adding thereto a new section to be known as section 73."

The bill was read the first time, and on motion of Senator Shaefer, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 454, by Senator Jackson, entitled "An act in relation to tenement houses in cities of twenty-two thousand inhabitants or more."

The bill was read the first time, and on motion of Senator Jackson, the rules were suspended, the bill was read the second time by title, 650 copies ordered printed, and referred to the committee on commerce and manufactures.

Senate bill No. 455, by Senator McGuire, entitled "An act establishing a secondary state road from Wenatchee, in Chelan county, easterly to Harrington, in Lincoln county."

The bill was read the first time, and on motion of Senator McGuire, the rules were suspended, the bill was read the second

time by title, ordered printed and referred to the committee on roads and bridges.

Engrossed House bill No. 427, by committee on roads and bridges, entitled "An act relating to the management, control, maintenance and improvement of the rock quarries of the state, making an appropriation therefor, and amending section 5914 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

House bill No. 353, by Representatives Zednick, Axtell and Christensen, entitled "An act making appropriation for the construction of a women's building for the University of Washington, at Seattle, Washington, and for furnishing and equipment therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

Engrossed House bill No. 315, by Messrs. Murphine and Zednick, entitled "An act relating to the office of wreckmaster, abolishing the same and repealing chapter XI, being sections 8261-8286, inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title, and referred to the committee on judiciary.

Engrossed House bill No. 252, by Mr. Hastings, entitled "An act relating to the submission of constitutional amendments and other questions to popular vote and amending section 4890 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title and referred to the committee on election and privileges.

Engrossed House bill No. 329, by Mr. Horrigan, entitled "An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Troy, the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

On motion of Senator French, the Senate reconsidered the vote by which Senate bill No. 354 failed to pass.

The secretary called the roll on final passage of Senate bill No. 354, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Shaefer, Steiner, Stephens, Troy, Weatherford, Wende—29.

Voting nay: Senator Phipps—1.

Absent or not voting were: Senators Allen, Anderson, Hewitt, Imus, Metcalf, Nichols, Rosenhaupt, Piper, Scott, Sharpstein, Sutton, White—12.

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

GENERAL FILE.

Senate bill No. 355, by committee on appropriations, entitled "An act relating to the assistant state auditor and deputy state auditor, and amending sections 9004 and 9005 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 355 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Scott,

Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Absent or not voing were: Senators Allen, Hewitt, Hutchinson, Imus, Jackson, Metcalf, Nichols, Piper, Rosenhaupt—9.

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

Senate bill No. 356, by committee on appropriations, entitled "An act relating to the salary of the state librarian, and amending section 6958 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 356, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Bethel, Hewitt, Hutchinson, Imus, Jackson, Metcalf, Nichols, Piper, Rosenhaupt—10.

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

Senate bill No. 247, by Senator Troy, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils, and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts," was read third time.

Senator Jensen moved to amend the bill by striking the words "school of pharmacy" in line 28, section 11 of the original bill, and substituting therefor the words "department of chemistry."

The motion carried.

Senator Scott moved to amend the bill by striking the word

“four” and substituting the word “three” in line 29, section 3 of the original bill.

A roll call was demanded by Senators Allen, Jensen, Scott, Bowen, Landon, Troy, Iverson, on the motion.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Cotter, Espy, Hammer, Hutchinson, Iverson, Landon, Leonard, McCoy, Scott, Steiner—14.

Those voting nay were: Senators Allen, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hewitt, Jackson, Jensen, Phipps, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—22.

Absent or not voting were: Senators Imus, Metcalf, McGuire, Nichols, Piper, Rosenhaupt—6.

On motion of Senator Phipps, the bill was amended by adding to the end of section 9 of the original bill the following: “such decision shall not, however, preclude an appeal or proper action in the courts in cases where such rights would otherwise exist.”

On motion of Senator Troy, there was added to the end of the bill a new section reading as follows:

Section 15. Upon the taking effect of this act the commissioner of agriculture shall be authorized and empowered to expend any appropriation made for any department, the powers and duties of which are vested in and required to be performed by such commissioner under the provisions of this act, for the purpose for which the same was appropriated.

The secretary called the roll on final passage of Senate bill No. 247, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Absent or not voting were: Senators Imus, Metcalf, McGuire, Nichols, Piper, Rosenhaupt—6.

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

On motion of Senator Troy, the rules were suspended and Senate bill No. 247 was considered engrossed and ordered transmitted to the House immediately.

On motion of Senator Troy, the special order for the consideration of Senate bill No. 405, set for 2 o'clock this afternoon, was put over until 7:30 o'clock this evening.

At 12:15 o'clock, on motion of Senator Collins, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 2 o'clock p. m., by President Hart.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bills Nos. 332 and 367.

The bills were considered in the committee of the whole, Senator Landon in the chair, and reported back to the Senate with the recommendation that Senate bills Nos. 332 and 367 do pass.

On motion of Senator Landon, the report of the committee of the whole was adopted.

Senate bill No. 332, by judiciary and appropriation committees, entitled "An act relating to lands granted to the state for common schools and for educational, penal, reformatory, charitable, capitol building and other purposes; providing for the completion of such grants and the relinquishment of certain granted lands, and making an appropriation," was read third time.

The secretary called the roll on final passage of Senate bill No. 332, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt,

Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Voting nay: Senator McCoy—1.

Absent or not voting were: Senators Brown, Metcalf, Piper, Rosenhaupt, Steiner—5.

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

Senate bill No. 367, by the joint committee on appropriations, entitled "An act granting to Lewis county the property held by the state for the Southwest Washington Fair Association, creating a commission for the control and management of the same, and authorizing the counties within such association to take part in and make appropriations for the support of fairs and exhibitions held thereon by such associations, and repealing sections 4, 5, 9, 10, 11 and 12 of chapter 237, Laws of 1909," was read third time.

The secretary called the roll on final passage of Senate bill No. 367, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—34.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Collins, Jackson, Metcalf, Nichols, Piper, Rosenhaupt, Steiner—7.

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

Senate bill No. 388, by Senators Allen, Collins, Jackson, Bowen, Piper, Nichols and Landon, entitled "An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary, and permitting the use of certain funds therefor," was read third time.

The secretary called the roll on final passage of Senate bill No. 388, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Sharpstein, Stephens, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Imus, Metcalf, Nichols, Piper, Rosenhaupt, Steiner, Sutton—7.

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

Senate bill No. 260, by Senator Shaefer, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class for educational, social, recreational, and other community purposes," was read third time.

The secretary called the roll on final passage of Senate bill No. 260, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, McCoy, McGuire, Phipps, Scott, Shaefer, Stephens, Troy, Wende, White—29.

Absent or not voting were: Senators Bethel, Cotter, Imus, Jackson, Landon, Metcalf, Nichols, Piper, Rosenhaupt, Sharpstein, Steiner, Sutton, Weatherford—13.

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

Senate bill No. 218, by Senator Hutchinson, entitled "An act to protect the public peace, health and safety from habitual criminals, moral degenerates and sexual perverts; to require the superintendents of the State Hospital for Insane at Steila-coom, State Hospital for Insane at Medical Lake, State Hospital for Feeble-Minded at Medical Lake, State Hospital for

Insane at Sedro Woolley, State Training School at Chehalis, State Penitentiary at Walla Walla, to report quarterly the names, records, condition and character of all inmates of their respective institutions who are habitual criminals, moral degenerates or sexual perverts; to authorize the State Board of Health to investigate, or cause to be investigated, all such cases so reported to it; to authorize the State Board of Health, in its discretion, to direct the superintendent of said institutions to perform or cause to be performed such surgical operations as may be for the best interest of the public peace, health and safety," was read third time.

On motion of Senator Phipps, the bill was amended by inserting after the word "performed" in lines 3 and 4, page 3, section 4 of the original bill the words: "in the presence of at least one member of the State Board of Health."

The secretary called the roll on final passage of Senate bill No. 218 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Leonard, McCoy, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy—28.

Those voting nay were: Senators Bowen, Espy, Fairchild, Landon, McGuire, Wende—6.

Absent or not voting were: Senators Iverson, Metcalf, Nichols, Piper, Rosenhaupt, Sutton, Weatherford, White—8.

When Senator Espy's name was called he made the following statement and requested that it be spread upon the journal: "While in favor of the end aimed at in this bill, I am opposed to granting such powers without limitation, to any board. And, inasmuch as under this bill the said board may perform any operation, even to cutting a person off just below the ears, without any recourse or hindrance, I am compelled to vote 'no.'"

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

Senate bill No. 106, by Senator Campbell, entitled "An act

establishing a state trade school, providing for the erection of suitable buildings therefor for the management, government and regulation thereof, and making an appropriation therefor," was read third time.

On motion of Senator Campbell, the bill was amended by adding to the end of section 3, after the figures "1913" the following: "The members of said board shall receive no salary or compensation for their services, but shall be allowed reasonable traveling and other official expenses."

On motion of Senator Hall, the bill was amended by striking the words "and horticulture, gardening, dairying" in line 12 of section 2 of the original bill, and by inserting the word "and" after the word "printing" in the same line.

On motion of Senator Allen, the bill was amended by adding a new section as follows: "Section 15. The several boards of school directors in any school district in the State of Washington are authorized to establish trade schools as a department of any grade or high school in such district and to purchase any necessary equipment and to employ a director, teachers and such other employes as may be necessary for the proper conduct of such trade school; the expense of such department to be paid as other expenses of such districts are paid."

The secretary called the roll on final passage of Senate bill No. 106 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, McCoy, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—31.

Those voting nay were: Senators Bethel, McGuire—2.

Absent or not voting were: Senators Brown, Espy, Iverson, Jackson, Metcalf, Nichols, Piper, Rosenhaupt, Sutton—9.

On motion of Senator Campbell, the title of the bill was amended by striking the words "and making an appropriation therefor," and the title as amended was ordered to stand as the title of the act.

On motion of Senator Sharpstein, Senate bill No. 405, a special order for 7:30 this evening, was reset for 7:30 tomorrow evening.

Senate bill No. 402, by Judiciary committee, entitled "An act relating to county officials and their deputies, amending section 4032 and repealing section 4065 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Brown moved to amend the bill by striking all of section 1 after the word "duties" in line 3, page 2, section 1 of the original bill.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 402 and it failed to pass by the following vote:

Those voting aye were: Senators Bethel, Campbell, Carlyon, Chappell, Collins, Espy, Fairchild, Flummerfelt, Hall, Hewitt, Jensen, McGuire, Phipps, Shaefer, Sutton, Troy, Weatherford, Wende—18.

Those voting nay were: Senators Allen, Anderson, Bowen, Brown, Davis, French, Hammer, Hutchinson, Landon, Leonard, McCoy, Steiner, White—13.

Absent or not voting were: Senators Cotter, Imus, Iverson, Jackson, Metcalf, Nichols, Piper, Rosenhaupt, Scott, Sharpstein, Stephens—11.

Senator White gave notice of a motion to reconsider the vote by which Senate bill No. 402 failed to pass.

On motion of Senator Collins Senate bill No. 429 was taken up at this time.

Senate bill No. 429, by committee on cities of the first class, entitled "An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of, to repeal section 9 of, and to add section relating to elections to, an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development, and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and

providing the method of payment therefor," was read third time.

On motion of Senator Shaefer, the bill was amended as follows: In lines 7 and 8, page 13, section 4 of the original bill strike the words "or under lease from the port district;" in line 19, section 4, page 13 of the original bill strike the words "operated under lease from itself" and insert in lieu thereof "owned by said port district but operated under lease from it;" on pages 13 and 14, section 4 of the original bill, strike all of line 22 after the word "proper" and strike lines 23 to 30 inclusive on page 13 and lines 1 to 16 inclusive on page 14 and insert in lieu thereof the following:

Provided, That no lease shall be executed for a period longer than thirty (30) years, and every such lease shall be secured by a bond, with surety satisfactory to the port commission, in a penalty not less than the rental for one-sixth of the term, but in no case less than the rental for one year where the term is one year or more, conditioned to carry out and perform the terms and conditions of such lease: *Provided*, That in any lease the term of which exceeds five (5) years, and when so stipulated in the lease (the insertion of such stipulation to be discretionary with the port commission) the port commission shall accept, with surety satisfactory to the port commission, a bond conditioned to carry out and perform the terms and conditions of the lease for some part of the term, in no event less than five years (unless the remainder of the unexpired term is less than five years, in which case for the full remainder), and in every such case the port commission shall require of the lessee another or other like bond to be executed and delivered within two years, and not less than one year, prior to the expiration of the period covered by the existing bond, covering an additional part of the term in accordance with the foregoing provisions in respect to the original bond, and so on until the end of the term, so that there will always be in force a bond securing the performance of the terms and conditions of the lease, and the penalty in every such bond shall be not less than the rental for one-half the period covered thereby, but no such bond shall be construed to secure the furnishing of any other bond."

Senator Sharpstein moved to amend the bill by adding the following to the end of section 4: "Nothing in this act shall authorize the sale of any property acquired from the state under this or any other act except by purchase, and also of any land

acquired from the state, other than by purchase, is hereby prohibited."

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 249 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Shaefer, Steiner, Stephens, Weatherford, Wende, White—31.

Those voting nay were: Senators Hammer, Scott, Sharpstein—3.

Absent or not voting were: Senators Anderson, Bethel, Chappell, Metcalf, Piper, Rosenhaupt, Sutton, Troy—8.

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

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

The House has passed Senate bill No. 275, entitled "An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof," etc.;

Also, engrossed Senate bill No. 18, "Relating to the solemnization of marriages," etc.;

Also, engrossed Senate bill No. 50, entitled "An act to amend sections 4 and 5 of an act regulating the purchase, manufacture, and sale of jute and other products manufactured at the state penitentiary," etc.;

Also, engrossed Senate bill No. 73, relating to the powers and duties of notaries public who are stock-holders, directors, officers or employes of banks or other corporations;"

Also, engrossed Senate bill No. 164, "Providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Leonard, the rules were suspended and all bills passed by the Senate at today's session were considered engrossed, and ordered transmitted to the House immediately,

excepting those on which notice of reconsideration had been given.

On motion of Senator Fairchild, there was ordered printed 300 additional copies of Senate bill No. 422.

At 4:30 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FORTY-SEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA WASH., Friday, February 28, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. D. A. Thompson offered prayer.

The secretary called the roll, all members being present except Senators Landon, Metcalf and Rosenhaupt, all excused.

On motion of Senator Campbell, the reading of yesterday's journal was dispensed with, and it was approved.

There was read and ordered placed on file a communication from the Everett Trades Council endorsing certain bills for passage and a communication from certain citizens of Almota relative to the proposed Almota road.

Senator Hall moved that a certain resolution, offered by Senator White, be not received and that no record of same be made.

A roll call on the motion of Senator Hall was demanded by Senators White, Troy, Jensen, Nichols, Steiner, Bowen, Iverson.

The secretary called the roll and the motion carried by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Collins, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Leonard, McCoy, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton—24.

Those voting nay were: Senators Bethel, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hutchinson, Jensen, McGuire, Troy, Weatherford, Wende, White—14.

Absent or not voting were: Senators Brown, Landon, Metcalf, Rosenhaupt—4.

On motion of Senator Nichols, the rules were suspended, Senate bill No. 32 was taken from general file and made a special order for consideration at 2:00 o'clock Monday, March 3rd.

By unanimous consent, the motion made by Senator Jackson at yesterday's session to reconsider the vote by which the Senate concurred in the House amendments to Senate bill No. 61, was taken from the table.

On motion of Senator Jackson, the Senate reconsidered the vote by which it concurred in the House amendments to Senate bill No. 61.

Senator Jackson moved that the Senate concur in the House amendments with the following amendment: add to the end of line 30 of section 9 of the engrossed Senate bill, the following "unless the same be labelled in plain English words or figures with its correct interior capacity expressed thereon in cubic inches."

The secretary called the roll and the motion of Senator Jackson carried by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, Wende—31.

Voting nay: Senator Espy—1.

Those absent or not voting were: Senators French, Landon, Metcalf, McGuire, Nichols, Rosenhaupt, Scott, Sutton, Troy, White—10.

The secretary read

ENGROSSED HOUSE JOINT MEMORIAL No. 9.

By game and fish committee:

To the Senate and House of Representatives of the Congress of the United States:

We, your memorialists, the legislature of the State of Washington in thirteenth biennial session convened, most respectfully urge upon you the enactment of a law for the protection of migratory game birds.

On motion of Senator Collins, the memorial was read second time and referred to committee on game.

The secretary read

HOUSE JOINT MEMORIAL No. 12.

By Mr. Childe:

Relating to the taxation of unsurveyed lands within the State of Washington.

To the Honorable Senate and House of Representatives of the United States in Congress Assembled:

WHEREAS, By various acts of congress, the United States has heretofore granted to the Northern Pacific railway each alternate section of land lying within fifty miles on each side of the right-of-way of the Northern Pacific railway within the State of Washington; and

WHEREAS, By decisions of the supreme court of the United States the title to said land is vested absolutely in said corporation and its grantees; and

WHEREAS, Under the lieu land acts of Congress, the Northern Pacific railway company and other land grant railways have been permitted to relinquish granted lands falling within the limits of forest reservations and to select in lieu thereof equal areas within the public lands of the United States situated in the State of Washington; and

WHEREAS, Several million acres of valuable timber lands within the State of Washington are now held by the Northern Pacific railway and other railway companies, and by other corporations and individuals under the above mentioned land grants and lieu land acts of congress; and

WHEREAS, The greater portion of said lands so held by private corporations and individuals is still unsurveyed; and

WHEREAS, By the decisions of the supreme court of the United States the State of Washington is prevented from levying any taxes whatsoever

upon said lands until the same are surveyed and until the surveys are approved and accepted by the department of the interior of the United States; and

WHEREAS, As a result of the conditions above mentioned approximately three million or four million acres of valuable lands within the State of Washington are now wholly exempt from taxation and have never been taxed in any sum whatsoever, although the same are held as private property and are mortgaged, sold and conveyed in the same manner as other lands and constitute to all intents and purposes private property; and

WHEREAS, By reason of the conditions herein stated, the State of Washington and the counties in which said lands are situated have lost an immense sum of money in taxes in which should have been levied and collected upon said lands to the great detriment of the State of Washington and the counties above referred to; and

WHEREAS, Said unjust and inequitable situation has become unbearable and calls for immediate and effective relief on the part of the congress of the United States; now

THEREFOR, We, your memorialists, the legislature of the State of Washington, in the thirteenth biennial session convened, most respectfully urge upon you the urgent necessity of granting immediate and effective relief as follows:

1. By an act of congress appropriating the sum of at least \$200,000 to be used in the extension of surveys over all of the unsurveyed lands in the State of Washington to which legal or equitable title has passed from the United States to private or corporate ownership.

2. By an act of congress appropriating the sum of at least \$50,000 to cover the expense of approving and accepting the surveys of said lands as fast as the same are completed and directing the department of the interior to proceed forthwith to approve the surveys already made and to be made in the future.

3. By an act of congress providing for the enforcement by the United States of the lien reserved to the United States upon the unsurveyed lands granted to the Northern Pacific railway within the State of Washington to cover the cost of making the surveys of the same and instructing and empowering the department of the interior to actively enforce said liens.

4. By an act of congress authorizing and permitting the State of Washington to survey said unsurveyed lands within the State of Washington and to receive reimbursement of the actual cost and expense thereof from the United States.

5. By an act of congress repealing or modifying the act passed in 1870, being 16 Statutes at Large, 305, to the end that taxes may be levied by the State of Washington and by the various counties thereof against the unsurveyed lands situated therein, subject to the lien of the United States against said lands, to cover the cost of the survey thereof in making said lien of the United States superior and

paramount to the lien of said taxes, in order that the unsurveyed lands now in private ownership may be rendered subject to taxation in the same manner and to the same extent that other private property is taxed.

The memorial was read first and second times and on motion of Senator Steiner, referred to committee on state, granted, school and tide lands.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred Senate bill No. 315, entitled "An act amending section 15 of chapter 98 of the Session Laws of 1911, the same being 'An act relating to local improvements in cities and towns and repealing certain acts and parts of acts,'" have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOHN L. SHARPSTEIN, *Chairman.*

We concur in this report: Peter Iverson, W. D. Cotter, E. Hammer.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 335, entitled "An act fixing the situs of certain classes of personal property for the purposes of taxation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman.*

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 358, entitled "An act requiring and prescribing a form of monthly report to the state auditor, of railway mileage used by state officers, their deputies and employes," have had the

same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 346, entitled "An act establishing a county bulletin, providing for the issuance thereof and for the publication therein of all public official or legal notices or other matters to be published as such," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 348, entitled "An act relating to revenue and taxation, providing for the sale of certificates of delinquency and the interest the same shall draw, and amending sections 9252 and 9253 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, W. Fairchild, Frank C. Jackson, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 351, entitled "An act creating a bureau to be known as a bureau of photography, engraving and blue-printing," have had the same under consideration, and we respectfully report the same back to the Senate

with the recommendation that it be referred to the committee on printing with the request that it investigate the necessity for an institution of this kind and make a report.

JOHN L. SHARPSTEIN, *Acting Chairman*.

We concur in this report: G. E. Steiner, Geo. W. Shaefer, Harve H. Phipps, Henry H. Wende, H. M. White, A. McGuire.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 296, entitled "An act relating to the validation of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities and towns, issued by the corporate authorities thereof in excess of their legal authority," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 2, line 1 of the printed bill, same being page 1, line 25 of the original bill, strike the word "corporated" and insert in lieu thereof the word "corporate."

JOHN L. SHARPSTEIN, *Acting Chairman*.

We concur in this report: G. E. Steiner, Geo. W. Shaefer, Harve H. Phipps, Henry H. Wende, H. M. White, A. McGuire.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on corporations other than municipal, to whom was referred Senate bill No. 451, entitled "An act requiring railroad companies to supply all passenger coaches with sanitary drinking cups and fixing a penalty for a violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 2, section 1 of the printed bill, the same being line 3, section 1 of the original bill, after the word "operated" insert the following: "and not equipped with sanitary drinking fountains."

GEORGE U. PIPER, *Chairman*.

We concur in this report: E. M. Stephens, W. J. Sutton, Geo. W. Shaefer, A. McGuire.

On motion of Senator Piper, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 213, entitled "An act to amend section 16 of article 1 of the constitution of the State of Washington, relating to eminent domain," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

A. H. IMUS, *Chairman.*

We concur in this report: Harve H. Phipps, Josiah Collins, Henry H. Wende.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER.

MR. PRESIDENT: OLYMPIA, WASH., February 26, 1913.

We, your committee on appropriations, to whom was referred Senate bill No. 381, entitled "An act establishing a state school for girls in conjunction with the Washington state training school, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof and providing penalties for violations thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, lines 1 and 2 of the printed bill, the same being section 2, line 13 of the original bill, strike the words "two of whom shall be women."

In section 2, line 3 of the printed bill, the same being section 2, line 16 of the original bill, after the word "land" strike the following: "said site to be within a radius of not less than one mile and not more than five miles of the state training school at Chehalis."

In section 2, line 8 of the printed bill, the same being section 2, line 23 of the original bill, after the words "above mentioned" strike the period, insert in lieu thereof a colon and add the following: "*Provided, however,* That each of such buildings shall be of modern fireproof construction."

D. S. TROY, *Chairman.*

We concur in this report: R. A. Hutchinson, A. W. Anderson, D. A. Scott, D. Landon.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 27, 1913.

We, your committee on dikes, drains and drainage, to whom was referred Senate bill No. 324, entitled "An act providing for the payment

of the costs and expenses incurred pursuant to an act entitled 'An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency,' approved March 20, 1895, and providing for the dissolution of drainage districts in certain cases," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

E. HAMMER, *Chairman.*

I concur in this report: B. A. Bowen.

On motion of Senator Hammer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 82, entitled "An act to amend section 44 and to repeal sections 42, 45 and 48 of an act entitled 'An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words "bank," "trust" and "savings" in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation,' approved March 16, 1907," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike the title and substitute in lieu thereof the following: "An act relating to banks and banking, amending sections 3305 and 3309, and repealing sections 3303 and 3306 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Strike the first ten lines of section 1 of original bill, the same being the first six lines of section 1 of printed bill, and substitute in lieu thereof the following: "Section 1. That section 3305 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:"

In line 21, section 1 of original bill, being line 7, section 1 of printed bill, strike the figures "44" and substitute in lieu thereof the following: "3305."

In lines 1 and 27, page 3, and line 2, page 4 of original bill, being lines 34, 51 and 55 of section 1 of printed bill, strike the word "was" as the same appears between the words "bank" and "located" and substitute in lieu thereof the word "is."

In line 30, page 4 of original bill, being line 74, section 1 of printed bill, strike the word "treasurer" and substitute in lieu thereof the word "treasury."

In lines 30 and 31, page 4, and line 1, page 5 of original bill, being lines 74 and 75 of section 1 of printed bill, strike the words "for the benefit of the school fund and all right thereto by any person or corporation shall thereupon terminate" and substitute in lieu thereof the following: "and any person claiming the same may at any time within five years after it has been so turned into the treasury commence an action in the superior court of Thurston county to establish the validity of his claim thereto, and if no such action shall have been commenced within said time the same shall inure to the benefit of the common school fund, and any and all right and claim of any person or corporation thereto shall thereupon terminate."

In line 3, page 5 of the original bill, being line 76 of section 1 of the printed bill, strike the word "ten" and substitute in lieu thereof the following: "thirty."

In line 21, page 5 of original bill, being line 89 of section 1 of printed bill, strike the word "a" where the same appears between the words "continue" and "liquidate" and substitute in lieu thereof the word "as."

In line 26, page 7 of original bill, being line 134 of section 1 of printed bill, insert between the words "may" and "on" the words "direct and," and between the words "requires" and "make" the words "the court may."

Strike section 2 of the bill and substitute in lieu thereof the following: "Section 2. That section 3309 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: In distributing the assets of any bank under the provisions of this act the claims of depositors shall be given preference over all other claims except claims for labor: *Provided*, That this section shall not be so construed as to impair the rights of secured creditors."

Add the following to the bill: Section 3. Sections 3303 and 3306 of Remington and Ballinger's Annotated Codes and Statutes of Washington are hereby repealed.

E. MILTON, STEPHENS, *Chairman*.

We concur in this report: B. A. Bowen, J. E. Leonard.

On motion of Senator Stephens, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., February 26, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 127, entitled "An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In line 17 of the printed bill, same being line 29 of the original bill,

before the word "such" insert the word "any," and after the word "child" insert the words "under the age of fifteen years having been residents of the county for at least one year and"

In line 21 of the printed bill, same being page 2, line 5 of the original bill, before the words "and thereupon" insert the words "not in excess, however, of ten dollars per month for each child."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Ralph Metcalf, H. M. White, Jos. Collins, A. H. Imus, G. E. Steiner, Geo. W. Shaefer, Harve H. Phipps, Ralph D. Nichols, D. Landon, John L. Sharpstein, Henry H. Wende, A. McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred engrossed House bill No. 209, entitled "An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, and providing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

After the word "them," the last word in subdivision "f," section 2 of the engrossed bill, add the following: "if the same be issued for wheat it shall specifically state the variety of wheat by name."

W. FAIRCHILD, *Chairman.*

We concur in this report: H. M. White, J. E. Campbell.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred House bill No. 284, entitled "An act relating to the dissolution of union high school districts and amending section 4469 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

WALTER S. DAVIS, *Chairman.*

We concur in this report: Harve H. Phipps, John L. Sharpstein, George U. Piper.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred engrossed House bill No. 329, entitled "An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, D. A. Scott, D. Landon, A. W. Anderson.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred House bill No. 290, entitled "An act relating to the public school system of the State of Washington, and amending section 4657 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

WALTER S. DAVIS, *Chairman*.

We concur in this report: Harve H. Phipps, John L. Sharpstein, George U. Piper.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 204, entitled "An act relating to validation of indebtedness by school districts, and bonds therefor, and amending chapter XXIX of Remington and Ballinger's Annotated Codes and Statutes of Washington, by adding one section thereto," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

JOHN L. SHARPSTEIN, *Acting Chairman*.

We concur in this report: G. E. Steiner, Geo. W. Shaefer, Harve H. Phipps, Henry H. Wende, H. M. White, Jos. Collins.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 200, entitled "An act relating to the crime of murder and the punishment therefor, and amending section 2392 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, Geo. W. Shaefer, D. Landon, G. E. Steiner, A. H. Imus, Henry H. Wende, Ralph Metcalf, A. McGuire, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 187, entitled "An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties, to provide for an improvement fund," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. S. TROY, *Chairman.*

We concur in this report: R. A. Hutchinson, D. Landon, A. W. Anderson, D. A. Scott.

On motion of Senator Troy, the report and bill were placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, a majority of your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 276, entitled "An act amending section 6675 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding sections 6661a, 6661b, 6661c, 6661d and 6675a thereto, providing for the sale of certain university lands and university transfer and indemnity lands; charitable, educational, penal and reformatory institution lands; normal school lands; capitol building lands, and agricultural college lands in the State of Washington, and fixing the manner and condition of sale," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

We concur in this report: A. McGuire, W. D. Cotter, J. C. Weatherford, W. J. Sutton.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 27, 1913.

I, a minority of your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 276, entitled "An act amending section 6675 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding sections 6661a, 6661b, 6661c, 6661d and 6675a thereto, providing for the sale of certain university lands and university transfer and indemnity lands; charitable, educational, penal and reformatory institution lands; normal school lands; capitol building lands, and agricultural college lands in the State of Washington, and fixing the manner and condition of sale," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do not pass.

G. E. STEINER, *Chairman.*

On motion of Senator Steiner, both reports and the bill were placed on general file.

SENATE CHAMBER,

MR. PRESIDENT: OLYMPIA, WASH., February 26, 1913.

We, a majority of your committee on appropriations, to whom was referred Senate bill No. 156, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund therefor, creating a commission to superintend the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: A. W. Anderson, E. L. French, P. H. Carlyon, R. A. Hutchinson, Ed Brown.

SENATE CHAMBER,

OLYMPIA, WASH., February 26, 1913.

MR. PRESIDENT:

I, a minority of your committee on appropriations, to whom was referred Senate bill No. 156, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund therefor, creating a commission to superintend the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

D. S. TROY, *Chairman.*

On motion of Senator Troy, both reports and the bill were ordered placed on general file.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts";

Also, Senate bill No. 33, entitled "An act relating to the creation and organization of the county of Bowen, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties";

Also, Senate bill No. 364, entitled "An act regulating the load in proportion to the width of tires that may be transported on vehicles over and along certain state and county roads, and providing penalties for violations thereof";

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 21, "Relating to Alaska's first legislature."

Also, the House has concurred in Senate amendments to House bill No. 121, entitled "An act relating to the duties and functions of prosecuting attorneys, abolishing the office of coroner and repealing section 4007 to 4030, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington, with the exception of Senate amendment to section 9 and Senate amendment to section 5, and ask that the Senate recede therefrom."

Also, the House has concurred in Senate amendments to House bill No. 49, entitled "An act concerning domestic relations, and to prevent and punish family desertion and non-support of wife or child," etc.

Also, the House has concurred in Senate amendments to House bill No. 153, entitled "An act relating to the justices of the peace and constables in cities having a population of fifty thousand or more," etc.

Also, the speaker has signed House bill No. 249, entitled "An act granting certain tide lands to the port of Grays Harbor for port pur-

poses only, and providing for its reversion to the state if not used for such purpose”;

Also, House bill No. 300, entitled “An act relating to the sale and removal of timber from state, school and granted lands”;

Also, House bill No. 363, entitled “An act providing for the appointment and qualification of an assistant highway commissioner”;

Also, House bill No. 364, entitled “An act appropriating the sum of five hundred and no-100 dollars (\$500.00) from the public highway fund for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineer”;

Also, House joint memorial No. 13, “Relating to railroad construction and development in the Territory of Alaska,” etc.;

Also, House bill No. 385, entitled “An act relating to railroad and highway crossings and to the changing and elimination of grade crossings, providing penalties for the violation of this act,” etc.;

Also, House concurrent resolution No. 26, “Relating to a return ball to the citizen sof Olympia.”

Also, the House has passed House bill No. 507, entitled “An act relating to fire insurance companies, requiring the same to make daily reports, providing for the inspection thereof and the expense of such inspection, providing penalties for the violations of this act, amending section 101 of chapter 49 of the Laws of 1911, and making an appropriation therefor”;

Also, House bill No. 474, entitled “An act to provide for the use, at the option of indicated local authorities, of voting machines at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties,” etc.;

Also, House bill No. 202, entitled “An act relating to pardon of persons convicted of murder.”

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House bills Nos. 249, 300, 363, 364, 385, House joint memorial No. 13, and House concurrent resolution No. 26.

On motion of Senator Nichols, unanimous consent was granted for the introduction of two bills by the roads and bridges committee.

On motion of Senator White, unanimous consent was given for the introduction of a Senate concurrent resolution.

On motion of Senator Sharpstein, unanimous consent was granted for the introduction of a bill by the judiciary committee.

INTRODUCTION OF BILLS.

Senate bill No. 456, by committee on roads and bridges, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a secondary state road from Bremerton, in Kitsap county, southwesterly to a point on the proposed Olympia highway between Shelton and Hoodspport, in Mason county."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 457, by committee on roads and bridges, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Meyers Falls, in Stevens county, southerly to a point on state road No. 7, at or near Davenport, in Lincoln county."

The bill was read the first time, and on motion of Senator Nichols, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

Senate bill No. 458, by judiciary committee, entitled "An act relating to practice in the superior and supreme courts."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

House bill No. 202, by Mr. Goss, entitled "An act relating to pardons of persons convicted of murder."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

House bill No. 507, by Messrs. Davis and Brown, entitled "An act relating to fire insurance companies, requiring the same to make daily reports, providing for the inspection thereof and the expense of such inspection, providing penalties for the violations of this act, amending section 101 of chapter 49 of the Laws of 1911, and making an appropriation therefor.

The bill was read the first time, and on motion of Senator Allen, the rules were suspended, the bill was read the second time by title and referred to the committee on insurance.

House bill No. 474, by privileges and election joint committee, entitled "An act to provide for the use, at the option of indicated local authorities, of voting machines at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines; providing for the casting, registering, recording and counting of ballots or votes by voting machines, where used; and providing penalties for violation of the provisions of this act.

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title and placed on general file.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 16.

By Senators White and Wende:

WHEREAS, The people of Alaska have for many years been working to secure home rule for their territory; and

WHEREAS, The State of Washington has done all in its power to assist Alaska in its endeavors along this line; and

WHEREAS, The State of Washington is closely associated with Alaska by reason of its location and through its trade relations, and interested in the welfare of her people; and

WHEREAS, By virtue of an act of the sixty-second congress of the United States, said territory had conferred upon it legislative power; and

WHEREAS, The first legislature of said Territory of Alaska will meet on Monday, the 3d day of March, 1913, and will at that time formally embark upon home rule; therefore

Resolved by the Senate of the State of Washington, the House concurring, That greeting be extended to the first legislature of said Territory of Alaska, and that we do further extend to the said legislature our most sincere desires that its session will be pleasant to the members thereof, and profitable and beneficial to the citizens of Alaska.

On motion of Senator White, the resolution was adopted.

On motion of Senator Scott, the Senate resolved itself into a committee of the whole to consider Senate bills Nos. 368, 428, 433, 443, 377 and 143.

The bills were considered in the committee of the whole, Senator Phipps in the chair.

The committee of the whole reported progress and requested to be permitted to sit again at 2 o'clock this afternoon.

On motion of Senator Phipps, the report was adopted.

At 12:15 p. m., on motion of Senator Allen, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock p. m.

On motion of Senator Phipps, the Senate resolved itself into a committee of the whole to resume consideration of Senate bills Nos. 368, 428, 433, 443, 377 and 143.

The bills were considered in committee of the whole, Senator Phipps in the chair, and reported back to the Senate with the following recommendations:

That Senate bill No. 368 do pass.

That Senate bill No. 428 do pass with the following amendment: At the end of section 2 add the following "Nothing in this act shall prevent any board having charge of the erecting of any buildings under this act constructing said buildings by the day labor plan provided the total cost thereof shall in no case exceed the total estimate approved by the state public building board."

That Senate bill No. 433 do pass.

That Senate bill No. 343 do pass.

That Senate bill No. 377 do pass.

That Senate bill No. 143 do pass.

On motion of Senator Phipps, the report of the committee of the whole was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 18, entitled "An act relating to the solemnization of

marriages, and amending section 7154 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 105, entitled "An act to withdraw from appropriated waters of Wenatchee watershed, north of township 25, ranges 15, 16, 17 and 18 east of the Willamette meridian, and reserving them to the State of Washington for purposes of irrigation";

Also, enrolled substitute Senate bill No. 7, entitled "An act relating to the method of killing water fowl, defining the term 'sneak boat,' and amending section 5358 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 37, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor for deed, and empowering and directing the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for use as and in connection with its public parks and for no other purpose";

Also enrolled Senate bill No. 254, entitled "An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner";

Also, enrolled Senate bill No. 73, entitled "An act relating to the powers and duties of notaries public who are stockholders, directors, officers or employes of banks or other corporations";

Also, enrolled Senate bill No. 35, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof";

—have compared same with the engrossed bills and original bills, and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, John E. Chappell.

Senator Collins stated that he had compared original substitute Senate bill No. 7 with the enrolled bill and found it properly enrolled. Senator French made the same statement with reference to Senate bill No. 18; Senator Sharpstein as to Senate bill No. 35; Senator Hutchinson as to Senate bill No. 37; Senator Stephens as to Senate bill No. 73; Senator Phipps as to Senate bill No. 105; and Senator Troy as to Senate bill No. 254.

The president signed Senate bills Nos. 18, 35, 37, 73, 105, 254 and substitute Senate bill No. 7.

Senate bill No. 368, by Senate committee on appropriations, entitled "An act making an appropriation for the relief of certain persons," was read third time.

The secretary called the roll on final passage of Senate bill No. 368 and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, McCoy, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Anderson, Espy, Hewitt, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Stephens—10.

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

Senate bill No. 428, by committee on public buildings and grounds, entitled "An act creating the state public building board; prescribing its powers and duties; providing for the creating of a state public building sinking fund, and levying a tax therefor, and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of Senate bill No. 428 and it passed the Senate by the following vote:

Those voting aye were: Senators Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, McCoy, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—29.

Absent or not voting were: Senators Allen, Anderson, Bethel, Espy, Hewitt, Jackson, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Stephens, Sutton—13.

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

Senate bill No. 433, by committee on state penal and reformatory institutions, entitled "An act creating a dependent relief fund, providing for the relief of the indigent wives and children of convicts in the penitentiary of Washington, and making an appropriation," was read third time.

The secretary called the roll on final passage of Senate bill No. 433 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, McCoy, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—31.

Voting nay: Senator Nichols—1.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Iverson, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Steiner—10.

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

Senate bill No. 343, by Senator Hutchinson, entitled "An act making an appropriation to erect a monument commemorating the battle of Steptoe," was read third time.

The secretary called the roll on final passage of Senate bill No. 343, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Landon, McCoy, Nichols, Phipps, Piper, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—30.

Those voting nay were: Senators Jensen, Troy—2.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Iverson, Leonard, Metcalf, McGuire, Rosenhaupt, Scott, Stephens—10.

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

Senate bill No. 377, by Senator White, entitled "An act providing for the placing of a tablet in the Washington national monument at Washington, D. C., and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of Senate bill No. 377 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen,

Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, McCoy, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Jensen, Leonard, Metcalf, McGuire, Rosenhaupt, Stephens—9.

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

Senate bill No. 143, by Senator Sharpstein, entitled "An act for the relief of the heirs of Annie E. Ennis, deceased, late of Walla Walla county, State of Washington, ceding to said heirs a certain right of way, now held by the State of Washington, over and across certain lands in Walla Walla county, State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 143 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, McCoy, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Allen, Hall, Leonard, Metcalf, McGuire, Nichols, Rosenhaupt, Stephens, Troy—9.

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

On motion of Senator Carlyon, the rules were suspended, and Senate bills Nos. 368, 428, 433, 343, 377 and 143, were considered engrossed and ordered transmitted to the House immediately.

Senate bill No. 79, by Senator Sutton, entitled "An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 79 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Allen, Davis, French, Metcalf, McGuire, Nichols, Rosenhaupt, Stephens, Troy—9.

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

On motion of Senator Sutton, the rules were suspended and Senate bill No. 79 ordered transmitted to the House immediately.

Senate bill No. 249, by Senator Flummerfelt, entitled "An act to amend sections 3197 and 3198 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the trespass of sheep on certain lands, and providing a punishment therefor," was read third time.

On motion of Senator Flummerfelt the bill was amended by inserting the word and figure "Section 2" before the word "That" in line 14, section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 249 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, McCoy, McGuire, Phipps, Piper, Scott, Shaefer, Steiner, Sutton, Weatherford, Wende, White—31.

Absent or not voting were: Senators Allen, Davis, French, Jackson, Landon, Metcalf, Nichols, Rosenhaupt, Sharpstein, Stephens, Troy—11.

On motion of Senator White, the title of the bill was stricken and the following substituted therefor: "An act relating to the trespass of sheep on certain lands and amending sections 3197

and 3198 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and the title as amended was ordered to stand as the title of the act.

Senate bill No. 321, by committee on state library, entitled "An act relating to public libraries and museums, and amending section 6971 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Scott, the bill was amended by inserting after the word "commissioners" in line 13, section 1 of the original bill the following: "upon petition of 100 voters voting at the last election."

The secretary called the roll on final passage of Senate bill No. 321 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, White—28.

Absent or not voting were: Senators Allen, Campbell, Davis, French, Imus, Iverson, Jackson, Metcalf, Nichols, Rosenhaupt, Stephens, Troy, Weatherford, Wende—14.

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

Senator Sharpstein moved that the Senate do not recede from its amendments to House bill No. 121 and that a conference committee be appointed.

The motion carried.

The president appointed Senators Phipps, Allen and Davis as a conference committee on House bill No. 121.

Senate bill No. 434, by Senator Rosenhaupt, entitled "An act relating to the conveyance of land by deed, and amending section 8747 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 434 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen,

Campbell, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Wende, White—30.

Absent or not voting were: Senators Allen, Brown, Carlyon, Davis, French, Hewitt, Metcalf, Nichols, Rosenhaupt, Stephens, Weatherford, Troy—12.

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

Senate bill No. 126, by Senator Hutchinson, entitled "An act providing for changing the name of the state institution for feeble minded to state school and colony, for the government of the same and repealing all acts and parts of acts in conflict with the provisions of this act," was read third time.

The secretary called the roll on final passage of Senate bill No. 126 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Espy, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, McGuire, Piper, Scott, Shaefer, Sharpstein, Steiner, Wende, White—26.

Absent or not voting were: Senators Allen, Carlyon, Davis, Fairchild, French, Jackson, Landon, Metcalf, McCoy, Nichols, Phipps, Rosenhaupt, Stephens, Sutton, Troy, Weatherford—16.

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

On motion of Senator Hutchinson, the rules were suspended and Senate bill No. 126 ordered transmitted to the House immediately.

Senator White moved to reconsider the vote by which Senate bill No. 402 failed to pass the Senate.

The motion carried.

On motion of Senator Sharpstein, substitute Senate bill No. 224 was taken up at this time.

Substitute Senate bill No. 224, by judiciary committee, entitled "An act prohibiting persons from going upon or being

upon certain portions of rights of way of railroad and inter-urban electric roads, providing penalties for violation hereof and requiring certain signs to be erected at highway crossings," was read third time.

On motion of Senator Anderson, section 3 was changed to section 4 and section 4 to section 3.

The secretary called the roll on final passage of substitute Senate bill No. 224 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, French, Hall, Hammer, Hutchinson, Imus, Jensen, Landon, Leonard, McGuire, Shaefer, Sharpstein, Troy, White—23.

Absent or not voting were: Senators Allen, Davis, Espy, Flummerfelt, Hewitt, Iverson, Jackson, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Weatherford, Wende—19.

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

Senate bill No. 232, by Senator Shaefer, entitled "An act relating to the time and manner of redemption of property from judicial sales, and amending section 595 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 232 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, McCoy, Nichols, Phipps, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—28.

Those voting nay were: Senators Fairchild, McGuire—2.

Absent or not voting were: Senators Allen, Brown, Espy, Hewitt, Jackson, Landon, Metcalf, Piper, Rosenhaupt, Scott, Weatherford, White—12.

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

Senate bill No. 310, by Senator Leonard, entitled "An act changing the corporate name of the town of Little Falls in Lewis county, State of Washington, to Toronto," was read third time.

On motion of Senator Sharpstein, the bill was amended by substituting the word "Vader" for the word "Toronto," being the last word in section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 310, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Brown, Campbell, Espy, Hewitt, Jackson, Metcalf, Piper, Rosenhaupt, Weatherford—10.

On motion of Senator Sharpstein, the title was amended by striking therefrom the word "Toronto" and inserting in lieu thereof the word "Vader" and the title, as amended, was ordered to stand as the title of the act.

Senate bill No. 376, by Senator Anderson, entitled "An act granting and conveying the steamer 'Yakima' to the United States," was read third time.

The secretary called the roll on final passage of Senate bill No. 376 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Landon, Leonard, McCoy, McGuire, Nichols, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, White—29.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Allen, Brown, Campbell, Espy, Hewitt, Jackson, Metcalf, Phipps, Piper, Rosenhaupt, Weatherford, Wende—12.

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

At his request, Senator Bowen was excused from attendance until Monday morning.

On motion of Senator Flummerfelt, the rules were suspended and it was ordered that all bills passed by the Senate at today's session be immediately transmitted to the House, except where notice of motion to reconsider has been given.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 260, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class, for educational, social, recreational and other community purposes";

Also, engrossed Senate bill No. 218, entitled "An act to protect the public peace, health and safety from habitual criminals, moral degenerates and sexual perverts," etc.;

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: W. C. McCoy, John E. Chappell.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

The speaker has signed enrolled substitute Senate bill No. 7, entitled "An act relating to the method of killing water fowl, defining the term 'sneak boat,' and amending section 5358 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 254, entitled "An act making an appropriation for the payment of sundry expenses of the office of insurance commissioner";

Also, enrolled Senate bill No. 105, entitled "An act to withdraw from appropriation under the laws of the State of Washington all the unappropriated waters of the Wenatchee watershed, north of township 25, ranges 15, 16, 17 and 18 east of the Willamette meridian, and reserving them to the State of Washington for purposes of irrigation";

Also, enrolled Senate bill No. 73, entitled "An act relating to the

powers and duties of notaries public who are stockholders, directors, officers or employes of banks or other corporations";

Also, enrolled Senate bill No. 37, entitled "An act authorizing and directing the commissioner of public lands to certify certain lands to the governor for deed, and empowering and directing the governor to execute and the secretary of state to attest a deed conveying to the city of Spokane certain lands for use as and in connection with its public parks and for no other purpose";

Also, enrolled Senate bill No. 18, entitled "An act relating to the solemnization of marriages and amending section 7154 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 35, entitled "An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof,"

And the same are herewith transmitted.

Also, the speaker has appointed as members of a conference committee on Senate amendments to engrossed House bill No. 121, Messrs. Moren, Cleland and Davis.

C. R. MAYBURY, *Chief Clerk.*

At 4:15 p. m., on motion of Senator Landon, a recess was taken until 7:30 this evening.

EVENING SESSION.

The Senate was called to order at 7:30 p. m. by Senator Allen, president *pro tem.*

SPECIAL ORDER.

The hour of 7:30 o'clock having arrived, the Senate took up Senate bill No. 405, which was made a special order for this time.

On motion of Senator Hammer, the Senate resolved itself into a committee of the whole to consider Senate bill No. 405.

The bill was considered in the committee of the whole, Senator Hutchinson in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments and be made a special order for 11:15 o'clock a. m. Monday, March 3, 1913:

In section 11, line 23 of the original bill strike all after the word "reviewed" down to and including the word "or" in line 25; in the same

section, lines 29 and 30 of the original bill, strike the words "or public service commission"; in the same section, line 27 of the original bill strike the words "initiated in," and substitute therefor the word "to."

In section 19, line 18 of the original bill, after the word "ditches" insert the following words: "owned by or in which defendant claims any interest."

In section 23, line 23 of the original bill, after the figures (\$1.00) insert "or clerk's fees and one dollar on account of stenographer's fees."

In section 24, line 30 of the original bill strike the word "and" where it appears after the word "offered" and insert in lieu thereof the word "or."

In section 25, line 1, page 17 of the original bill, after the word "filed" insert the words "or filed and served."

In section 33, line 12, page 21 of the original bill strike the word "fee" and substitute therefor the word "fees."

In section 28, line 18 of the original bill, after the word "diversion" insert the words "or use."

In section 43, line 20, after the word "shall" insert "unlawfully."

On motion of Senator Hutchinson, the report of the committee of the whole was adopted.

Senator Anderson was called to the chair.

On motion of Senator Jackson, Senators Collins and Stephens were excused.

Engrossed House bill No. 207, by Mr. Wray, entitled "An act relating to insurance, and amending sections 79, 83 and 84 of chapter 49 of the Laws of 1911," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 207 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen Anderson, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—31.

Absent or not voting were: Senators Bethel, Bowen, Campbell, Collins, French, Metcalf, McCoy, Nichols, Rosenhaupt, Stephens, Troy—11.

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

On motion of Senator Allen, Senate bill No. 426 was taken up at this time.

Senate bill No. 426, by Senator Allen, entitled "An act amending section 2 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911," was read third time.

The secretary called the roll on final passage of Senate bill No. 426, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Phipps, Piper, Scott, Shaefer, Shrapstein, Steiner, Sutton, Weatherford, Wende, White—31.

Absent or not voting were: Senators Bowen, Campbell, Collins, French, Hutchinson, Metcalf, McCoy, Nichols, Rosenhaupt, Stephens, Troy—11.

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

Senate bill No. 427, by Senator Allen, entitled "An act amending sections 44 and 45 of chapter 49, Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for the violation of the provisions of this act, to provide an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911," was read third time.

Senator Hutchinson moved to amend the bill by striking lines 20 to 28, inclusive of the original bill.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 427, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Imus, Jackson, Jensen, Landno, Leonard, McGuire, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—30.

Voting nay: Senator Hutchinson—1.

Absent or not voting were: Senators Bowen, Campbell, Collins, Hall, Iverson, Metcalf, McCoy, Nichols, Rosenhaupt, Stephens, Troy—11.

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

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred engrossed substitute Senate bill No. 224, entitled "An act prohibiting persons from going upon certain portions of rights of way of railroads and interurban electric roads, providing penalties for violation hereof and requiring certain signs to be erected at highway crossings";

Also, engrossed Senate bill No. 249, entitled "An act relating to the trespass of sheep on certain lands and amending sections 3197 and 3198 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, engrossed Senate bill No. 310, entitled "An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington, to Vader";

Also, engrossed Senate bill No. 232, entitled "An act relating to the time and manner of redemption of property from judicial sales, and amending section 595 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, engrossed Senate bill No. 321, entitled "An act relating to public libraries and museums, and amending section 6971 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, engrossed Senate bill No. 428, entitled "An act creating the state public building board; prescribing its powers and duties; providing for the creating of a state public building sinking fund, and levying a tax therefor, and making an appropriation therefrom";

Also, engrossed Senate bill No. 429, entitled "An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of, to repeal section 9 of, and to add a section

relating to, an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the requirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor'";

Also, engrossed Senate bill No. 106, entitled "An act establishing a state trade school, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof, and making an appropriation therefor,"

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted. HENRY H. WENDE, *Chairman.*

We concur in this report: G. E. Steiner, W. C. McCoy.

Senate bill No. 452, by committee on insurance, entitled "An act amending section 26, chapter 49 of the Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies and insurance business, to provide penalties for violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,' approved March 10, 1911," was read third time.

The secretary called the roll on final passage of Senate bill No. 452, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, McCoy, McGuire, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Sutton, Weatherford, Wende, White—32.

Absent or not voting were: Senators Bowen, Campbell, Carlyon, Collins, Landon, Metcalf, Nichols, Rosenhaupt, Stephens, Troy—10.

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

At 9:45 p. m., on motion of Senator Allen, the Senate adjourned until 11 o'clock Monday morning, March 3, 1913.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FIFTIETH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Monday, March 3, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds, of Olympia, offered prayer.

On motion of Senator Sharpstein, Senator Weatherford was, by reason of illness, excused from attendance on today's sessions.

The secretary called the roll, showing absent Senators Weatherford, excused, and Chappell.

On motion of Senator Allen, the reading of Friday's journal was dispensed with and it was approved.

The committee on roads and bridges was granted unanimous consent to introduce a bill at this time.

INTRODUCTION OF BILLS.

Senate bill No. 459, by joint committee on roads and bridges, entitled "An act relating to state roads, providing for a tax levy therefor and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington."

On motion of Senator Carlyon, the rules were suspended, the bill read first, second and third times and placed on final passage.

The secretary called the roll, and Senate bill No. 459 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps,

Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—34.

Voting nay were: Senators Jackson, Jensen—2.

Those absent or not voting were: Senators Chappell, Espy, Hewitt, Leonard, Weatherford, White—6.

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

On motion of Senator Nichols, the rules were suspended and Senate bill No. 459 was ordered transmitted to the House immediately.

REPORTS OF SPECIAL COMMITTEES.

We, your joint committee of the Senate and House of the legislature of the State of Washington, composed of Senators White, Nichols, Steiner and Collins and Representatives Sims, Conner, Hughes, Stevenson and Freeman, on fisheries, appointed to meet and confer with the fisheries officials of the Dominion of Canada, State of Oregon and Province of British Columbia, reports as follows:

Arrangement for this meeting was made by Governor Ernest Lister. We met at the Rainier-Grand, Seattle, and discussed the fishing situation and matters requiring concurrent action, and have embodied in the fish code introduced in the legislature the results of the conference.

Respectfully submitted,

H. M. WHITE,
Chairman Senate Committee.
RALPH D. NICHOLS.
G. E. STEINER.
JOSIAH COLLINS.
E. A. SIMS.
W. W. CONNER.
MILLER FREEMAN.
W. J. HUGHES.
J. W. STEVENSON.

On motion of Senator White, the report of the committee was adopted.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,
MR. PRESIDENT: OLYMPIA, WASH., March 3, 1913.

Your committee appointed to confer with a like committee of the House of Representatives upon the Senate amendments to engrossed House bill No. 93, hereby reports that said conference was unable to agree upon the Senate amendments.

Wherefore your committee now asks that the members of the conference committee heretofore appointed be appointed a committee of free conference.

W. C. McCoy, *Chairman.*

ARTHUR MCGUIRE.

J. E. CHAPPELL.

On motion of Senator McCoy, the report of the committee was adopted.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your conference committee on House bill No. 121 and the Senate amendments thereto, beg leave to report and recommend, that the House concur with the Senate's amendment to section 9, which reads as follows: "That the office of county coroner is hereby abolished as to all counties of this state except counties of the first class, and none of the provisions of this act shall apply to or in counties of the first class." And that the Senate recede from its amendment in section 5, line 4 of the printed bill, the same being section 5, line 7 of the engrossed bill, which strikes the word "seventy" and inserts in lieu thereof the word "thirty."

Respectfully submitted.

HARVE H. PHIPPS.

WALKER MOREN.

HANCE H. CLELAND.

J. H. DAVIS.

WALTER S. DAVIS.

PLINY L. ALLEN.

On motion of Senator Phipps, that the report of the committee be adopted, the secretary called the roll, and the report was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Wende, White—35.

Absent or not voting were: Senators Chappell, Espy, Hewitt, Leonard, Sutton, Troy, Weatherford—7.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred Senate bill No. 162, entitled "An act relating to the purchase of powder from the state powder factory and fixing the terms of payment therefor, providing for liens and the enforcement thereof on the lands on which such powder is used, and defining certain offenses and fixing penalties therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: R. A. Hutchinson, C. W. Bethel, Frank C. Jackson.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to who was referred Senate bill No. 228, entitled "An act relating to police powers of cities of the first class, validating and confirming the attempted exercise of police powers by cities of the first class," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the bill substituted herewith, to be known as substitute Senate bill No. 228, be substituted therefor and that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: H. M. White, G. E. Steiner, P. L. Allen, E. M. Stephens, Walter S. Davis.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on game fish, to whom was referred Senate bill No. 55, entitled "An act regulating hotels and lodging houses, amending section 11, and repealing sections 12, 13, 14, 15, 16, 17, 18, 19 and 20 of chapter 29 of the Session Laws of 1909, being an act entitled 'An act relating to hotels, inns and public lodging houses, creating the office of state hotel inspector, and providing penalties for the violation thereof, and making an appropriation therefor,' approved March 2, 1909," have

had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

C. W. BETHEL, *Chairman*.

We concur in this report: G. E. Steiner, John E. Chappell.

On motion of Senator Bethel, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 308, entitled "An act proposing a constitutional convention in accordance with the provisions of section 2, article 13 of the state constitution," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

A. H. IMUS, *Chairman*.

We concur in this report: John L. Sharpstein, Henry H. Wende, Harve H. Phipps.

On motion of Senator Imus, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate bill No. 444, entitled "An act relating to public highways and establishing a secondary highway," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike section 1 of the bill and insert in lieu thereof the following: The state highway commissioner is hereby authorized to make surveys and examinations as may be necessary to determine the feasibility of a secondary highway starting from the Pacific highway at Kelso, Washington, and running thence westerly through Cathlamet, Skamokawa, Grays Harbor and Nasel to connect with the National Park highway at or near where the same crosses the Nasel river.

Strike the title of the bill and insert in lieu thereof the following: "An act directing the state highway commissioner to examine and report on the feasibility of a secondary highway starting from the Pacific highway at Kelso, Washington, and running thence westerly to connect with the National Park highway at or near where the same crosses the Nasel river."

RALPH D. NICHOLS, *Chairman*.

We concur in this report: E. L. French, A. W. Anderson, Harve H. Phipps, W. C. McCoy, J. E. Leonard, A. McGuire.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 24, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 230, entitled "An act relating to railroad and railway companies shall not take or damage property for a public use until full and complete compensation is first made and paid; providing that the question as to whether or not property has or will be damaged, shall be a question of fact; that it shall not be necessary to physically invade property to constitute a taking or damaging thereof; that the damage and injury provided for shall be all such as are not barred by statute of limitations, at the passage thereof; that if any part of this act shall be declared void, all other parts shall remain in force," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 4 of the printed bill, same being line 20 of the original bill, strike the comma after the word "injured."

In section 1, lines 4, 5 and 6 of the printed bill, same being lines 20, 21, 22 and 23 of the original bill, strike the words "and it shall not be necessary that there shall be a physical invasion of or encroachment upon the property in order to recover the damage or injury thereto," including the comma preceding, and insert in lieu thereof the words "in all cases where there is no physical invasion of the property. Provided, that nothing in this act shall preclude an owner of property abutting on a public street in which a railroad may be constructed from recovering whatever damages he would be otherwise entitled to."

Strike out sections 2 and 3 of the printed bill, same being sections 2 and 3 of the original bill.

In line 1 of the title in the printed bill, same being line 1 of the title in the original bill, strike the comma after the word "companies," and insert after said word "companies" the words "; providing that railroad and railway companies," including semicolon preceding.

In line 4 of the title in the printed bill, same being line 8 of the title in the original bill, strike the semicolon after the word "thereof," and strike all words in the title following.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Geo. W. Shaefer, Harve H. Phipps, D. Landon, John L. Sharpstein, Henry H. Wende, Ralph Metcalf, Arthur McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 181, entitled "An act fixing the term of office of

county commissioners at six years, and providing for the election of one commissioner at each general election," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Ed Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 64, entitled "An act providing for the amendment of section 5 of article XI of the constitution, relating to county, city and township organization," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Ed Brown, Henry H. Wende.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 235, entitled "An act establishing the forms of petitions for the referendum and initiative to the people, providing for a limitation of names on each sheet, providing for the circulation of the petitions, the appointment of person by the governor to circulate petitions, and his qualifications; providing for the filing of the petitions with the secretary of state and mandamus to compel the filing; providing for the establishment of the ballot title by the attorney general and arguments on each measure before circulation, providing for the printing of the same together with proposed amendments to the constitution with arguments in pamphlet form," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Ed. Brown, Henry H. Wende.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 391, entitled "An act relating to initiative, referendum and recall petitions, prohibiting certain acts, and providing penalties," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Ed. Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 65, entitled "An act providing for the amendment of sections 1, 3 and 4 of article III of the Constitution of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Ed. Brown, Henry H. Wende.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 269, entitled "An act to provide for the casting, registering, recording and counting of ballots or votes at any primary, general, special or other election, within the State of Washington, by means of voting machines; to provide for the purchase of the same; to provide rules and regulations for the conduct of elections held with said machines, and to provide penalties for the violation of this act, and to repeal all acts or parts of acts inconsistent herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Ed. Brown.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 25, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 49, entitled "An act creating the county auditor of each county the chief registration officer and providing for registration of all voters in the state for primary, general, or special state, county, city, district, school and municipal elections through a card system, making registration compulsory, creating other registration officers; providing for change of registration to change of precinct; providing for the manner and times for registration; providing a penalty for false and fraudulent registration and for the violation of the provision of the act and repealing chapter two of title 29, Rem. and Bal. Code," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be indefinitely postponed.

RALPH METCALF, *Chairman.*

We concur in this report: Henry H. Wende, Ed. Brown, Peter Iverson.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred Senate joint memorial No. 7, "Relating to construction of state roads through national forest reserves at the expense of the United States," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the fourth paragraph, beginning with the word "whereas," strike all words in said paragraph; also all words in the next two paragraphs following.

In the first line of the next to the last paragraph, strike the word and figure "and 7"; also letter "s" on the words "Roads" and "Nos."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: A. W. Anderson, E. L. French, Ed. Brown, Chas. H. Flummerfelt, W. C. McCoy, J. E. Leonard, A. McGuire.

On motion of Senator Nichols, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred engrossed House bill No. 175, entitled "An act to amend section 2665 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating

to trespass," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In section 1, line 7 of the printed bill, the same being line 10 of section 1 of the original bill, after the word "land" where the same first appears in said line, insert "or shall enter upon any land of another bounded on one or more sides by water when notices not to trespass thereon have been posted as often as every 700 feet on or near the other boundaries thereof for either of said purposes."

JOSIAH COLLINS, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 350, entitled "An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring the same to be a state road," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass as amended:

In line 8, section 1, of the engrossed bill, the same being line 5, section 1, of the printed bill, strike the words "state road" and insert in lieu thereof the words "secondary highway."

In line 1, section 2, of the engrossed bill, the same being line 1, section 2, of the printed bill, strike the words "state road" and insert in lieu thereof the words "secondary highway."

In line 3, section 2, of the engrossed bill, the same being line 2, section 2, of the printed bill, strike the words "state road" and insert in lieu thereof the words "secondary highway."

In line 4, of the title, of the engrossed bill, the same being line 2, of the title, of the printed bill, strike the words "state road" and insert in lieu thereof the words "secondary highway."

RALPH D. NICHOLS, *Chairman*.

We concur in this report: A. W. Anderson, E. L. French, Ed. Brown, Chas. H. Flummerfelt, W. C. McCoy, J. E. Leonard, A. McGuire.

On motion of Senator Nichols, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

The House has adopted the report of the conference committee on certain Senate amendments to House bill No. 121, entitled "An act re-

lating to the duties and functions of prosecuting attorneys, abolishing the office of coroner," etc.;

Also, the House has passed engrossed substitute House bill No. 45, entitled "An act amending an act, entitled 'An act relating to the taking of food fishes, and amending section 5187 of Remington and Ballinger's Annotated Codes and Statutes of Washington,' approved March 17, 1911, and being chapter 104 of the Session Laws of 1911; and further amending section 5187 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, engrossed House bill No. 235, entitled "An act relating to the commitment of persons to the Washington State Training School, and to their discharge therefrom;"

Also, engrossed House bill No. 21, entitled "An act repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the rules of evidence in the case of certain crimes against morality and decency;"

Also, engrossed substitute House bill No. 170, entitled "An act providing for an annual tax levy for the public highway fund to be used for the purpose of constructing bridges in this state," etc.;

Also, engrossed House bill No. 475, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Kelso westerly to a point on State Road No. 5 between South Bend and Pacific Beach in Pacific county;"

Also, engrossed House bill No. 509, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority;"

Also, engrossed House bill No. 535, entitled "An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the states of Washington and Idaho, near the town of Newport, Washington, and making an appropriation therefor."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Allen, the special order for the consideration of Senate bill No. 405, set for 11:15 this morning was reset for 11:15 Thursday morning, March 6.

On motion of Senator Allen, Senate bill No. 369 was referred to the committee on banks and banking.

At 12:05 p. m., on motion of Senator Carlyon, the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 1:30 p. m. by President Hart.

INTRODUCTION OF BILLS.

Engrossed House bill No. 21, by Mrs. Axtell (by request), entitled "An act repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the rule of evidence in the case of certain crimes against morality and decency."

The bill was read the first time, and on motion of Senator Espy the rules were suspended, the bill was read the second time by title and referred to the committee on public morals.

Engrossed substitute House bill No. 45, by Mr. Stream, entitled "An act amending an act entitled 'An act relating to the taking of food fishes, and amending section 5187 of Remington and Ballinger's Annotated Codes and Statutes of Washington,' approved March 17, 1911, and being chapter 104 of the Session Laws of 1911; and further amending section 5187 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator White the rules were suspended, the bill was read the second time by title and referred to the committee on fisheries.

Engrossed substitute House bill No. 170, by committee on roads and bridges, entitled "An act providing for an annual tax levy for the public highway fund to be used for the purpose of constructing bridges in this state and between this state and adjoining states, and making appropriations for the construction of a bridge across the Columbia river at Vancouver, Washington."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 235, by Mr. Field, entitled "An act

relating to the commitment of persons to the Washington state training school, and to their discharge therefrom."

The bill was read the first time, and on motion of Senator Leonard the rules were suspended, the bill was read the second time by title and referred to the committee on penal and reformatory institutions.

Engrossed House bill No. 649, by committee on roads and bridges, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 475, by Mr. Arnold, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Kelso westerly to a point on state road No. 5 between South Bend and Pacific Beach, in Pacific county."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 509, by committee on memorials, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title and referred to the committee on cities of the first class.

Engrossed House bill No. 535, by Mr. Jensen, entitled "An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the states of Washington and Idaho, near the town of Newport, Washington, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Substitute Senate bill No. 228, by committee on cities of the first class, entitled "An act relating to the public powers of cities of the first class and the power and control of and by such cities and of and by the public service commission of the matter of the construction and maintenance of facilities to prevent injury at railway crossings in cities of the first class."

The bill was read the first time, and on motion of Senator Shaefer the rules were suspended, the bill was read the second time by title, ordered printed and placed on general file.

REPORTS OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred Senate joint memorial No. 9, relating to an intracoastal canal from the straits of Juan de Fuca inland through Puget Sound southwestward to Grays harbor, etc.;

Also, Senate concurrent resolution No. 8, relating to the naming of "Forsyth Glacier;"

Also, Senate joint resolution No. 6, relating to the appointment of assistants by the attorney general;

—have compared same with the original memorials and resolutions and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 459, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 50, entitled "An act to amend sections 4 and 5 of an act entitled 'An act relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture, and sale of jute and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency,' approved March

20, 1911, being chapter 132 of Laws of 1911, relating to the sale and disposition of jute and other products at the state penitentiary;"

Also, enrolled Senate bill No. 133, entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 201, entitled "An act relating to commercial waterway districts, amending chapter XI of the Laws of 1911, of the State of Washington, relating to commercial waterway districts, validating certain proceedings heretofore had with reference to commercial waterway districts, and providing that this act shall take effect immediately;"

Also, enrolled Senate bill No. 97, entitled "An act to amend section 1, chapter 150, Session Laws of 1909 of an act, entitled 'An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith, and declaring an emergency,' approved March 17th, 1909;"

Also, enrolled Senate bill No. 164, entitled "An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 149, entitled "An act authorizing the consolidation of two or more diking districts, heretofore organized or which may hereafter be organized under the diking laws of the State of Washington;"

Also, enrolled Senate bill No. 275, entitled "An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof, and providing when this act is to take effect;" have compared same with engrossed bills and original bills and find them correctly enrolled.

Respectfully submitted.

We concur in this report: Ralph D. Nichols, D. A. Scott, Harry Rosenhaupt.

The president signed Senate bill No. 459.

Senator Nichols stated he had compared enrolled Senate bill No. 459 with the original bill and found same correctly enrolled.

The president signed enrolled Senate bills Nos. 50, 133, 201, 97, 164, 149, 275, Senate joint memorial No. 9, Senate concurrent resolution No. 8, Senate joint resolution No. 6.

Senator Sharpstein stated he had compared enrolled Senate bills Nos. 50 and 275 with the original bills and found same

correctly enrolled; Senator Imus made the same statement relative to Senate bill No. 133; Senator Nichols as to Senate bill No. 201; Senator Metcalf as to engrossed Senate bill No. 97; Senator Bowen as to engrossed Senate bill No. 164; Senator Hammer as to Senate bill No. 149.

Senate bill No. 380, by committee on public buildings and grounds, entitled "An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Laws of 1911," was read third time.

On motion of Senator Metcalf, the Senate resolved itself into a committee of the whole to consider Senate bill No. 380.

The bill was considered in the committee of the whole, Senator Sutton in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

In line 11, section 1, of the original bill, strike the word "two" being an amendment to the original bill, and substitute therefor the word "four."

In line 15, section 3, of the original bill, strike the word "two" being an amendment to the original bill, and substitute therefor the word "four."

In line 15, section 3, beginning with the word "that" strike the balance of the section and insert in lieu thereof the following: That no amount in excess of five hundred fifty-two thousand dollars (\$552,000) shall be deemed to be appropriated unless there are moneys in the capitol building fund arising from the sale of bonds or otherwise to cover the same; the said amount of five hundred fifty-two thousand dollars to be available immediately to pay expenses incurred in the sale of bonds, for the continuance of work to complete the Temple of Justice, for acquiring additional lands for the capitol site, and the other expenses of the capitol commission."

Add section 4 to the printed bill as follows:

Section 4. This act is necessary for the immediate support of the state government and its existing public institutions, and shall take effect immediately.

On motion of Senator Sutton, the report of the committee of the whole was adopted.

Senators White, Allen and Sharpstein moved a call of the Senate.

The secretary called the roll; absent, Senators Chappell, Phipps, Piper.

On motion of Senator Fairchild, the call was dissolved.

The secretary called the roll on final passage of Senate bill No. 380 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Campbell, Carlyon, Collins, Davis, Fairchild, Flummerfelt, French, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McGuire, Phipps, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—28.

Those voting nay were: Senators Bowen, Brown, Cotter, Espy, Hall, Hammer, Jensen, McCoy, Nichols, Rosenhaupt, Scott—11.

Absent or not voting were: Senators Chappell, Piper, Weatherford—3.

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

On motion of Senator Carlyon, the rules were suspended and Senate bill No. 380 was ordered transmitted to the House immediately.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

The House has passed House bill No. 649, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;"

Also, Senate bill No. 459, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, the speaker has signed enrolled Senate bill No. 459, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898, Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, the speaker has signed enrolled Senate bill No. 133, entitled "An act relating to the disposition of state lands and valuable materials thereon, and amending section 6672 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 164, entitled "An act providing for

the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington;”

Also, enrolled Senate bill No. 149, entitled “An act authorizing the consolidation of two or more contiguous diking districts, heretofore organized or which may hereafter be organized under the diking laws of the State of Washington;”

Also, enrolled Senate bill No. 275, entitled “An act relating to the validation and approval of certain contracts relating to roads, road work, construction and improvement thereof and providing when this act is to take effect;”

Also, enrolled Senate bill No. 97, entitled “An act authorizing cities and towns to construct, purchase, condemn and purchase, acquire, add to, maintain, conduct and operate certain public utilities, construct, acquire and operate public markets and cold storage plants, for the sale and preservation of certain supplies and provisions,” etc.;

Also, the speaker has signed enrolled House bill No. 49, entitled “An act concerning domestic relations and to prevent and punish family desertion or non-support of wife or child or children, providing for support bonds and suspension of trial and sentence,” etc.;

Also, enrolled House bill No. 91, entitled “An act making an appropriation for and directing the payment of the principal and interest due on the purchase of fractional section 16 in township 25 north, range 4 east, Willamette meridian,” etc.;

Also, enrolled Senate bill No. 50, entitled “An act to amend sections 4 and 5 of an act, entitled ‘An act relating to the management of the jute mill at the state penitentiary, regulating the purchase, manufacture and sale of jute and other products manufactured at the state penitentiary,’” etc.;

Also, enrolled Senate bill No. 201, entitled “An act relating to commercial waterway districts, amending chapter XI of the Laws of 1911 of the State of Washington, relating to commercial waterway districts,” etc.;

Also, enrolled Senate joint resolution No. 6, relating to the appointment of assistants by the attorney general;

Also, enrolled Senate concurrent resolution No. 8, relating to the naming of Forsyth glacier;

Also, enrolled Senate joint memorial No. 9, relating to surveying of an intercoastal canal through Puget Sound to Grays harbor;

Also, enrolled House bill No. 153, entitled “An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants and providing for their election or appointment and fixing their salaries.”

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 380, entitled "An act relating to the construction of public buildings at the state capital, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Laws of 1911," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted,

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, W. C. McCoy.

The president signed House bills Nos. 153, 91 and 49.

SPECIAL ORDER.

The hour of 2 o'clock having arrived, the Senate took up Senate bill No. 32, which was made a special order for that time.

Senator Sharpstein moved that the special order set for 2 o'clock to consider Senate bill No. 32, be vacated and the bill returned to general file.

A roll call was demanded on the motion of Senators Brown, Allen, Fairchild, Iverson, Carlyon, Jensen, Nichols.

The secretary called the roll and the motion carried by the following vote:

Those voting aye were: Senators Allen, Bowen, Campbell, Carlyon, Collins, Fairchild, French, Hall, Hewitt, Imus, Jackson, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—23.

Voting nay were: Senators Bethel, Anderson, Brown, Cotter, Davis, Espy, Flummerfelt, Hammer, Hutchinson, Iverson, Jensen, McCoy, Nichols, Piper, Scott, White—16.

Absent or not voting were: Senators Chappell, Landon, Weatherford—3.

Senate bill No. 419, by Senator Weatherford, by request, entitled "An act relating to insurance and amending sections 75 and 76 of chapter 49 of the Session Laws of the State of Washington for 1911," was read third time.

On motion of Senator Allen, the bill was amended by striking the words beginning with the word "or" after the word "pay" in line 9, page 2, section 1 of the original bill, up to and including the word "claims," in line 9, page 2, and substitute therefor the words "all adjudicated losses." Also beginning with the word "before," line 22, page 3 of the original bill, strike down to and including the word "companies" in line 3, page 4 of the original bill; also by striking all of section 2.

On motion of Senator Allen, the bill was amended by striking the letter "a" in line 3, page 2, section 1 of the original bill and substituting therefor the words "an additional."

The secretary called the roll on final passage of Senate bill No. 419, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—34.

Absent or not voting were: Senators Anderson, Chappell, Flummerfelt, Jackson, Nichols, Scott, Troy, Weatherford—8.

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

Senate bill No. 168, by Senator Sharpstein, entitled "An act to provide for the ascertainment by appraisalment as to whether or not an estate is subject to an inheritance tax in cases where there is no will or administration, and to provide for the payment of such inheritance tax so ascertained," was read third time.

On motion of Senator Sharpstein, the bill was amended by inserting the words "twenty days" between the words "give" and "notice" in line 26, section 1 of the original bill, and by striking the figure "1" and substituting the word "one" in line 5, page 2, section 2 of the original bill.

The secretary called the roll on final passage of Senate bill No. 168, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—35.

Absent or not voting were: Senators Chappell, Hewitt, Landon, Leonard, Nichols, Scott, Weatherford—7.

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

Senate bill No. 424, by Senate committee on judiciary, entitled "An act relating to inheritance tax, and amending sections 9182 and 9183 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Sharpstein, the bill was amended by adding to the end of section 2 the following: "of five per centum on the value of such property under the same rules as to deductions for debts and expenses as in other cases," and by striking the period after the word "tax" in line 7, page 3, section 2 of the original bill and substituting therefor a comma.

The secretary called the roll on final passage of Senate bill No. 424, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Iverson, Jensen, Landon, Metcalf, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—25.

Those voting nay were: Senators Bethel, Hutchinson, McCoy, Scott—4.

Absent or not voting were: Senators Allen, Bowen, Brown, Chappell, Campbell, Hammer, Hewitt, Imus, Jackson, Leonard, Nichols, Troy, Weatherford—13.

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

Senate bill No. 294, by Senator Scott (by request), entitled "An act relating to the organization, classification, incorporation and government of municipal corporations under a com-

mission and amending section 1 of an act entitled 'An act relating to the organization, classification, incorporation and government of municipal corporations, under a commission, and declaring an emergency,' approved March 17, 1911, being chapter 116 of the Laws of 1911," was read third time.

The secretary called the roll on final passage of Senate bill No. 294, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—33.

Absent or not voting were: Senators Allen, Chappell, Hutchinson, Imus, Iverson, Jackson, Nichols, Troy, Weatherford—9.

On motion of Senator Sharpstein, the title of the bill was amended by striking therefrom the words beginning with the word "an" in line 3 down to and including the word "being" in line 7; and inserting the word "session" between the words "the" and "laws" in line 7 of the title; and the title as amended was ordered to stand as the title of the act.

Senate bill No. 151, by Senator McGuire, entitled "An act amending section 6226 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the payments by counties and towns of the fourth class, of premiums or charges for surety bonds given for appointive or elective officers thereof," was read third time.

On motion of Senator Shaefer, the bill was amended by striking the balance of section 1 after the word "provided" in line 23 of the original bill, and substituting therefor the following: "That the premium or charge for bonds given by surety companies for appointive or elective officers of the state, counties and cities of the first, second and third class and towns shall be paid by the state, county, city or town respectively. Provided further, That no such premium or charge shall exceed one-half of one per cent. per annum on the amount of such bond, and validating such payments heretofore made."

The secretary called the roll on final passage of Senate bill No. 151, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Wende—28.

Absent or not voting were: Senators Allen, Campbell, Chappell, Hutchinson, Imus, Iverson, Jackson, Nichols, Phipps, Scott, Sharpstein, Troy, Weatherford, White—14.

On motion of Senator McGuire, the title of the bill was stricken and the following substituted therefor: "An act relating to the payments by the state, counties, cities and towns of premiums or charges for surety bonds given by elective or appointive officers thereof, and amending section 6226 of Remington and Ballinger's Annotated Codes and Statutes of Washington; and validating certain payments heretofore made," and the title as amended was ordered to stand as the title of the act.

Senate bill No. 441, by judiciary committee, entitled "An act relating to the commencement of actions by service of summons, and amending section 223 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 441, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—34.

Absent or not voting were: Senators Allen, Chappell, Davis, Imus, Jackson, Troy, Weatherford, White—8.

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

Senate bill No. 66, by Senators Brown and Cotter, entitled "An act establishing a powder factory, providing for the man-

agement of, and the sale of powder therefrom, and making appropriations therefor," was read third time.

On motion of Senator Scott, the Senate resolved itself into a committee of the whole to consider Senate bill No. 66 together with the committee reports.

The bill was considered in the committee of the whole, Senator Hutchinson in the chair, and reported back to the Senate with the recommendation that the minority report be adopted and the bill do pass with the following amendments:

In section 5, line 11, of the original bill, strike the word "one" and substitute therefor the word "five," and by inserting the words "or due" after the word "in" in line 13 of same section of the original bill.

Add at the end of section 1, the following: "*Provided*, That the governor shall first make an investigation of all facts relating thereto and if he shall adjudge and determine that such factory should be established he shall direct the said board of control to proceed hereunder, but it shall not proceed until it shall have been directed to so do by the governor."

At the end of section 2, add the following: "The state board of control shall fix the salary of such superintendent."

In line 26, section 3, after the word "States" insert the following: "or persons who have declared their intentions to become citizens of the United States."

In line 6, section 1, insert after the word "purchase" the words "or acquire."

In line 8, section 1, insert after the word "Puyallup" the words: "or a suitable site at some other place in western Washington, and when so selected and acquired to be deemed a part of the said state experimental station."

On motion of Senator Hutchinson, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 66, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—36.

Absent or not voting were: Senators Chappell, Hall, Hewitt, Jackson, Rosenhaupt, Weatherford—6.

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

Senator Wende moved to substitute Senate bill No. 102 on the calendar for Senate bill No. 93.

The motion carried.

Senator Allen moved that the Senate do now adjourn.

The motion failed to carry.

Senate bill No. 102, by Senator Wende, entitled "An act relating to the creation and organization of the county of Riverside, subject to the requirements of the state constitution and Statutes in respect to the establishment of new counties," was read third time.

Senator Collins moved to substitute the word "Wende" for the word "Riverside" wherever it appeared in the bill.

The amendment was lost.

Senator Piper moved that the bill be indefinitely postponed.

The motion failed to carry.

Senator Rosenhaupt moved to substitute the word "McKinley" for the word "Riverside" wherever it appeared in the bill.

Senator Troy moved as a substitute that the word "Cleveland" be substituted for the word "Riverside" in the following places: Section 1, page 2, line 2; section 2, lines 6, 14, 16, 18, 21, 24; section 3, page 3, lines 6, 7, 10; section 5, line 20; section 6, page 3, lines 24, 25, page 4, line 6; section 8, line 19; section 10, line 5; section 11, lines 8, 10; section 12, line 20; section 13, line 23; section 14, lines 6, 7, 12, 16; section 15, lines 20, 21, 23, 24; section 16, line 5; section 17, lines 12, 14, 16, 21; section 18, lines 25 and 10, 11, page 8 of the original bill.

The substitute motion carried.

The secretary called the roll on final passage of Senate bill No. 102, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Campbell, Davis, Espy, Flummerfelt, French, Hutchinson, Imus, Iversen, Jensen, Landon, Leonard, Metcalf, McGuire, Phipps, Scott, Shaefer, Sutton, Troy, Wende, White—22.

Those voting nay were: Senators Allen, Bethel, Brown,

Carlyon, Collins, Cotter, Fairchild, Hall, Hammer, McCoy, Nichols, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens—16.

Absent or not voting were: Senators Chappell, Hewitt, Jackson, Weatherford—4.

On motion of Senator Wende, the title of the bill was amended by striking the word "Riverside" and substituting therefor the word "Cleveland," and the title of the bill as amended was ordered to stand as the title of the act.

At 5:10 p. m. Senator Allen moved that the Senate do now adjourn until 10 o'clock tomorrow morning.

Senator Espy moved as a substitute that the Senate do now take a recess until 7:30 o'clock this evening.

The motion by Senator Allen carried.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FIFTY-FIRST DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, March 4, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. Chas. A. Bowen, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senators Landon, Jackson and Sharpstein, all of whom were excused.

On motion of Senator Cotter, the reading of yesterday's journal was dispensed with, and it was approved.

A communication from the Olympia Women's Christian Temperance Union praying favorable consideration of Senate bill

No. 345, and a communication from the Everett Trades Council endorsing Senate bill No. 45, were read and ordered placed on file.

The secretary read

HOUSE CONCURRENT RESOLUTION No. 21.

By Mr. Goss:

WHEREAS, The 13th legislature of the State of Washington, recognizing the close relations between the people of this state with those of the Territory of Alaska, is mindful of the fact that this friendly relation has redounded to the great benefit of both in a commercial and business way, and

WHEREAS, We feel great pride in any forward movement looking to the upbuilding and development of the Northwest,

WHEREAS, The first territorial legislature of Alaska will convene at Juneau on Monday the third day of March, 1913,

Therefore, *Be It Resolved*, By the House of representatives of the State of Washington, the Senate concurring:

That we offer our heartiest congratulations to the people of the Territory of Alaska on the assembling of its first legislature, hoping and believing that it is the first step in a great era of development and prosperity, which will soon result in a complete home government;

Resolved Further, That the secretary of state of the State of Washington be and he is hereby directed to forward an engrossed copy of this resolution to the legislature of the Territory of Alaska.

On motion of Senator Collins, the resolution was adopted.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 387, entitled "An act providing for the inspection, cruising and mapping of certain state granted lands and providing penalties for the violations thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: W. J. Sutton, E. Hammer, W. D. Cotter.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred House joint memorial No. 12, "Relating to the taxation of

unsurveyed lands within the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: W. J. Sutton, E. Hammer, W. D. Cotter.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 475, entitled "An act directing the state highway commissioners to examine and report on the feasibility of a state road from Kelso westerly to a point on state road No. 5 between South Bend and Pacific Beach, in Pacific county," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, J. E. Leonard, W. C. McCoy, Ed. Brown, Harve H. Phipps.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 535, entitled "An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the states of Washington and Idaho, near the town of Newport, Washington, making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, J. E. Leonard, W. C. McCoy, Ed. Brown, Harve H. Phipps.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 170, entitled "An act providing for an annual tax levy for the public highway fund to be used for the purpose of constructing bridges in this state and between this state and adjoining states and making appropriation for the construction of a bridge across the Columbia river at Vancouver, Washington," have had the same un-

der consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: E. L. French, Oliver Hall, Chas. H. Flummerfelt, J. E. Leonard, W. C. McCoy, Ed. Brown, Harve H. Phipps.

On motion of Senator McCoy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 417, entitled "An act to make the sea beach of the Pacific ocean and the Straits of Juan de Fuca in the county of Jefferson and a part of the county of Clallam a public highway," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: W. J. Sutton, E. Hammer, W. D. Cotter.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred engrossed House bill No. 206, entitled "An act relating to the operation of moving picture machines, providing for the licensing of operators thereof and fixing penalties for violations," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

W. FAIRCHILD, *Chairman*.

We concur in this report: J. E. Campbell, Geo. W. Shaefer, H. M. White.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, a majority of your committee on public morals, to whom was referred engrossed House bill No. 21, entitled "An act repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to the rule of evidence in the case of certain crimes against morality and decency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be re-referred to committee on judiciary.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: P. H. Carlyon, A. W. Anderson, Geo. W. Shaefer, J. E. Campbell, John L. Sharpstein.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, a minority of your committee on public morals, to whom was referred engrossed House bill No. 21, entitled "An act repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the rule of evidence in the case of certain crimes against morality and decency," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

H. A. ESPY, *Chairman.*

I concur in this report: G. E. Steiner.

On motion of Senator Espy, the bill with both reports on same were ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., February 28, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred engrossed House bill No. 341, entitled "An act relating to the organization and to the management, regulation and control of building and loan and savings and loan associations and societies; providing penalties for the violation thereof and repealing sections 3601 to 3638 inclusive of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 6, section 5 of the printed bill, being line 10, section 5, page 4 of the original bill, after the word "association," strike the remainder of the section and add the following: "as provided in section 7 of this act."

In line 12; section 6 of printed bill, being line 5, section 6, page 5 of the original bill, before the word "stipulated" insert the words "different or." In the same line strike the word "interest" and substitute therefor the word "dividends."

In line 13 of said section in printed bill, being line 6 of said section, page 5 of the original bill, strike the word "and" and insert in lieu thereof the word "or."

In line 25 of said section of printed bill, being line 25, page 5 of the original bill, after the word "liquidated" strike the period (.), and substitute a comma (,) therefor, and add the following: "and any such association may agree to mature its other classes of stock at a fixed time, providing any deficiency arising therefrom shall be chargeable only to such reserve fund stock."

In line 1, section 7 of the printed bill, being line 2, section 7 of the

original bill, after the word "distributed" strike the words "at least" and insert in lieu thereof the words "semi-annually or."

In line 4, section 7 of the printed bill, the same being in line 6, section 7 of the original bill, after the word "provided," strike the remainder of said line and all of lines 5, 6 and 7 and line 8 to and including the word "provided" in printed bill, the same being lines 7, 8, 9, 10, 11 and line 12 to and including the word "provided" in original bill, and insert in lieu thereof the following: "that when stock is withdrawn within two years of its issuance, the withdrawing member shall receive only such proportion of the dividends as may be provided in the by-laws, but when such stock is more than two years old, the withdrawing member shall receive at least seventy-five per cent. of the dividends. The remaining dividends may revert to the undivided earnings."

In line 20, section 8 of the printed bill, being line 10, page 8 of the original bill, strike the words "or certificates."

In line 22, section 8 of the printed bill, being line 13, page 8 of the original bill, strike the words "or certificates."

In line 24, section 8 of the printed bill, being line 17, page 8 of the original bill, strike the words "or certificates."

In line 27, section 8 of the printed bill, being line 22, page 8 of the original bill, strike the words "or certificates."

In line 29, section 8 of the printed bill, being line 24, page 8 of the original bill, strike the words "or certificates."

In line 29, section 8 of the printed bill, being line 25, page 8 of the original bill, after the word "interest," add the following: "Whenever the state auditor shall deem any indebtedness incurred under the provisions of this section to be detrimental to the interests of the shareholders of any such association, he shall notify such association to reduce its indebtedness to such amount as he shall consider reasonable, giving such association such reasonable time as may be necessary to effect such reduction of indebtedness."

Strike section 12 of the printed bill, the same being section 12 of original bill, and insert in lieu thereof the following: "Section 12. No savings and loan association shall carry any demand, commercial or checking account and no such association shall receive any savings account or any sum of money on deposit without issuing shares of stock for the same."

Strike lines 1, 2, 3 and 4 and line 5 of section 16, to and including the word "notice" in printed bill, the same being lines 1, 2, 3, 4, 5, 6 and 7, section 16 of the original bill, and insert in lieu thereof the following: "Shares shall not be withdrawn until after a lapse of three months from the time of issuance of such shares and not then except at the option of the association, and after one month's written notice of intention to withdraw such shares shall have been given subsequent to the expiration of such three months; but shares may be withdrawn at any time after

one year from the time of issuance and after one month's written notice of such withdrawal has been given to the association.

"No partial withdrawal shall be permitted, i. e., whenever notice of withdrawal is given it shall apply to all shares and accumulations thereof, evidenced by the certificate to which it refers.

"Reserve fund stock and shares pledged to the association to secure a mortgage loan shall not be withdrawn under the provisions of this section."

In line 30, section 16 of the printed bill, being line 13, page 15 of the original bill, after the word "fund" strike the remainder of the line and all of lines 31 and 32 of the printed bill, the same being lines 14, 15 and 16 of the original bill.

In line 2, section 23 of the printed bill, being in line 3, section 23 of the original bill, strike the word "corporation," and insert in lieu thereof the word "association."

In line 6, section 23 of the printed bill, being in line 9, section 23 of the original bill, strike the word "corporation" and insert in lieu thereof the word "association."

In line 8, section 23 of the printed bill, being line 12, section 23 of the original bill, strike the word "all" and insert in lieu thereof the word "no."

In line 8, section 23 of printed bill, being line 13 of said section of original bill, after the word "state," insert the words, "not already lawfully engaged in the business of a savings and loan association outside of the State of Washington."

In line 8, section 23 of printed bill, being line 13, section 23 of the original bill, strike the word "not," and insert in lieu thereof the words "be permitted to."

In line 9, section 23 of the printed bill, being line 14, section 23 of the original bill, after the word "state" strike the period (.) and substitute a comma (,) therefor, and add the following: "provided that no such association shall loan on property outside of this state more than the aggregate of the amount from time to time standing to the credit of members outside of the state."

Strike line 10 of section 23 of the printed bill, the same being lines 15 and 16, page 20 of original bill.

Make section 26 section 27, and insert section 26 as follows:

"Section 26. Every officer, director, agent or other employe of any savings and loan association, who shall willfully violate or fail to comply with any of the provisions of this act, shall be guilty of a misdemeanor."

Make section 27, section 28.

E. MILTON STEPHENS, *Chairman.*

We concur in this report: A. M. Anderson, B. A. Bowen.

On motion of Senator Stephens, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 294, entitled "An act relating to the organization, classification, incorporation, and government of municipal corporations under a commission and amending section 1 of chapter 116 of the Session Laws of 1911;"

Also, Senate bill No. 151, entitled "An act amending section 6226 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to the payments by counties and towns of the fourth class, of premium or charges for surety bonds given for appointive or elective officers thereof;"

Also, Senate bill No. 419, entitled "An act relating to insurance and amending sections 75 and 76, of chapter 49 of the Session Laws of the State of Washington, for 1911;"

Also, Senate bill No. 66, entitled "An act establishing a powder factory, providing for the management of, and the sale of powder therefrom, and making appropriations therefor;"

Also, Senate bill No. 102, entitled "An act relating to the creation and organization of the county of Riverside, subject to the requirements of the state constitution and statutes in respect to the establishment of new counties;"

—have compared the same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, W. C. McCoy.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

The House has passed engrossed substituted House bill No. 7, entitled "An act relating to justice courts and amending section 6547 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed substitute House bill No. 190, entitled "An act providing for the transfer of territory from one county to another and amending sections 3812 and 3821 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 279, entitled "An act relating to the payment of bounties for killing cougars, lynx, wild-cats, coyotes and timber wolves, and amending sections 3593 and 3594 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 312, entitled "An act relating to the powers and duties of boards of directors of school districts of the sec-

ond class and amending section 4520 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 355, entitled "An act relating to consolidated school districts, providing for compensation for directors and amending section 4447 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, re-engrossed House bill No. 369, entitled "An act relating to revenue and taxation and amending section 9098 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, substitute House bill No. 343, entitled "An act relating to the appointment of road supervisors, providing for their examination, touching upon their qualifications and repealing sections 5578 and 5579 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 420, entitled "An act to legalize and validate warrants and obligations heretofore issued or incurred by counties for the purchase of or in payment for armory sites;"

Also, the speaker has appointed as members of a free conference committee to confer with a like committee from the Senate on House bill No. 93 and certain Senate amendments thereto, Messrs. Fontaine, Traux and Farnsworth;"

Also, the House has passed engrossed Senate bill No. 68, entitled "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington, with the following amendment:

In line 5, sub-division 1, of section 4, strike out the word, "typewritten" and insert in lieu thereof the word, "printed." In line 1, sub-division 1½ of section 4 strike out the words "April, July and October;"

Also, the House has concurred in Senate amendment to House amendments to engrossed Senate bill No. 61, entitled "An act relating to weights and measures, establishing standards therefor," etc.;

Also, the House has passed engrossed Senate bill No. 13, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals and superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof," with the following amendments, to-wit:

In line 7 of section 7 of the engrossed bill, line 4 of the printed bill, strike the words "six-tenths" and insert in lieu thereof the words "one-half."

In line 12 of section 7 of the engrossed bill, lines 7 and 8 of the printed bill, strike the words "two hundred and twenty-five," and insert in lieu thereof the words "two hundred."

In section 7, line 26, of the engrossed bill, line 15 of the printed bill, strike the words "five hundred dollars" and insert in lieu thereof the words "six hundred dollars."

Strike all of section 8 of the bill and insert in lieu thereof the following:

"Section 8. To be eligible to an annuity an applicant must have paid into the fund, at the time he or she shall apply for retirement, an amount equal to the first year's annuity."

In section 11, line 9 of the engrossed bill, line 6 of the printed bill, after the word "account" insert the following:

"In the event that any member of this fund resigns from his or her position as a teacher after three years of service in the state and thereby terminates membership in the fund, then and in that case such member shall be entitled to be paid out of this fund such sum as will equal one-half of all moneys paid into the fund by such teacher; provided, further, that in the event that such teacher subsequently resumes teaching, such teacher shall be required to refund to the said retirement fund the amount so withdrawn with interest thereon at the rate of five per cent. per annum, such sum to be so refunded within one year from the date of his or her return to service in the public schools of this state or forfeit right to membership."

In section 12, article 1, line 7 of the engrossed bill, line 3 of the printed bill, after the word "service" insert the following:

"No deduction made under the provisions of the article from the salary of any teacher shall exceed fifty dollars in any one year. The total amount deducted from the salary of any member shall not exceed the sum of one thousand dollars."

In section 12, line 3 of article IV of the engrossed bill, line 22 of the printed bill, strike the words "twelve and one-half" and insert in lieu thereof the words "twenty."

Strike section 14 of the bill and insert the following;

"Section 14. Any teacher as defined in section 1 shall be eligible to membership in this fund. Any person entitled to membership in the fund on or before March 1, 1915, must join on or before March 1, 1915, or not at all. Every teacher who shall be appointed for the first time to any position in this state on or after the first day of March, 1915, shall become a member of the fund by virtue of such appointment."

In section 15, in line 2 of the engrossed bill, line 11 of the printed bill, after the word "fund" strike the word "shall" and insert in lieu thereof the word "may."

In section 15, line 3 of the engrossed bill, line 2 of the printed bill, strike the words "January, one thousand, nine hundred and fourteen" and insert in lieu thereof the words "March, one thousand, nine hundred and fifteen."

In section 16, line 3 of the engrossed bill, line 2 of the printed bill, after the word "employer" insert the words "or with the state superintendent of public instruction."

Also, House bill No. 397, entitled "An act authorizing the establishment of water supply districts and etc."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read the House amendments to Senate bill No. 68.

Senator Brown moved that the Senate concur in House amendments to the bill.

The secretary called the roll and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Metcalf, McCoy, McGuire, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—29.

Absent or not voting were: Senators Bethel, Chappell, French, Imus, Jackson, Jensen, Landon, Leonard, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein—13.

INTRODUCTION OF BILLS.

Engrossed substitute House bill No. 7, by Mr. Childe, "An act relating to justice courts and amending section 6547 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed substitute House bill No. 190, by Mr. Truax, "An act providing for the transfer of territory from one county to another and amending sections 3812 and 3821 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Chappell the rules were suspended, the bill was read the second time by title and referred to the committee on counties and counties boundaries.

Engrossed House bill No. 279, by Mr. Beam, "An act relating to the payment of bounties for killing cougars, lynx, wildcats, coyotes and timber wolves and amending sections 3593 and 3594 of Remington and Ballinger's Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Collins the rules were suspended, the bill was read the second time by title and referred to the committee on game.

Engrossed House bill No. 312, by Mr. Bryant, "An act relating to the powers and duties of boards of directors of school districts of the second class and amending section 4520 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis the rules were suspended, the bill was read the second time by title and referred to the committee on education.

Substitute House bill No. 343, by committee on roads and bridges, "An act relating to the appointment of road supervisors, providing for their examination, touching upon their qualifications and repealing sections 5578 and 5579 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

Engrossed House bill No. 355, by Messrs. Arnold, Field and Siler, "An act relating to consolidated school districts, providing for compensation for directors, and amending section 4447 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Davis the rules were suspended, the bill was read the second time by title and referred to the committee on education.

Re-engrossed House bill No. 369, by Mr. Kennedy, "An act relating to revenue and taxation and amending section 9098 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Scott the rules were suspended, the bill was read the second time by title and referred to the committee on public revenue and taxation.

House bill No. 420, by Mr. Hughes, "An act to legalize and validate warrants and obligations heretofore issued or incurred

by counties for the purchase of or payment for armory sites.”

The bill was read the first time, and on motion of Senator Scott the rules were suspended, the bill was read the second time by title and referred to the committee on public revenue and taxation.

Engrossed House bill No. 397, by Mr. Sumner, “An act authorizing the establishment of water supply districts; providing for the acquirment, construction, maintenance, operation, development, and regulation of a water supply for all uses and purposes, public and private, other than irrigation, including water powers and other power derived therefrom, with full power to regulate and control the use, distribution and price thereof, and providing the method of payment therefor.”

The bill was read the first time, and on motion of Senator Flummerfelt the rules were suspended, the bill was read the second time by title and referred to the committee on irrigation and arid lands.

On motion of Senator Espy, 300 additional copies of Senate bill No. 186 were ordered printed.

GENERAL FILE.

Senate joint memorial No. 7, by Senators Leonard and Wende, “Relating to construction of state roads through national forest reserves at the expense of the United States,” was read third time.

On motion of Senator Metcalf, the memorial was amended by striking all words after the words “Your memorialists, in line 3, page 1 of the original memorial, and substituting therefor the following:

WHEREAS, The State of Washington has established and is constructing a state highway from Willapa Harbor on the Pacific ocean through the city of Chehalis in Lewis county connecting with the National Park state highway already constructed from Tacoma to a connection with the government road in Rainier National park, and

WHEREAS, The state has established and is constructing a highway from Walla Walla to North Yakima and in Yakima county this highway has been completed to the east line of the forest reserve; and

WHEREAS, The government has already located a trail from the gov-

ernment road in Rainier National park to the highway from North Yakima at the east line of the forest reserve; and

WHEREAS, The extension of the government road through the national park and the forest reserve approximately following the trail already located, will connect all portions of the State of Washington from the extreme southeast section to the southwest and northwest sections of the state; and will open the national park to easy access from all sections of the state; therefore

Your memorialists, the Senate and House of Representatives of the thirteenth legislature respectfully urge that said road through the national park and forest reserve be constructed at the earliest practical date by the government of the United States."

The secretary called the roll on final passage of Senate joint memorial No. 7, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Leonard, Metcalf, McCoy, Shaefer, Steiner, Sutton, Troy, Wende, White—26.

Absent or not voting were: Senators Anderson, Campbell, Chappell, Espy, Iverson, Jackson, Landon, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Weatherford—16.

Senate joint memorial No. 16, by Senator Leonard, "Relating to the entry of agricultural lands within forest reserves," was read third time.

On motion of Senator Hall, the memorial was amended by striking all after the word "assembled" in line 5, page 1 of the original memorial, down to and including the words "Your memorialists" in line 5, page 3 of the original memorial.

On motion of Senator Metcalf, the memorial was amended by striking the words "His Excellency" in line 1, page 1 of the original memorial and substituting therefor the word "the."

Senator Leonard moved to reconsider the vote by which Senator Hall's amendment carried.

The motion carried.

The president stated the question to be on the motion of Senator Hall to strike all after the word "assembled" in line 5, page

1 of the original memorial down to and including the words "Your memorialists" in line 5, page 3 of the original memorial.

The amendment carried.

The secretary called the roll on final passage of Senate joint memorial No. 16, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, Nichols, Phipps, Steiner, Sutton, Wende—26.

Absent or not voting were: Senators Allen, Anderson, Campbell, French, Jackson, Landon, McGuire, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Troy, Weatherford, White—16.

Senate bill No. 298, by Senator Phipps, entitled "An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons responsible for or contributing to their dependency or delinquency," was read third time.

On motion of Senator Phipps, the bill was amended by adding to the end of paragraph 18, section 1, line 5, the following: "Provided that this act shall not prohibit the giving of entertainments by regularly organized schools or societies where twelve or more musical instruments are used."

Senator Cotter moved to amend the bill by striking the words "peddling or selling any articles or" in paragraph 18, section 1, line 2 of the original bill.

The amendment failed to carry.

On motion of Senator Rosenhaupt, the bill was amended by inserting after the word "public" the word "street" in line 4, paragraph 18, section 1 of the original bill.

On motion of Senator Phipps, the bill was amended by inserting the words "or legal" between the words "natural" and "guardian" in line 2, page 7, section 7 of the original bill.

Senator Steiner moved to amend the bill by striking beginning with the word "such" in line 21, down to and including the word "destroyed" in line 23, page 10, section 10 of the original bill.

The amendment was lost.

The secretary called the roll on final passage of Senate bill No. 298 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Sutton, Wende, White—35.

Absent or not voting were: Senators Chappell, Jackson, Landon, Sharpstein, Stephens, Troy, Weatherford—7.

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

On motion of Senator Phipps, the rules were suspended and Senate bill No. 298 was ordered transmitted to the House immediately.

Senate bill No. 365, by committee on agriculture, entitled "An act providing for the inspection of apiaries and other places where bees are kept, and providing when this act is to take effect," was read third time.

The secretary called the roll on final passage of Senate bill No. 365 and it passed the Senate with the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Stephens, Wende, White—28.

Absent or not voting were: Senators Bowen, Carlyon, Collins, Hewitt, Iverson, Jackson, Landon, Leonard, Shaefer, Sharpstein, Sutton, Troy, Weatherford, McCoy—14.

On motion of Senator Cotter, the title of the bill was stricken and the following substituted therefor: "An act relating to the inspection of apiaries and other places where bees are kept;

providing for the appointment of persons to carry out the provisions of this act; and providing for the payment of the expenses thereof; providing a penalty for the violation of the provisions of this act and declaring an emergency," and the title as amended was ordered to stand as the title of the act.

On motion of Senator Cotter, the rules were suspended, Senate bill No. 365 was considered engrossed, and ordered transmitted to the House immediately.

Senator Allen moved the adoption of the following:

SENATE CONCURRENT RESOLUTION No. 17.

By Senator Allen:

Resolved, By the Senate, the House of representatives concurring, that consent be and is hereby given to the introduction in the Senate of the following bills:

1. A bill relating to public service utilities and defining the jurisdiction of the state public service commission in the matter of the extension of public utilities.
2. A bill relating to agriculture, and providing for the improvement of logged-off lands.
3. A bill relating to false representation concerning credit, and fixing penalties for the violation thereof.

The secretary called the roll and the resolution was adopted in the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Wende, White—34.

Those voting nay were: Senators Campbell, Hutchinson—2.

Absent or not voting were: Senators Jackson, Landon, Sharpstein, Sutton, Troy, Weatherford—6.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

Your committee on free conference, to whom was referred engrossed House bill No. 93 and Senate amendments thereto, recommend that the House concur in the following amendments:

Strike lines 1, 2, 3, and 4, section 1, of the engrossed bill, the same

being lines 1, 2, and 3, section 1 of the printed bill, and substitute therefor the following:

"Section 1. That section 3038 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended by chapter 60 of the Session Laws of 1911, be amended to read as follows:"

To line 11, section 1, of the engrossed bill, the same being line 7, section 1 of the printed bill, add the following: "Provided, that this shall not apply to timber lands, brush lands or logged-off lands."

Between lines 11 and 12, page 1 of the engrossed bill, the same being between lines 7 and 8, page 1 of the printed bill, insert new paragraph to read as follows: "Section 2. That section 3039 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended by chapter 60 of the Session Laws of 1911, be amended to read as follows:"

In line 9, section 1 of the engrossed bill, the same being line 6, section 1 of the printed bill, after the word "thereon" insert the words "or any road, street or highway to the center thereof bordering on any such land or lands."

In line 14, section 1 of the engrossed bill, the same being line 9 section 1 of the printed bill, strike the words "and willfully."

In line 16, section 1 of the engrossed bill, the same being line 11, section 1 of the printed bill, after the word "Provided" strike out the balance of the paragraph, and substitute the following words: "that this section shall not apply to what is commonly known as 'bull thistle' on lands known as 'logged-off, or cut-over lands' outside of cities and towns."

Before the first line, 2nd page of the engrossed bill, the same being between lines 12 and 13, page 1 of the printed bill, insert a new paragraph to read as follows: "Section 3. That section 3040 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended by chapter 60 of the Session Laws of 1911, be amended to read as follows:"

In line 1, section 1, page 4 of the engrossed bill, the same being line 50, section 1, page 2 of the printed bill, substitute a period for the semicolon, and strike the remainder of the paragraph.

Between lines 17 and 18, section 1, page 5 of the engrossed bill, the same being between lines 60 and 61, section 1, page 2 of the printed bill, insert a new paragraph to read as follows: "Section 4. That section 3041 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended by chapter 60 of the Session Laws of 1911, be amended to read as follows:"

Between lines 14 and 15, section 1, page 5 of the engrossed bill, the same being between lines 76 and 77, section 1, page 3 of the printed bill, insert a new paragraph to read as follows: "Section 5. That section 3042 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:"

In line 2, page 6 of the engrossed bill, the same being line 1, section 2,

page 3 of the printed bill, after the word "section" strike the figure "2" and substitute the figure "6."

In line 9 of the title of engrossed bill, the same being line 5 of the title of the printed bill, after the figures "3041" insert the words "of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended by chapter 60 of the Session Laws of 1911."

And your committee further recommends that the Senate recede from the following amendments:

In lines 8 and 9, section 1 of the engrossed bill, the same being line 6, section 1 of the printed bill, strike the words "caused to be cut down" and substitute the words "plow under."

Add to the end of engrossed bill a new section 7, as follows: "Section 7. That the board of county commissioners may, by order duly entered at the first regular meeting of said board in any year, suspend application and operation of this act in their said county and thereafter during that current calendar year, said county shall be excepted from the provisions of this act."

And your committee further recommends that the following amendments be added:

In lines 8 and 9, section 1 of the engrossed bill, the same being line 6, section 11 of the printed bill, strike the words "caused to be cut down" and insert a comma and the words "or otherwise destroy."

Add to the end of engrossed bill a new section 7, as follows: "Section 7. The board of county commissioners of any county in this state shall have the power to designate by an order, to be made and entered in the manner hereinafter, certain territory which may be excepted from the provisions of this act. Whenever a petition signed by ten or more residents of any road district shall be filed with the county auditor praying that certain contiguous territory therein bounded and described and lying wholly within said road district be excepted from the provisions of this act for the reasons set forth in said petition, said auditor shall cause a notice to be published for two consecutive weeks in the newspaper doing the county printing, which said notice shall set forth the boundaries of the tracts to be excepted and shall name the time and place for a hearing by the board of county commissioners on said petition, the first publication of said notice to be at least fifteen days prior to the time of said hearing: Provided, that the person or persons filing said petition shall pay in advance to the county auditor the costs of the publication of such notice.

At the time of said hearing the board of county commissioners shall hear all persons interested in the matter presented by said petition, and, by an order made and entered in the record of their proceedings, shall determine whether said territory shall be excepted from the provisions of this act, giving the reason for their decision, and in case the prayer of such petition is granted such order shall describe the boundaries of the territory within said road district to which such exception shall be applied: Provided, that any order thus made except-

ing any territory from the provisions of this act shall not be in force for a longer period than twelve months from the date of the entry of such order, unless a new petition be filed, new notice given and another hearing be had as in this act provided."

W. C. McCoy, John E. Chappell, Arthur McGuire, John Traux, J. A. Fontaine, E. L. Farnsworth.

Senator McGuire moved the adoption of the report.

The secretary called the roll and the report was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Scott, Shaefer, Steiner, Stephens, Wende, White—32.

Absent or not voting were: Senators Allen, Iverson, Jackson, Landon, Nichols, Rosenhaupt, Sharpstein, Sutton, Troy, Weatherford—10.

At 12:20 p. m., on motion of Senator Cotter, the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 1:30 p. m.

Senate bill No. 325, by Senator Wende, entitled "An act authorizing cities and towns to acquire by purchase or otherwise, water for irrigation and domestic purposes; to levy and collect special assessments and taxes to pay for the same and for annual maintenance and operation charges, and for unpaid installments where such city or town has heretofore contracted for purchase of water right; providing for modes of payment therefor, repealing all acts in conflict herewith," was read third time.

On motion of Senator Wende, the bill was amended by adding to the end of section 1 the following: "Upon petition signed by electors residing within such city or town equal to twenty

per cent of the votes cast at the last general city election, it shall be the duty of the council to submit the selection of the source of water supply to a vote of the qualified electors, and the source of supply selected by a majority vote of the qualified electors voting thereon at a general or special election shall be adopted and the water right acquired for the entire city or for any district within the city shall be acquired from such source."

On motion of Senator Wende, the bill was amended by striking all the section after the word "further" in line 24, section 5 of the original bill, and substituting therefor the words "That the land included therein and not served by a piping system or other special improvement, shall be entitled to an adequate reduction in the operating charges."

On motion of Senator Brown, the bill was amended by striking the word "and" between the words "irrigation" and domestic" where it appears in lines 16 and 21 of section 1, and in line 7, section 4 of the original bill and substitute therefor the word "or."

The secretary called the roll on final passage of Senate bill No. 325 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Leonard, McCoy, Phipps, Shaefer, Steiner, Wende, White—28.

Absent or not voting were: Senators Campbell, Iverson, Jackson, Landon, McGuire, Nichols, Piper, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford—14.

On motion of Senator Wende, the title of the bill was amended by striking the word "and" between the words "irrigation" and "domestic" in line 2 of the original bill, and substituting therefor the word "or" and by striking the words "repealing all acts in conflict herewith," and the title as amended was ordered to stand as the title of the act.

On motion of Senator Wende, the rules were suspended and

Senate bill No. 325 was ordered transmitted to the House immediately.

Senate bill No. 324, by Senator Wende, entitled "An act providing for the payment of the costs and expenses incurred pursuant to an act entitled 'An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency' approved March 20, 1895, and providing for the dissolution of drainage districts in certain cases," was read third time.

On motion of Senator Wende, the bill was amended by striking the words "of the act of" in line 5, section 2 of the original bill and substituting therefor the words "An act of the legislature of the State of Washington, entitled 'An act providing for the establishment and construction of ditches for drainage purposes' approved."

The secretary called the roll on final passage of Senate bill No. 324 and it passed the Senate as amended by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Shaefer, Steiner, Wende, White—26.

Voting nay: Senator Brown—1.

Absent or not voting were: Senators Campbell, Chappell, Espy, Hewitt, Iverson, Jackson, Landon, Nichols, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford—15.

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

Senate bill No. 328, by Senator Hall, entitled "An act to amend section 80 of an act approved March 18, 1911, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,'" was read third time.

The secretary called the roll on final passage and Senate bill No. 328 passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Shaefer, Steiner, Wende, White—27.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Allen, Bethel, Campbell, Espy, Jackson, Landon, Leonard, Rosenhaupt, Scott, Sharpstein, Stephens, Sutton, Troy, Weatherford—14.

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

At his request, Senator Campbell was excused until tomorrow's session.

Senate bill No. 435, by joint committee on elections and privileges, entitled "An act to carry out the provisions and to facilitate the operation and effect of sections 33 and 34 of article 1 of the constitution relating to the recall of elective public officers, to prevent fraud, and providing penalties for the violations thereof," was read third time.

On motion of Senator Metcalf, the bill was amended as follows: Strike the comma after the word "state" in line 3, section 2 of the original bill and insert in lieu thereof a period, and strike the words "unless the recall of the secretary of state is to be demanded, and in that case shall file the same with the state auditor," being lines 3, 4, 5.

Strike the comma after the word "auditor" in line 7, section 2 of the original bill and insert a period in lieu thereof, and strike the word "unless the recall of the county auditor is to be demanded, and in that case shall file the same with the county clerk," being in lines 7, 8, 9.

Strike the comma after the word "town" in line 12, section 2 of the original bill and substitute therefor a period, and strike the words "unless the clerk is an elective officer and his recall

is to be demanded, and in that case shall file the same with the mayor," being in lines 12, 13, 14.

Strike the comma after the word "demanded" in line 19, section 2 of the original bill and substitute a period, and strike the words "unless such officer be the officer whose recall is to be demanded, and in that case shall file the charge with the chief executive officer of such political sub-division," being in lines 19, 20, 21, 22.

On motion of Senator White, the bill was amended by striking the words "name signed to" in lines 15 and 16, section 9 of the original bill, and substituting therefor the words "person has signed," and in line 16 of the original bill strike the words "both names" and substitute in lieu thereof the words "all signatures of such person."

Senator Espy moved to amend the bill by inserting after the word "charged" in line 6, section 13 of the original bill the following "Provided always, that the votes cast for the recall of said officer is equal to at least a majority of the entire vote cast for the different candidates for said office, at the election when such officer sought to be recalled was elected."

A roll call on the proposed amendment was demanded by Senators White, Bowen, Brown, Iverson, Bethel, McCoy, Hutchinson.

The secretary called the roll and the amendment was lost by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Cotter, Espy, Hewitt, Imus, Iverson, Nichols, Piper—10.

Those voting nay were: Senators Bethel, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Jensen, Metcalf, McCoy, McGuire, Rosenhaupt, Scott, Shaefer, Steiner, Troy, Wende, White—22.

Absent or not voting were: Senators Allen, Campbell, Jackson, Landon, Leonard, Phipps, Sharpstein, Stephens, Sutton, Weatherford—10.

On motion of Senator Nichols, the bill was amended by striking the words "outside of" in line 7, page 17, section 16, of the

original bill and substituting therefor the words "within or without."

The secretary called the roll on final passage of Senate bill No. 435 and it passed the Senate, as amended, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Troy, Wende, White—33.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Campbell, Hammer, Jackson, Landon, Piper, Sharpstein, Sutton, Weatherford—8.

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

Senate bill No. 209, by Senator Shaefer, entitled "An act relating to local improvements in cities and towns and amending section 6 of an act entitled 'An act relating to local improvements in cities and towns, repealing certain acts and parts of acts,' approved March 17, 1911, being chapter 98 of the Laws of 1911," was read third time.

The secretary called the roll on final passage of Senate bill No. 209, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, White—32.

Absent or not voting were: Senators Allen, Anderson, Campbell, Imus, Jackson, Landon, Nichols, Sharpstein, Weatherford, Wende—10.

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

On motion of Senator Shaefer, the rules were suspended and

Senate bill No. 209 was ordered transmitted to the House immediately.

Senate bill No. 242, by Senator Landon, entitled "An act amending section 8910 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Fairchild, the bill was amended by striking the words "home provided in section 8909," in lines 12 and 13, section 1 of the original bill and substituting therefor the words "Washington soldiers' home or the Washington veterans' home."

On motion of Senator Rosenhaupt, consideration of the bill went over until tomorrow, retaining its place on the calendar.

On motion of Senator Landon, consideration of Senate bill No. 381 was passed at this time.

On motion of Senator McCoy, Senate bill No. 217 was returned to general file.

Senate bill No. 402, by judiciary committee, entitled "An act relating to county officials and their deputies, amending section 4032 and repealing section 4065 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

A call of the Senate was moved by Senators White, Chappell and Metcalf.

The motion for a call of the Senate carried.

The secretary called the roll, which showed absent Senators Jackson (excused), Stephens, Troy, Wende, Landon (excused), Sharpstein (excused), Campbell (excused).

On motion of Senator Rosenhaupt, the call was dissolved.

The secretary called the roll on final passage of Senate bill No. 402 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Bethel, Carlyon, Chappell, Hall, Hewitt, Jensen, Metcalf, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Wende, White—14.

Those voting nay were: Senators Allen, Anderson, Bowen, Brown, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Imus, Iverson, Leonard, McCoy, Phipps, Scott, Steiner, Sutton—20.

Absent or not voting were: Senators Carlyon, Hutchinson, Jackson, Landon, Sharpstein, Stephens, Troy, Weatherford—8.

Senate bill No. 296, by Senator Espy, entitled "An act relating to the validating of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities and towns, issued by the corporate authorities thereof in excess of their legal authority," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by inserting after the word "state" in line 7, section 1 of the original bill, the words "other than any county of city of the first class."

The secretary called the roll on final passage of Senate bill No. 296, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Troy, White—33.

Absent or not voting were: Senators Campbell, Jackson, Landon, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende—9.

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

Senate bill No. 378, by Senators Iverson and Collins, entitled "An act providing for the protection of young salmon in the waters of Puget Sound, and the tributaries thereof, and amending sections 5183 and 5197 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for violations thereof," was read third time.

Senator White moved that the bill be re-referred to the committee on fisheries.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 378 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Iverson, Leonard, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Steiner, Stephens, Troy, Wende—26.

Voting nay were: Senators Chappell, Hammer, Jensen—3.

Absent or not voting were: Senators Allen, Campbell, Hewitt, Imus, Jackson, Landon, Metcalf, Scott, Shaefer, Sharpstein, Sutton, Weatherford, White—13.

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

Senate bill No. 396, by committee on game, entitled "An act making it unlawful to fish with salmon eggs in certain portions of the streams of this state, and providing a penalty for the violation of this act," was read third time.

On motion of Senator Collins, the bill was laid over.

Senate bill No. 397, by committee on game, entitled "An act relating to the killing of elk, and amending section 5370 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for the violation of this act," was read third time.

Senator Bethel moved that the bill be indefinitely postponed.

The motion failed to carry.

The secretary called the roll on final passage of Senate bill No. 397 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Troy, Wende, White—32.

Voting nay: Senator Hutchinson—1.

Absent or not voting were: Senator Campbell, Carlyon, Imus, Jackson, Landon, Scott, Shaefer, Sutton, Weatherford—9.

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

Senator Bethel gave notice that he would move to reconsider the vote by which Senate bill No. 397 passed the Senate.

Senate bill No. 398, by committee on game, entitled "An act relating to the killing of deer, mountain goat, mountain sheep and caribou, and amending section 1 of the Laws of the extraordinary session of 1909 as amended by an act entitled 'An act relating to the protection, propagation and sale of certain animals, birds and fishes, providing for searches therefor, fixing penalties for the violation thereof,' and amending section 1 of chapter 12 of the Laws of the extraordinary session of 1909, approved March 14, 1911, and providing penalties," was read third time.

Senator Piper moved to amend the bill by striking the words "between the first day of December and the first day of October of the following year" in lines 22 and 23, section 1 of the original bill.

The amendment was lost.

The secretary called the roll on final passage of Senate bill No. 398 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—35.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Campbell, Carlyon, Jackson, Landon, Scott, Weatherford—6.

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

Senator Piper gave notice of a motion to reconsider the vote by which Senate bill No. 398 passed the Senate.

Senate bill No. 399, by committee on game, entitled "An act relating to and limiting the number of certain birds to be killed in any one week and amending section 5364 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and providing penalties," was read third time.

The secretary called the roll on final passage of Senate bill No. 399 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Troy, Wende, White—33.

Those voting nay were: Senators Bethel, Hewitt—2.

Absent or not voting were: Senators Campbell, Jackson, Landon, Scott, Stephens, Sutton, Weatherford—7.

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

Senate bill No. 400, by game committee, entitled "An act for the protection of the oyster industry and permitting the killing of certain ducks at any time of the year," was read third time.

Senator Jensen moved to amend the bill by inserting the words "blue bill or" after the word "any" in line 9, section 1 of the original bill.

The amendment was lost.

On motion of Senator Espy, the bill was amended by inserting the words "on Puget Sound" after the word "lands" in lines 8 and 12 of section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 400 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Troy, White—33.

Absent or not voting were: Senators Campbell, Jackson, Landon, Nichols, Scott, Stephens, Sutton, Weatherford, Wende—9.

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

Senate bill No. 401, by committee on game, entitled "An act making it unlawful to kill certain birds, and providing penalties for the violation of this act," was read third time.

Senator Espy moved to amend the bill by striking the words "any ruffed grouse (commonly known as native pheasants)" in lines 12 and 13, section 1 of the original bill.

The amendment failed to carry.

The secretary called the roll on final passage of Senate bill No. 401 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Troy, White—28.

Those voting nay were: Senators Espy, Hammer, Hewitt, Imus, Shaefer—5.

Absent or not voting were: Senators Campbell, Hall, Jackson, Landon, Scott, Stephens, Sutton, Weatherford, Wende—9.

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

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bills Nos. 36 and 104.

The bills were considered in the committee of the whole, Senator Steiner in the chair, and reported back to the Senate with the recommendation that both bills do pass.

On motion of Senator Steiner, the report of the committee of the whole was adopted.

Senate bill No. 36, by Senator Collins (by request), entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of Senate bill No. 36 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Carlyon, Collins, Davis, Flummerfelt, French, Hall, Imus, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Shaefer, Steiner, Stephens, Troy, Wende, White—22.

Those voting nay were: Senators Bethel, Brown, Chappell, Cotter, Espy, Hammer, Iverson, Jensen, McCoy—9.

Absent or not voting were: Senators Campbell, Fairchild, Hewitt, Hutchinson, Jackson, Landon, Piper, Rosenhaupt, Sharpstein, Sutton, Weatherford—11.

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

Senate bill No. 104, by Senator Leonard, entitled "An act to establish a state trout hatchery in Lewis county, Washington, and make an appropriation therefor," was read third time.

The secretary called the roll on final passage of Senate bill No. 104 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Carlyon, Chappell, Collins, Espy, Fairchild, Flummerfelt, French, Hall, Imus, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Shaefer, Steiner, Stephens, Troy, Wende—22.

Those voting nay were: Senators Bethel, Bowen, Brown, Cotter, Davis, Hammer, Iverson, Jensen, Nichols, White—10.

Absent or not voting were: Senators Campbell, Hewitt, Hutchinson, Jackson, Landon, Piper, Rosenhaupt, Sharpstein, Sutton, Weatherford—10.

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

The Senate returned to the order of business

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your special committee composed of the undersigned members, to whom was referred Senate bill No. 182, entitled "An act creating a state editing board, defining its powers and duties and regulating the printing and publication of reports," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: E. L. French, P. L. Allen.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred House bill No. 420, entitled "An act to legalize and validate warrants and obligations heretofore issued or incurred by counties for the purchase of or in payment for armory sites," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: W. Fairchild, C. W. Bethel, R. A. Hutchinson.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred House bill No. 369, entitled "An act relating to revenue and taxation and amending section 9098 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: W. Fairchild, C. W. Bethel, R. A. Hutchinson.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 324, entitled "An act providing for the payment of the costs and expenses incurred pursuant to an act entitled 'An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage and to provide for the means of payment thereof, and declaring an emergency,' approved March 20, 1895, and providing for the dissolution of drainage districts in certain cases;"

Also, Senate bill No. 325, entitled "An act authorizing cities and towns to acquire by purchase or otherwise, water for irrigation and domestic purposes; to levy and collect special assessments and taxes to pay for the same and for annual maintenance and operation charges, and for unpaid installments where city or town has heretofore contracted

for purchase of water right; providing for modes of payment therefor,"—have compared same with original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: W. C. McCoy, Walter S. Davis.

On motion of Senator Chappell, it was ordered that all bills passed by the Senate at today's session be immediately transmitted to the House, the rules being suspended, except in such cases as notice of motion to reconsider had been duly given.

On motion of Senator Davis, the following resolution was adopted:

Be It Resolved, By the Senate of the State of Washington:

That the following message be immediately transmitted by telegram to Honorable William H. Taft, ex-president of the United States.

"To Honorable William H. Taft, Washington, D. C.:

On your retirement from the office of chief executive of our republic, the Senate of the State of Washington extends its greetings and expresses its gratitude for the ability with which you have conducted the Nation's affairs, and in your retirement to private life it hopes that the country may have the benefit of your experience and wise counsel in the settlement of great questions confronting our people.

The Senate adopted the following resolution on the motion of Senator Davis:

Be It Resolved, By the Senate of the State of Washington:

That the following message be immediately transmitted by telegram to Honorable Woodrow Wilson, president of the United States.

"To the President, White House, Washington, D. C.:

On your accession to the presidency, the Senate of the State of Washington extends its hearty congratulations and expresses its hope for the prosperity and happiness of our common country under your administration.

We look forward with confidence to the growth and development of the Pacific Northwest and of Alaska during your administration.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 251, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund therefor, and etc.;"

Also, the House has adopted the report of the free conference committee on engrossed House bill No. 93, entitled "An act to prevent the

spreading of noxious weeds, etc.," and concur in the amendments recommended by said committee.

Also, the House has passed Senate bill No. 367, entitled "An act granting to Lewis county the property held by the state for the South-west Washington Fair Association, creating a commission for the control and management of the same, etc.," with the following amendments:

Amend title after the word "sections" by striking the rest of the sentence and substituting, 3012-3021 inclusive of Remington and Ballinger's Annotated Codes and Statutes of Washington.

Amend section 6, by striking all of said section and insert in lieu thereof: "Section 6. That section 3012-3021 inclusive of Remington and Ballinger's Annotated Codes and Statutes of Washington are hereby repealed.

Also, House bill No. 87, entitled "An act to dedicate certain strips of land in Walla Walla county for road and highway purposes;"

Also, House bill No. 541, entitled "An act relating to the management, control and disposition of property belonging to absentees."

And the same are herewith transmitted.

C. R. MAYBERRY, *Chief Clerk.*

By unanimous consent, the Senate returned to the order of business

INTRODUCTION OF BILLS.

Engrossed House bill No. 87, by Mr. Hedger, entitled "An act to dedicate certain strips of land in Walla Walla county for road and highway purposes."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title and referred to the committee on state, granted, school and tide lands.

Engrossed House bill No. 541, by Mr. Farnsworth, entitled "An act relating to the management, control and disposition of property belonging to absentees."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to the committee on judiciary.

Engrossed House bill No. 251, by Messrs. Moren and Lum, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund therefor, creating a commission to superintend

the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof."

The bill was read the first time, and on motion of Senator Brown, the rules were suspended, the bill was read the second time by title and placed on general file.

At 5:00 o'clock p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

W. M. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-SECOND DAY

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, March 5, 1913.

The Senate was called to order at 10 o'clock a. m. by President Hart pursuant to adjournment.

Reverend Charles A. Bowen offered prayer.

The secretary called the roll, all present except Senator Weatherford, excused.

On motion of Senator Cotter, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read a communication from the Seattle Brotherhood of Electrical Workers, praying the passage of Senate bill No. 422.

SENATE CHAMBER,

OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred engrossed House bill No. 87, entitled "An act to dedicate certain strips of land in Walla Walla county for road and highway purposes," have had the same under consideration, and we

respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman*.

We concur in this report: W. J. Sutton, W. D. Cotter, H. A. Espy.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on irrigation and arid lands, to whom was referred engrossed House bill No. 397, entitled "An act authorizing the establishment of water supply districts; providing for the acquirement, construction, maintenance, operation, development, and regulation of a water supply for all uses and purposes, public and private other than irrigation, including water powers and other power derived therefrom, with full power to regulate and control the use, distribution and price thereof, and providing the method of payment therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

CHAS. H. FLUMMERFELT, *Chairman*.

We concur in this report: Henry H. Wende, C. W. Bethel, D. A. Scott.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred Senate bill No. 283, entitled "An act relating to the protection of orphan, homeless or neglected children and amending sections 1700, 1701, 1703, 1704 and 1707, and adding section 1707-B, chapter 28, title Probate Law and Procedure," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 5, line 3 of the printed bill, the same being section 5, line 17 of the original bill, after the word "and" add the following: "may pay for."

In section 5, line 5 of the printed bill, the same being section 5, line 21 of the original bill, strike the word "shall" and insert in lieu thereof the word "may."

In section 5, line 6 of the printed bill, the same being section 5, line 23 of the original bill, strike the figures "\$50.00" and insert in lieu thereof the figures "\$25.00."

In section 8, line 2 of the original bill, after the word "Washington" strike the word "twenty" and insert in lieu thereof the word "five."

D. S. TROY, *Chairman*.

We concur in this report: D. A. Scott, P. H. Carlyon, E. L. French, Ed. Brown.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on county and county boundaries, to whom was referred Senate bill No. 234, entitled "An act fixing salaries of county officers in counties of the first class having a population of more than two hundred and fifty thousand," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Oliver Hall, Henry H. Wende, B. A. Bowen.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on county and county boundaries, to whom was referred engrossed substitute House bill No. 73, entitled "An act to amend section 4 of article 11, of the constitution of the State of Washington, relating to county, city and township organization," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Oliver Hall, Henry H. Wende, B. A. Bowen.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred engrossed House bill No. 225, entitled "An act for the relief of Poole's Seed and Implement Company, and making an appropriation therefor,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: R. A. Hutchinson, E. L. French, P. H. Carlyon, Ed. Brown, D. Landon.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on cities of the first class, to whom was referred House bill No. 509, entitled "An act creating a state board of park commissioners, and defining their duties, privileges and authority," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

GEO. W. SHAEFER, *Chairman*.

We concur in this report: Walter S. Davis, G. E. Steiner, Ralph Metcalf.

On motion of Senator Shaefer, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 329, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 316, entitled "An act to provide for the maintenance and support of the aged people who are totally physically unable to work, or who are dependent for support wholly or partly upon their labor, and providing funds for that purpose," have had the same under considera-

tion, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 420, entitled "An act relating to certain crimes and the punishment therefor, and amending section 2601 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 427, entitled "An act relating to the management, control, maintenance and improvement of the rock quarries of the state, making an appropriation therefor, and amending section 5914 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

We concur in this report: Chas. H. Flummerfelt, E. L. French, A. W. Anderson, Ralph Metcalf, Jos. Collins, Oliver Hall, Ed. Brown, W. C. McCoy, Harve H. Phipps, J. E. Leonard, A. McGuire.

On motion of Senator Hall, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 440, entitled "An act relating to common schools and amending section 4482 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under considera-

tion, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. J. SUTTON, *Chairman.*

We concur in this report: Oliver Hall, Chas. H. Flummerfelt, A. H. Imus, Ralph Metcalf, D. Landon.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 204, entitled "An act relating to exemptions from the inheritance tax and amending section 9199 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 10, of the printed bill, same being line 19 of the original bill, before the word "shall" insert the following: "and are apart from and not connected with any other building or institution conducted for private gain," including the comma succeeding.

In the title of the bill insert before the word "Remington" the word "of."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 3, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 394, entitled "An act authorizing superior courts to remit all or any portion of any sentence or fine imposed in misdemeanor cases being served out by confinement in the jail of their respective counties, and to adopt a system of parole in such cases," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike sections 1 and 2 of the printed bill, same being sections 1 and 2 of the original bill, and substitute in lieu thereof the following: "Section 1. That in all cases where persons have been convicted and sentenced in the superior courts of this state of either a misdemeanor or gross misdemeanor, the judges of the superior court before whom the case was tried is authorized to suspend all or any portion of any sentence or remit all or any portion of any fine imposed."

Strike the title of the bill and substitute in lieu thereof the following: "An act relating to the powers and duties of the superior

courts and authorizing them to suspend sentence or remit fine in cases of misdemeanor and gross misdemeanor."

HARRY, ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 3, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 318, entitled "An act relating to the exemption of colleges, schools, museums and humane societies from taxation and amending section 9099, Remington and Ballinger's Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 6 of the printed bill, same being page 1, line 15 of the original bill, after the word "museum" insert the following: "is apart and not connected with any other building or institution conducted for private gain and."

In section 1, line 11 of the printed bill, same being page 1, line 23 of the original bill, strike the words "at least three days in each week."

HARRY, ROSENHAUPT, *Chairman*.

We concur in this report: Ralph Metcalf, H. M. White, A. H. Imus, G. E. Steiner, Henry H. Wende, Geo. W. Shaefer.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 3, 1913.

We, your committee on roads and bridges, to whom was referred Senate bill No. 455, entitled "An act establishing a secondary state road from Wenatchee in Chelan county, easterly to Harrington, in Lincoln county," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike section 1 and insert in lieu thereof the following: "Section 1. The state highway commissioner is hereby authorized and directed to make, or cause to be made, surveys and examinations to determine the expediency of a secondary highway from the city of Wenatchee by the most feasible route through the towns of Quincy, Ephrata and Wilson Creek to the city of Harrington; and the state highway commissioner shall make a report of his findings of fact as to the feasibility and utility of this road to the legislature."

Strike the title of the bill and insert in lieu thereof the following: "An act authorizing and directing the state highway commissioner to

examine and report on the feasibility of a secondary highway from Wenatchee easterly through the towns of Quincy, Ephrata and Wilson Creek to the city of Harrington."

OLIVER HALL, *Acting Chairman.*

We concur in this report: A. McGuire, Chas. H. Flummerfelt, E. L. French, A. W. Anderson, Harve H. Phipps, Ed. Brown, W. C. McCoy, Ralph Metcalf.

On motion of Senator Hall, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 4, 1913.

We, your committee on irrigation and arid lands, to whom was referred Senate bill No. 431, entitled "An act providing for the further regulation of irrigation and irrigation companies, and providing penalties for its violation," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

CHAS. H. FLUMMERFELT, *Chairman.*

We concur in this report: Henry H. Wende, C. W. Bethel, D. A. Scott.

On motion of Senator Flummerfelt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 5, 1913.

We, your committee on educational institutions, to whom was referred Senate joint resolution No. 7, relating to the appointment of a commission to report on co-operative land mortgage banks, or other systems of agricultural credit adapted to the conditions and needs of this state, and to prepare bills on the subject for distribution to all members of the state legislature," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

In the first line of the last paragraph of the printed resolution, same being line 4 of the last paragraph of the original resolution after the word "member" insert the word "elect," strike the word "this" and insert in lieu thereof the word "the." In the following line strike the word "September" and insert in lieu thereof the word "November." Also strike the semi-colon and insert in lieu thereof a period and strike all the balance of the paragraph or the words "the printing of such bills to be paid out of the legislative printing fund."

W. J. SUTTON, *Chairman.*

We concur in this report: Oliver Hall, Chas. H. Flummerfelt, A. H. Imus, Ralph Metcalf, D. Landon.

On motion of Senator Sutton, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 369, entitled "An act to amend sections 3315, 3316, 3339, and 3340 of chapter II of title XVIII of Remington and Ballinger's Codes and Statutes of Washington, relating to banking," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike title and substitute the following: "An act relating to banking and providing penalties for the violation thereof and amending sections 3315, 3316, 3339 and 3340 of Remington and Ballinger's Annotated Codes and Statutes of Washington.

In lines 3 and 4 of section 1 of the printed bill, being in line 6, section 1 of the original bill, strike the words "be deemed and be taken to."

In line 1, section 1 of the printed bill, being line 1, section 1 of the original bill, strike the words "of chapter II, of title XVIII."

In line 7, section 1 of the printed bill, being line 13, section 1 of the original bill, strike the words "savings account or" and in said line after the word "deposit" insert the words "or savings account."

In line 8, section 1 of the printed bill, being line 14, section 1 of the original bill, strike the words "notice or" and in said line after the word "demand" insert the following: "or subject to withdrawal by any method within four months from the opening of such account or subject to withdrawal at any subsequent time on less than one month's notice."

In line 10, section 1 of the printed bill, being line 18, section 1 of the original bill, strike the word "such" and in said line after the word "withdrawal" insert the words "as aforesaid."

In line 1, section 2 of the printed bill, being line 1, section 2 of the original bill, strike the following: "of chapter II, of title XVIII."

In lines 5 and 6, section 2 of the printed bill, being lines 36 and 37 section 2 of the original bill, strike the words "under one year from the date of the opening of such deposit account" and insert in lieu thereof the following: "within four months from the opening of such account or subject to withdrawal at any subsequent time on less than one month's notice."

In line 8, section 2 of the printed bill, being in lines 40 and 41, section 2 of the original bill, strike the words "as defined by this act" and insert in lieu thereof the following: "where such promissory notes, receipts, certificates or pass books authorize the owner or holder to withdraw such money as aforesaid."

In line 1, section 3 of the printed bill, being line 1, section 3 of the original bill, strike the following: "of chapter II, of title XVIII."

In line 7, section 3 of the printed bill, the same appearing in lines 10 and 11, section 3 of the original bill, strike the words "or savings."

In line 1, section 4 of the printed bill, being line 1, section 4 of the original bill, strike the following: "of chapter II, of title XVIII."

In line 12, section 1 of the printed bill, being line 20, section 1 of the original bill, after the period following the word "association" insert the following: "The provisions of this act shall not be construed to apply to building and loan nor savings and loan associations organized under or transacting business conformably to the laws of this state."

E. MILTON STEPHENS, *Chairman.*

We concur in this report: J. E. Leonard, B. A. Bowen, A. W. Anderson.

On motion of Senator Stephens, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on educational institutions, to whom was referred Senate bill No. 423, entitled "An act to authorize school boards in districts of the first class to use public funds to pay supervisors and maintain social centers in public buildings, and amending section 4509 of Remington and Ballinger's Annotated Codes and Statutes of Washington by adding sub-section fifteen so that said section when amended shall read as," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 3 and 4 of the title of the printed bill, same being lines 5, 6 and 7 of the title of the original bill, strike the words "sub-section fifteenth so that said section when amended shall read as follows:" including the colon and insert in lieu thereof the words "sub-section fifteenth and sixteenth thereto." including the period.

In lines 56, 57 and 58 of section 1, sub-section fifteenth of the printed bill, same being lines 15, 16, 17 and 18, section 1, sub-section fifteenth of the original bill, strike the words "Such supervisors are to have such qualifications as may be required under section 4643 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Add to section 1 a sub-section sixteenth to read as follows: "Sixteenth. To employ, and for cause dismiss, supervisors of playgrounds, both during school sessions and at other times, and to define their duties and fix their compensations; and to pay the actual and necessary expense of providing for and supervising public school playgrounds out of the school funds."

W. J. SUTTON, *Chairman.*

We concur in this report: Oliver Hall, Chas. H. Flummerfelt, A. H. Imus, Ralph Metcalf, D. Landon.

On motion of Senator Sutton, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 435, entitled "An act to carry out the provisions and to facilitate the operation and effect of sections 33 and 34 of article 1 of the constitution relating to the recall of elective public officers, to prevent fraud, and providing penalties for violation thereof," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter L. Davis, W. C. McCoy.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON—OFFICE OF GOVERNOR.

OLYMPIA, WASH., March 4, 1913.

Hon. Louis F. Hart, President of the Senate, Olympia, Washington:

SIR: I have the honor to inform you that the governor has signed Senate bills as follows, to-wit:

January 16, 1913.

Senate bill No. 1. An act appropriating the sum of ninety thousand dollars, or so much thereof as may be necessary for the expenses of the thirteenth legislature.

January 31, 1913.

Senate bill No. 110. An act appropriating the sum of fifteen thousand dollars for the printing of the thirteenth legislature.

February 24, 1913.

Senate bill No. 16. An act creating a state school for the deaf and a state school for the blind.

February 24, 1913.

Senate bill No. 116. An act relating to the withdrawal of bank deposits in banks or trust companies and amending section 3364 of Remington and Ballinger's Annotated Codes and Statutes of Washington.

February 28, 1913.

Senate bill No. 248. An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442 and 6444 of Remington and Ballinger's Annotated Codes and Statutes of Washington and declaring the same necessary for the immediate need of the public peace, health and safety.

March 3, 1913.

Senate bill No. 14. An act relating to the formation of banking corporations and regulating the business of banking and amending section 3330 of Remington and Ballinger's Annotated Codes and Statutes of Washington.

March 3, 1913.

Senate bill No. 30. An act to establish and regulate the salaries of

county commissioners in counties having a township organization, other than counties of the first class.

March 3, 1913.

Senate bill No. 63. An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and town, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act.

March 3, 1913.

Senate bill No. 198. An act relating to the lands in section 16, township 25 north, range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, dedicating to the public certain portions thereof, and prohibiting the condemnation of such lands.

March 3, 1913.

Senate bill No. 254. An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner.

Respectfully yours,

C. C. DILL, *Secretary to the Governor.*

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 404, entitled "An act relating to the protection, propagation, introduction, purchase, and restoration of game birds, game animals, and game fish, creating county game commissioners," etc.;

Also House engrossed bill No. 510, entitled "An act amending section 7685 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the powers of the city council of third class cities;"

Also, House bill 387, entitled "An act amending section 6605 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the board of state land commissioners;"

Also, engrossed House bill No. 351, entitled "An act relating to and regulating the operations of coal mines and providing penalties for the violation thereof, and repealing all acts or parts of acts, in conflict herewith;"

Also, engrossed House bill No. 407, entitled "An act to amend sections 4047, 4048, 4049 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 372, entitled "An act relating to taxa-

tion and amending section 9112 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 303, entitled "An act relating to stamps, coupons, tickets, certificates, cards, or other similar devices, for or with the sale of goods," etc.;

Also, engrossed House bill No. 281, entitled "An act relating to the registration of births and deaths and amending sections 5424, 5425 and 5441 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, re-engrossed substitute House bill No. 8, entitled "An act granting and confirming to purchasers of second class shore lands the title to the shore lands, including those uncovered by the artificial lowering of the waters upon which they abut," etc.;

Also, Senate bill No. 151, entitled "An act relating to the payment by the state, counties, cities and towns of premiums or charges for surety bonds," etc., with the following amendments:

Strike in the title of the original bill, all of line 4, after the word "section" and all of line 5 and substitute in lieu thereof the following: "194 of chapter 49, Session Laws of 1911."

Section 1, line 1 of the original bill, strike all after the word "section" and all of line 2 of said section down to and including the word "Washington" and substitute in lieu thereof the following: "194 of chapter 49 of the Session Laws of 1911."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Re-engrossed substitute House bill No. 8, by minority of judiciary committee, entitled "An act granting and confirming to purchasers of second class shore lands the title to shore lands, including those uncovered by the artificial lowering of the waters upon which they abut, and providing for the setting apart for public purposes of parts of the same.

The bill was read the first time, and on motion of Senator Landon, the rules were suspended, the bill was read the second time by title and referred to the committee on harbor and harbor lines.

Engrossed House bill No. 281, by Messrs. Kennedy and Hurd, entitled "An act relating to the registration of births and deaths and amending sections 5424, 5425 and 5441 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second

time by title and referred to the committee on medicine, dentistry, surgery and hygiene.

Engrossed House bill No. 303, by Mr. Hastings, entitled "An act relating to stamps, coupons, tickets, certificates, cards, or other similar device, for or with the sale of goods, wares and merchandise, and providing a penalty for violation thereof."

The bill was read the first time, and on motion of Senator Fairchild, the rules were suspended, the bill was read the second time by title and referred to the committee on commerce and manufactures.

Engrossed House bill No. 351, by Mr. Tonkin, entitled "An act relating to and regulating the operations of coal mines and providing penalties for the violation thereof, and repealing all acts or parts of acts, in conflict herewith."

The bill was read the first time, and on motion of Senator Cotter, the rules were suspended, the bill was read the second time by title and referred to the committee on mines and mining.

Engrossed House bill No. 372, by Mr. Stewart, entitled "An act relating to taxation and amending section 9112 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Scott, the rules were suspended, the bill was read the second time by title and referred to the committee on public revenue and taxation.

Engrossed House bill No. 387, by committee on state, school and granted lands, entitled "An act amending section 6605 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the board of state land commissioners."

The bill was read the first time, and on motion of Senator Steiner, the rules were suspended, the bill was read the second time by title and referred to the committee on state, granted, school and tide lands.

Engrossed House bill No. 404, by committee on game and game fish, entitled "An act relating to the protection, propagation, introduction, purchase, and restoration of game birds, game animals, and game fish, creating county game commission-

ers, creating the office of county game wardens, relating to licenses for hunting and fishing, fixing the season for the taking, regulating the transportation and possession of game animals, game birds and game fish, providing penalties and repealing sections 5323, 5327, 5328, 5333, 5337, 5354, 5356, 5361, 5362, 5363, 5364, 5365, 5367, 5371, 5372, 5379, 5380, 5384, 5385 and 5389 of Remington & Ballinger's Annotated Codes and Statutes of Washington and all other laws in conflict herewith."

The bill was read the first time, and on motion of Senator Collins, the rules were suspended, the bill was read the second time by title and referred to the committee on game.

Engrossed House bill No. 407, by Mr. Sims, entitled "An act relating to the salaries of county officers in counties of the fifteenth, sixteenth and seventeenth classes, and amending sections 4047, 4048 and 4049, Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Chappell, the rules were suspended, the bill was read the second time by title and referred to the committee on county and county boundaries.

Engrossed House bill No. 510, by Mr. Greenbank, entitled "An act amending section 7685 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to the powers of the city council of third-class cities."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and referred to the committee on municipal corporations.

The secretary read the House amendments to Senate bill No. 367.

Senator Troy moved that the Senate do concur in the House amendments.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 367 by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Davis, Espy, Fairchild,

French, Hall, Hammer, Imus, Landon, Leonard, Metcalf, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Wende—25.

Absent or not voting were: Senators Campbell, Chappell, Flummerfelt, Hewitt, Hutchinson, Iverson, Jackson, Jensen, McCoy, McGuire, Nichols, Piper, Phipps, Rosenhaupt, Sharpstein, Weatherford, White—17.

The secretary read the House amendments to Senate bill No. 13.

Senator Collins moved that the Senate do concur in the House amendments.

Senator Nichols moved as a substitute that the Senate do not concur in the House amendments and request the House to recede therefrom.

Senator Nichols' motion failed to carry.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 13 by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—29.

Those voting nay were: Senators Bethel, Hutchinson, McCoy, McGuire, Nichols, Scott—6.

Absent or not voting were: Senators Anderson, Campbell, Jensen, Piper, Troy, Weatherford, White—7.

The secretary read the House amendments to Senate bill No. 151.

Senator McGuire moved that the Senate do concur in the House amendments to Senate bill No. 151.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 151 by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—32.

Absent or not voting were: Senators Anderson, Campbell, Collins, Espy, Hewitt, Leonard, Piper, Scott, Troy, Weatherford—10.

GENERAL FILE.

House joint memorial No. 12, by Mr. Childe, "Relating to the taxation of unsurveyed lands within the State of Washington," was read third time.

The secretary called the roll on final passage of House joint memorial No. 12 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Metcalf, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—30.

Absent or not voting were: Senators Campbell, Carlyon, Espy, Fairchild, Iverson, Jackson, Leonard, McGuire, Piper, Troy, Weatherford, White—12.

Engrossed House bill No. 379, by committee on roads and bridges, entitled "An act relating to the improvement and maintenance of public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14, of chapter 35 of the Laws of 1911," was read third time.

On motion of Senator Sharpstein, the words "forty-five" were substituted for the words "thirty-five" in line 2 of amendment proposed by the minority report on the bill, the word "said" in line 5 was stricken and the word "for" was inserted before the word "the" and the minority report as amended was adopted.

On motion of Senator Phipps, the bill was amended by adding to the end of section 1 the following: "The board of supervisors of any township, in any county having township organization, or a majority of them, may, when authorized at a general election, or a special election called for the purpose, sign a petition for the improvement of any public highway within such township, in whole or in part."

On motion of Senator Phipps, the bill was amended by adding to the end of section 4 the following:

"Where the petition for the improvement or construction of any permanent highway shall be signed by the board of supervisors of any township, or a majority of them, under the provisions of section 2 of this act, the proportion of the assessment of abutting property shall, as to property within such township, be a charge upon such township and shall be paid by such township from the moneys raised for the purpose of constructing roads therein into the general road and bridge fund of the county on or before the date of the approval of such construction or improvement work by the state highway commissioner."

On motion of Senator Brown, the bill was amended by inserting the words "and all moneys payable by any township" after the word "section" in line 69, section 3, of the engrossed bill.

On motion of Senator Sutton, the engrossed bill was amended by adding a new section as follows: "Section 6. Where any assessment for the improvement of any permanent highway pursuant to petition has heretofore been made and extended upon the tax rolls of any county and said assessment has not been paid, the county commissioners may provide for the payment of the same in installments, and may issue bonds of the county to an amount not exceeding such unpaid assessment in the manner provided in section 4 of this act."

The secretary called the roll on final passage of engrossed House bill No. 379 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sutton, Troy, Wende—29.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Allen, Campbell, Espy, Hutchinson, Imus, Landon, Piper, Sharpstein, Steiner, Stephens, Weatherford, White—12.

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

On motion of Senator Anderson, the Senate resolved itself

into a committee of the whole to consider engrossed House bills Nos. 16, 535 and 170.

The bills were considered in committee of the whole, Senator Shaefer in the chair, and the committee reported back progress and requested that the committee be permitted to sit again at 2 o'clock this afternoon.

On motion of Senator Shaefer, the report of the committee of the whole was adopted.

At 12 o'clock noon, on motion of Senator Nichols, a recess was taken until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock this afternoon.

On motion of Senator Fairchild, Senator Bowen was excused for the balance of today's session.

On motion of Senator Espy, the Senate resolved itself into a committee of the whole to resume consideration of engrossed House bills Nos. 16, 535, and engrossed substitute House bill No. 170.

The bills were considered in the committee of the whole, Senator Shaefer in the chair, and reported back to the Senate with the recommendation that engrossed House bills Nos. 16, 535 and engrossed substitute House bill No. 170 do pass.

On motion of Senator Shaefer, the report of the committee of the whole was adopted.

Engrossed House bill No. 16, by Mr. Halsey, entitled "An act providing for the purchase by the State of Washington of a portion of the interstate bridge across Snake river between Clarkston, Washington, and Lewiston, Idaho, simultaneously with the purchase of the other portion thereof by the public authorities in the State of Idaho; and for the maintenance of a free bridge by the State of Washington of the portion thereof

purchased by the State of Washington; making appropriations therefor, and providing for the issuance, sale, payment and redemption of bonds therefor," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 16 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson. Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Wende—36.

Absent or not voting were: Senators Bethel, Bowen, Stephens, Troy, Weatherford, White—6.

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

On motion of Senator Sharpstein, the rules were suspended and engrossed House bill No. 379 and Engrossed House bill No. 16 were ordered transmitted to the House immediately.

Engrossed substitute House bill No. 170, by committee on roads and bridges, entitled "An act providing for an annual tax levy for the public highway fund to be used for the purpose of constructing bridges in this state and between this state and adjoining states and making appropriations for the construction of a bridge across the Columbia river at Vancouver, Washington," was read third time.

Senator Espy moved to amend the bill by striking the period at the end of section 2, substituting a colon therefor and adding the following: "Provided, however, this appropriation is made subject to the condition that the State of Oregon waive all claim of right, title or jurisdiction to or over the beds and shores of the Columbia river north of the center of the main ship channel thereof from the mouth of said river to the point where the forty-sixth parallel of north latitude intersects the middle channel of said river."

Roll call was demanded on the motion of Senators Espy, Jensen, Metcalf, Iverson, Hutchinson, Leonard, Chappell.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Bethel, Davis, Espy, Hewitt, Hutchinson, Iverson, Jensen, Phipps, Rosenhaupt, Sharpstein, Wende—11.

Voting nay were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Scott, Shaefer, Steiner, Stephens—26.

Absent or not voting were: Senators Bowen, Sutton, Troy, Weatherford, White—5.

Senator Jensen moved to amend the bill by inserting the words "or as much thereof as shall be found to be the proportionate share of the State of Washington in accordance with the decision of the United States supreme court, placing the boundary between the states of Oregon and Washington in the center of the north channel," after the words and figures "five hundred thousand dollars (\$500,000)," in line 16, section 2 of the engrossed substitute bill.

Senator Fairchild raised a point of order, stating that the amendment changed the amount of the appropriation, and that same could only be changed in a committee of the whole.

The president ruled the point well taken.

The secretary called the roll on final passage of engrossed substitute House bill No. 170, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Wende—29.

Those voting nay were: Senators Bethel, Cotter, Espy, Jensen, Leonard, Scott—6.

Absent or not voting were: Senators Bowen, Iverson, Sharpstein, Sutton, Troy, Weatherford, White—7.

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

Engrossed House bill No. 535, by Mr. Jensen, entitled "An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the States of Washington and Idaho, near the town of Newport, Washington, and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 535 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Wende—29.

Those voting nay were: Senators Bethel, Cotter, Hutchinson, McCoy, Scott—5.

Absent or not voting were: Senators Bowen, Espy, Iverson, Piper, Stephens, Troy, Weatherford, White—8.

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

Engrossed House bill No. 393, by roads and bridges committee, entitled "An act relating to the purchase, construction, maintenance, control and operation of bridges in this state and between this state and adjoining states, counties, cities and towns, and providing for the co-operation of the said counties, cities and towns in this state with each other and with the United States, or adjoining states or the counties, cities or towns therein, in the purchase, construction maintenance, control and operation of the same," was read third time.

Senator Jensen moved to amend the engrossed bill by adding to the end of section 2 the following: "Provided, That the state highway board shall only sanction proportionate share of total expenditure sufficient to cover expenditures within state limits."

The amendment was lost.

The secretary called the roll on final passage of engrossed House bill No. 393, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, French, Hall, Hammer, Hewitt, Iverson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—30.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Allen, Bowen, Espy, Flummerfelt, Hutchinson, Imus, Jackson, Scott, Troy, Weatherford, White—11.

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

On motion of Senator Bethel, Senator Hutchinson was excused until tomorrow.

Engrossed House bill No. 523, by joint committee on privileges and elections, entitled "An act to facilitate the operation of the provisions of section 1 of article II of the constitution, relating to the initiative and referendum, to prevent fraud, providing penalties for violations thereof, and declaring that this act shall take effect immediately," was read third time.

Senator Piper moved to amend the bill by adding a new section as follows: "Section 6½. Be it understood, however, at all times and places, now that we have the recall, the direct primary law in every particular is repealed."

Senator Metcalf raised a point of order that the amendment was not germane to the subject matter of the bill.

The president held the point of order well taken.

Senator Nichols moved to amend the bill by striking the words "having his, their or its residence or principal office outside of the State of Washington, or corporation" in lines 5 and 6, page 22, section 32 of the engrossed bill.

Roll call was demanded on the amendment by Senators Metcalf, Iverson, Chappell, Sharpstein, Davis, Leonard, Imus.

The secretary called the roll, and the amendment failed to carry by the following vote:

Those voting aye were: Senator McGuire, Nichols, Piper, Scott, Sharpstein—5.

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Shaefer, Steiner, Sutton, Troy, Wende, White—32.

Absent or not voting were: Senators Bowen, Hutchinson, Jackson, Stephens, Weatherford—5.

Senator Nichols moved to amend the engrossed bill by striking the following: Beginning with the word "or," the last word on page 21, in section 32, down to and including the word "measure," in line 11, page 22, section 32.

Senator Espy moved as a substitute for the amendment to strike the words "or the adoption or rejection of any initiative or referendum measure," lines 10 and 11, page 22, section 32 of the engrossed bill.

Roll call was demanded by Senators Nichols, Iverson, Chappell, Espy, Jensen, Campbell, Fairchild.

The president ruled the question to be on the motion made by Senator Nichols.

The secretary called the roll, and the amendment offered by Senator Nichols failed to carry by the following vote:

Voting aye: Senator Nichols—1.

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Wende, White—34.

Absent or not voting were: Senators Bowen, French, Hutchinson, Scott, Stephens, Troy, Weatherford—7.

Roll call was demanded on the substitute amendment offered

by Senator Espy by Senators Allen, Jensen, Espy, Anderson, Iverson, Chappell, Nichols.

The secretary called the roll, and the substitute motion failed to carry by the following vote:

Those voting aye were: Senators Allen, Anderson, Collins, Espy, Fairchild, Jackson, McCoy, Nichols, Phipps, Piper, Scott, Sharpstein, Steiner—13.

Voting nay were: Senators Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Shaefer, Sutton, Troy, Wende, White—23.

Absent or not voting were: Senators Bethel, Bowen, Hewitt, Hutchinson, Stephens, Weatherford—6.

On motion of Senator Metcalf, the bill was amended by inserting the words "not larger than" after the word "be" in line 21, page 18, section 27 of the engrossed bill; and by inserting the words "and the outside measurement of the printed matter of each page shall be not less than four and one-half by seven and one-third inches, including running head," after the word "size" in line 22, page 18, section 27 of the engrossed bill; and by inserting the word "pica" after the word "ems" in line 24, page 18, section 27 of the engrossed bill.

On motion of Senator Davis, the engrossed bill was amended by adding at the end of section 27 the following: "It shall be the duty of the secretary of state to publish in such pamphlets a table of contents and a brief alphabetical index of subjects."

On motion of Senator Steiner, the engrossed bill was amended by striking the word "when" and substituting therefor the words "knowing that" in line 30, section 31 of the engrossed bill; and by inserting the word "knowingly" after the word "shall" in same line.

Senator Steiner moved to amend the bill by substituting the word "misdemeanor" for the word "felony" in line 2, page 21, section 31 of the engrossed bill.

The amendment failed to carry.

On motion of Senator Jackson, the bill was amended by substituting the words "gross misdemeanor" for the word "felony" in line 2, page 2, section 31 of the engrossed bill.

On motion of Senator Metcalf, the bill was amended by substituting the words "gross misdemeanor" for the word "felony" in line 20, page 3, section 5 of the engrossed bill.

The secretary called the roll on final passage of engrossed House bill No. 523, and it passed the Senate by the following vote:

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—38.

Voting nay: Senator Nichols—1.

Absent or not voting were: Senators Bowen, Hutchinson, Weatherford—3.

OBJECTION TO SENATE BILL No. 523.

When Senator Nichols' name was called, he arose in his place and requested to explain his vote and desired to have his objections entered in the journal, which are as follows:

"I believe that a bill of this character is wise and necessary, but when, by the provisions thereof, it is provided, when the property rights of any person or corporation authorized to do business in this state are attacked, that such person or corporation is precluded from making any effective defense, I do not desire to have my record show that I voted for a measure which would do this, therefore I vote no."

RALPH D. NICHOLS.

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

Senator Davis moved that when we do adjourn, we take a recess until 8 o'clock this evening.

The motion was lost.

House bill No. 474, by privileges and election joint committee, entitled "An act to provide for the use, at the option of

indicated local authorities, of voting machines at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines; providing for the casting, registering, recording and counting of ballots or votes by voting machines, where used, and providing penalties for violation of the provisions of this act," was read third time.

The secretary called the roll on final passage of House bill No. 474, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel Brown, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hammer, Hewitt, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—29.

Voting nay: Senator Iverson—1.

Absent or not voting were: Senators Bowen, Campbell, Carlyon, Chappell, French, Hall, Hutchinson, Imus, Jackson, Phipps, Sutton, Weatherford—12.

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

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider engrossed House Bills Nos. 329 and 251.

The bills were considered in committee of the whole, Senator Espy in the chair, and reported back to the Senate with the recommendation that engrossed House bills Nos. 329 and 251 do pass.

On motion of Senator Espy, the report of the committee of the whole was adopted.

Engrossed House bill No. 329, by Mr. Horrigan, entitled "An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county, and to determine the cost of certain irrigation work, and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 329, and the bill passed the Senate by the following vote:

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Imus, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—34.

Absent or not voting were: Senators Bowen, Hall, Hutchinson, Iverson, Jackson, Phipps, Sutton, Weatherford—8.

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

Engrossed House bill No. 251, by Messrs. Moren and Lum, entitled "An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund therefor, creating a commission to superintend the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 251, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Flummerfelt, French, Hammer, Hewitt, Imus, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Wende, White—26.

Those voting nay were: Senators Cotter, Davis, Iverson, Jensen, Nichols, Troy—6.

Absent or not voting were: Senators Bowen, Bethel, Fairchild, Espy, Hall, Hutchinson, Jackson, Scott, Sutton, Weatherford—10.

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

Senator Campbell was granted unanimous consent to introduce a resolution.

The secretary read the following resolution by Senator Campbell:

Resolved, By the Senate, that the secretary of the Senate be instructed to forward the following telegram:

"OLYMPIA, WASH., March 5, 1913.

Hon. William B. Wilson, Secretary of Labor, Washington, D. C.:

The Senate of the State of Washington tenders you congratulations as the first incumbent of the nation's newest cabinet position."

On motion of Senator Campbell, the resolution was adopted.

Engrossed House bill No. 283, by Messrs. McKay, Craig, Mapes and Moren, entitled "An act authorizing cities of the second class to create a publicity fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 283, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Wende—30.

Those voting nay were: Senators Landon, Troy, White—3.

Absent or not voting were: Senators Bowen, Campbell, Davis, Hall, Hutchinson, Nichols, Scott, Sutton, Weatherford—9.

On motion of Senator Hewitt, the title of the engrossed bill was amended by inserting the words "under 18,000 inhabitants" after the word "class" in the first line, and the title as amended was ordered to stand as the title of the act.

Engrossed House bill No. 27, by Mr. Catlin, entitled "An act relating to false statements, and making the same a gross misdemeanor," was read third time.

Senator Espy moved to amend the bill by inserting the words

“or private individual” after the words “trust company,” in line 8, section 1 of the engrossed bill.

The amendment was lost.

The secretary called the roll on final passage of engrossed House bill No. 27, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende—32.

Voting nay: Senator Iverson—1.

Absent or not voting were: Senators Bowen, Brown, Campbell, Davis, Hutchinson, Nichols, Sutton, Weatherford, White—9.

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

Senator Espy gave notice of a motion to reconsider the vote by which engrossed House bill No. 27 passed the Senate.

Senator Metcalf moved that the vote by which engrossed House bill No. 27 passed the Senate be reconsidered.

The president ruled that all motions looking toward reconsideration of the bill were out of order, for the reason that the bill had been reconsidered before.

The secretary read the majority and minority reports on engrossed House bill No. 21.

Senator Sharpstein moved the adoption of the majority report.

Senator Brown moved as a substitute that the minority report be adopted.

Senator Collins moved as an amendment to the substitute motion that the bill be referred to the judiciary committee with instructions to report it back to the Senate by 2 o'clock Friday day afternoon, March 7, 1913, and that the further consideration of the bill be made a special order for that hour.

A roll call on the motion of Senator Collins was demanded by Senators Espy, Cotter, Brown, Jackson, Davis, Allen, Chappell.

The secretary called the roll, and the motion failed to carry by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Collins, Fairchild, Hall, Hewitt, Imus, Iverson, Jensen, Metcalf, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens—18.

Those voting nay were: Senators Brown, Chappell, Cotter, Davis, Espy, Flummerfelt, French, Hammer, Jackson, Landon, Leonard, McGuire, Phipps, Steiner, Sutton, Troy, Wende, White—19.

Absent or not voting were: Senators Bowen, Campbell, Carlyon, Hutchinson, Weatherford—5.

The substitute motion of Senator Brown carried, and the minority report was adopted.

On motion of Senator Nichols, engrossed House bill No. 21 was made a special order for 2 o'clock p. m. Friday, March 7, 1913.

On motion of Senator Sharpstein it was ordered that all House bills appearing on today's calendar which have not been acted upon at today's session be made a special order for 7:30 o'clock p. m. Tuesday, March 11, 1913.

At 5:50 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

FIFTY-THIRD DAY

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., *Thursday*, March 6, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. C. A. Bowen, of Olympia, offered prayer.

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

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with and it was approved.

A telegram from the Electrical Workers' Union of Aberdeen, urging the passage of Senate bill No. 180, and certain telegrams from Vancouver congratulating Senator French on the passage of the Vancouver bridge bill, were read and placed on file.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 284, entitled "An act to protect the health of persons employed in the manufacture, packing or handling of Portland cement, and providing for the punishment for the violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2 of the printed bill, the same being line 6 of the original bill, after the word "handled" insert the word "reasonable" and at the end of the section add the following; "subject to inspection of the commissioner of labor."

Strike section 2.

Section 3, lines 1 and 2 of the printed bill, the same being lines 16 and 17 of the original bill, strike the words "all Portland cement manufactured in this state shall be packed in dust-proof containers, and."

Section 3, line 3 of the printed bill, the same being line 19 of the original bill, strike the word "for" and insert in lieu thereof the words "from the hold of."

Section 3, lines 3 and 4 of the printed bill, the same being lines 20 and 21 of the original bill, strike the words: "or in or for any freight cars, or any railroad or railway in the State of Washington."

Strike section 4.

PEDER JENSEN, *Chairman.*

I concur in this report: W. J. Sutton.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., February 27, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred Senate bill No. 331, entitled "An act relating to the appointment of the members of the state board of control, and amending section 8931 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

WALTER S. DAVIS, *Chairman.*

We concur in this report: Harve H. Phipps, C. W. Bethel, George U. Piper, John L. Sharpstein.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on constitution and constitutional revision, to whom was referred Senate bill No. 45, entitled "An act to amend section 1 of article XXIII of the constitution of the State of Washington, relating to amendments, and providing for the amendment of the constitution by the initiative," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 15, section 1 of the printed bill, the same being line 9, page 2 of the original bill, strike the word "eight" and insert in lieu thereof the word "ten."

In line 16, section 1, of the printed bill, the same being line 9, page 2 of the original bill, strike the words "nor in any case more than fifty thousand."

In line 21, section 1 of the printed bill, the same being line 18, page 2 of the original bill, strike the words "a majority and insert in lieu thereof the words "sixty per cent.;" also in the same line strike the word "thereon" and insert in lieu thereof the words "at such election."

In line 1, section 4 of the printed bill, the same being line 2, section 4 of the original bill, strike the words "a majority" and insert therefor "sixty per cent."

In line 2, section 4 of the printed bill, the same being line 3, section 4 of the original bill, after the word "voting" strike the words "upon the question of the adoption of the said amendment" and insert in lieu thereof the words "at such election."

We concur in this report: Henry H. Wende, Josiah Collins.

On motion of Senator Collins, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on public revenue and taxation, to whom was referred engrossed House bill No. 372, entitled "An act relating to taxation and amending section 9112 of Remington & Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. A. SCOTT, *Chairman*.

We concur in this report: W. Fairchild, C. W. Bethel.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred engrossed House bill No. 355, entitled "An act relating to consolidated school districts, providing for compensation for directors, and amending section 4447 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do not pass.

WALTER S. DAVIS, *Chairman*.

We concur in this report: Harve H. Phipps, John L. Sharpstein, George U. Piper.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on municipal corporations, to whom was referred House bill No. 510, entitled "An act amending section 7685 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to the powers of the city council of third-class cities,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Amend the title by striking the period at the end of title, and add the following: "and declaring the act necessary for the immediate preservation of the public peace, health and safety, and providing that it shall take effect on its approval."

Add a section thereto to be known as section 2, as follows:

"Section 2. That this act be, and is hereby declared to be necessary for the immediate preservation of the public peace, health, and safety, and it shall accordingly take effect upon its approval by the governor."

JOHN L. SHARPSTEIN, *Chairman*.

We concur in this report: H. B. Hewitt, E. Hammer, W. D. Cotter, Peter Iverson.

On motion of Senator Sharpstein, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on medicine, surgery, dentistry and hygiene, to whom was referred engrossed House bill No. 281, entitled "An act relating to the registration of births and deaths and amending sections 5424, 5425, 5441 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

PEDER JENSEN, *Chairman*.

We concur in this report: P. H. Carlyon, W. J. Sutton.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on education, to whom was referred engrossed House bill No. 312, entitled "An act relating to the powers and duties of boards of directors of school districts of the second class and amending section 4520 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Add to section 1 the following paragraph:

"Printed notices of physical examinations shall be sent to parents or guardians, allowing time for protests; and all protests against such examinations, made in good faith, by a parent or guardian, except in cases of contagious diseases or epidemics, will be respected, and the children of said parents or guardians making such protest, shall be exempted from medical inspection.

"When communications are sent to parents or guardians concerning physical condition of children, such communications shall be under sealed cover."

WALTER S. DAVIS, *Chairman*.

We concur in this report: Harve H. Phipps, C. W. Bethel, George U. Piper, John L. Sharpstein.

On motion of Senator Davis, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred House bill No. 252, entitled "An act relating to the submission of constitutional amendments and other questions to popular vote and amending section 4890 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

RALPH METCALF, *Chairman*.

We concur in this report: Peter Iverson, Henry H. Wende.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on county and county boundaries, to whom was referred engrossed substitute House bill No. 190, entitled "An act providing for the transfer of territory from one county to another and amending sections 3812 and 3821 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Oliver Hall, B. A. Bowen, Harry Rosenhaupt, Henry H. Wende.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on elections and privileges, to whom was referred Senate bill No. 446, entitled "An act providing for proportional preferential presidential primaries," have had the same under consid-

eration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 6 of section 10 of the original bill strike the comma appearing between the words "cast" and "the."

In line 7 of section 10 of the original bill strike the word "that" and insert in lieu thereof the word "this."

RALPH METCALF, *Chairman.*

We concur in this report: Peter Iverson, Henry H. Wende, Ralph Metcalf.

On motion of Senator Metcalf, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred engrossed House bill No. 387, entitled "An act amending section 6605 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the board of state land commissioners," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman.*

We concur in this report: E. Hammer, J. C. Weatherford, A. McGuire.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your standing committee on printing, pursuant to the resolution hereto attached, heretofore adopted by the Senate, have had under investigation the office of public printer of the State of Washington, and beg leave to report the following as the facts ascertained by us in the course of that investigation. We recommend:

First. That the public printer be required to install and maintain a standard cost system, whereby the production cost of each department might be ascertained.

Second. That the state printing law be amended pursuant to the amendment herewith proposed, whereby stock books, blanks and stationery may be purchased in the market, and not from the state printer.

Third. The appointment of a commission for the investigation of the state printing office and the cost of production and investigation of commercial rates generally, such investigation to be made during the fall or winter prior to the convening of the next session of the legislature, and that said commission recommend to the legislature any

alterations in the schedule of prices now charged for state printing which their investigation shall show to be advisable.

ARTHUR MCGUIRE, *Chairman*.

We concur in this report: Ralph Metcalf, Pliny L. Allen.

On motion of Senator McGuire, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

The House has passed engrossed Senate bill No. 380, entitled "An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Laws of 1911";

Also house bill No. 406, entitled "An act providing for the issuance of bonds by diking districts on petition of sixty per cent, in acreage, of the property owners of such district, to provide for the expense of repairs, improvements, maintenance and the purchase of machinery and other appliances";

Also, House bill No. 542, entitled "An act appropriating the sum of \$4,250,000 from the permanent highway fund to complete contracts and construction work now in force on permanent highways and for the purpose of making payments on new contracts on permanent highways";

Also, engrossed Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes," etc., with the following amendments:

Amend section 10, line 1, by inserting after the word "commissioner" "or any member of the advisory board."

Amend section 6, sub-section 13, line 32, strike the words "at or" and insert "at least thirty days."

Amend subdivision 3, section 6, by adding after the word "commissioner" in line 8 the words "and to regulate the marketing, sale and distribution of fruit."

In section 4, line 6 of the engrossed bill, being line 4, section 4 of the printed bill, after the period insert the following sentence: "One of the two members to be named by the governor shall be selected from among a list of five residents of the state submitted to him by the executive board of the State Dairymen's Association."

In section 7, line 4 of the engrossed bill, being line 3 in section 7 of the printed bill, strike the word "he" and insert in lieu thereof the words "the advisory board."

Also, Senate bill No. 219, entitled "An act authorizing counties to

contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise," etc.;

Also, engrossed Senate bill No. 152, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns";

Also, House bill No. 79, entitled "An act providing for the disposition to be made of the rents received from leases of harbor areas and tide lands";

Also, substitute House bill No. 78, entitled "An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierheads lines, and providing for the disposition of receipts therefrom";

Also, substitute House bill No. 80, entitled "An act providing for the leasing of harbor areas and tide lands situate within the territorial limits of port districts," etc.;

Also, House bill No. 478, entitled "An act vacating a portion of Smith's cove waterway, in the city of Seattle, and vesting the title of the vacated portion in the port of Seattle";

Also, engrossed Senate bill No. 429, entitled "An act to amend sections 2, 3, 4, 5, 6, 7, 8 of, and to repeal section 9 of, and to add a section relating to elections to, an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts, providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements,'" etc., with the following amendments:

In line 33, section 5 of the printed bill, after the word "event" strike the word "more" and insert the word "less" in lieu thereof.

Amend section 4, line 29 of the printed bill, after the word "waterways" insert the following words, including the parentheses: "(Waterways of commercial waterway districts excepted)";

Also, House bill No. 505, entitled "An act making an appropriation from the accident fund created by chapter 76 of the laws of 1911 for the purposes to which said fund may be applied";

Also, House bill No. 553, entitled "An act modifying the grant of certain tide lands of the city of Seattle for street purposes, and amending chapter 221 of the laws of the State of Washington for the year 1909";

Also, Senate concurrent resolution No. 17, "Relating to the introduction of certain bills";

Also, engrossed Senate bill No. 312, entitled "An act relating to public highways," with the following amendments:

Strike the present title of the bill and lieu thereof insert the following: "An act relating to public highways, classifying the same and naming and fixing the routes of certain state roads."

Amend section 2, line 4, between the words "Renton" and "Kent" by inserting the following: "along the easterly side of the White river valley through."

Amend section 2 by adding after subdivision (h) subdivision (i), which reads: "A secondary highway connecting at Kelso on the Pacific highway and running thence to a point on the Columbia in Wahkiakum county, thence to a point on the National Park highway where said highway crosses the Naselle, or the Bear river, in Pacific county, and which shall be known as the Columbia River highway."

Also, the speaker has signed House bill No. 121, entitled "An act relating to the duties and functions of coroners and justices of the peace; abolishing the office of county coroner in certain counties, and repealing all acts in conflict herewith."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House bill No. 121.

On motion of Senator Steiner, Senate bill No. 387 was referred to the committee on state, granted, school and tide lands.

The secretary read the House amendments to Senate bill No. 429.

Senator Shaefer moved that the Senate concur in the House amendments to the bill.

The secretary called the roll, and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Cotter, Davis, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—29.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Chappell, Collins, Espy, Fairchild, Flummerfelt, Iverson, Jackson, McCoy, Piper, Rosenhaupt, Scott, Sharpstein—12.

Senate bills Nos. 460, 461 and 462 were introduced at this time, as provided for under Senate concurrent resolution No. 17.

INTRODUCTION OF BILLS.

Senate bill No. 460, by Senator Allen, entitled "An act relating to public service properties and utilities, and amending

chapter 117, Laws of 1911, by adding thereto a new section to be known as section 74-A."

The bill was read the first time, and on motion of Senator Allen the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on railroads and transportation.

Senate bill No. 461, by joint committee on logged-off lands, entitled "An act relating to agriculture; promoting the general welfare by bringing into productive use the unimproved agricultural lands of this state and aiding in the production and marketing of agricultural products; providing for the establishment of agricultural development districts, and authorizing the investment of all public funds in the bonds of such districts."

The bill was read the first time, and on motion of Senator Metcalf the rules were suspended, the bill was read the second time by title, 700 copies ordered printed and placed on general file.

Senate bill No. 462, by Senator Metcalf, entitled "An act relating to false representations concerning credit, and fixing penalties for violations thereof, and amending section 2620 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Metcalf the rules were suspended, the bill was read the second time by title, ordered printed and referred to the committee on judiciary.

Substitute House bill No. 78, by harbors and waterways committee, entitled "An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierhead lines, and providing for the disposition of receipts therefrom."

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title and referred to the committee on harbors and harbor lines.

House bill No. 79, by Mr. Freeman, entitled "An act providing for the disposition to be made of the rents received from leases of harbor areas and tide lands."

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title and referred to the committee on harbors and harbor lines.

Substitute House bill No. 80, by harbors and waterways committee, entitled "An act providing for the leasing of harbor areas and tide lands situate within the territorial limits of port districts, annulling certain preferences relating to leasing of harbor areas and tide lands, and repealing all conflicting enactments."

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title and referred to the committee on harbors and harbor lines.

House bill No. 478, by Mr. Earle, entitled "An act vacating a portion of Smith's cove waterway, in the city of Seattle, and vesting the title of the vacated portion in the port of Seattle."

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title and referred to the committee on harbors and harbor lines.

House bill No. 406, by Mr. Sisson, entitled "An act providing for the issuance of bonds by diking districts on petition of sixty per cent., in acreage, of the property owners of such districts, to provide for the expense of repairs, improvements, maintenance and the purchase of machinery and other appliances."

The bill was read the first time, and on motion of Senator Hammer the rules were suspended, the bill was read the second time by title and referred to the committee on dikes, drains and drainage.

House bill No. 542, by roads and bridges committee, entitled "An act appropriating the sum of \$4,250,000 from the permanent highway fund to complete contracts and construction

work now in force on permanent highways and for the purpose of making payments on new contracts on permanent highways.”

The bill was read the first time, and on motion of Senator Nichols the rules were suspended, the bill was read the second time by title and referred to the committee on roads and bridges.

House bill No. 505, by Mr. Davis, entitled “An act making an appropriation from the accident fund created by chapter 76 of the Laws of 1911, for the purposes to which said fund may be applied.”

The bill was read the first time, and on motion of Senator Troy the rules were suspended, the bill was read the second time by title and referred to the committee on appropriations.

House bill No. 553, by harbors and waterways committee, entitled “An act modifying the grant of certain tide lands to the city of Seattle for street purposes, and amending chapter 221 of the Laws of the State of Washington for the year 1909.”

The bill was read the first time, and on motion of Senator Landon the rules were suspended, the bill was read the second time by title and referred to the committee on harbors and harbor lines.

GENERAL FILE.

Senate joint resolution No. 7, by Senator Metcalf, “Relating to the appointment of a commission to report on co-operative land mortgage banks, or other systems of agricultural credit adapted to the conditions and needs of this state, and to prepare bills on the subject for distribution to all members of the state legislature,” was read third time.

The secretary called the roll on final passage of Senate joint resolution No. 7, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hewitt, Imus, Iverson, Landon, Leonard, Metcalf, McCoy, Mc Guire, Nichols, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—27.

Absent or not voting were: Senators Allen, Campbell, Chappell, Collins, Espy, Hammer, Hutchinson, Jackson, Jensen, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Troy—15.

Engrossed House bill No. 475, by Mr. Arnold, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Kelso westerly to a point on state road No. 5 between South Bend and Pacific Beach, in Pacific county," was read third time.

On motion of Senator Nichols, the bill was amended by striking the words "with an extension of state road No. 5 from South Bend to the Pacific beach at Holman," in lines 10 to 15, section 1 of the engrossed bill, and substituting therefor the words "on the National Park highway where said highway crosses the Naselle or the Bear river in."

The secretary called the roll on final passage of engrossed House bill No. 475 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Cotter, Davis, Espy, French, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—28.

Voting nay: Senator Hutchinson—1.

Absent or not voting were: Senators Anderson, Campbell, Chappell, Collins, Fairchild, Flummerfelt, Hall, Hammer, Jackson, McCoy, Piper, Rosenhaupt, Troy—13.

On motion of Senator Nichols, the title was amended by striking the words "on state road No. 5 between South Bend and Pacific Beach," and inserting "on the National Park highway where said highway crosses the Naselle or the Bear river," and the amended title was ordered to stand as the title of the act.

Senate bill No. 242, by Senator Landon, entitled "An act amending section 8910 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Landon, the bill was amended by inserting the figures and word "8906 and" before the figures "8909" in line 13, section 1 of the original bill.

Senator Landon moved to amend the bill by striking the

period at the end of section 1, substituting a comma therefor and adding the following words: "and that such widow was the wife of a soldier, sailor or marine prior to January 1, 1890."

Senator Allen moved as an amendment to the amendment offered by Senator Landon to strike the figures "1890" and substitute therefor the figures "1900."

The motion by Senator Allen failed to carry.

The amendment offered by Senator Landon carried.

The secretary called the roll on final passage of Senate bill No. 242 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Anderson, Campbell, Carlyon, Chappell, Collins, Jackson, Leonard, Piper, Troy—9.

On motion of Senator Landon, the title of the bill was stricken and the following substituted therefor: "An act relating to the admission of persons to soldiers' homes and amending section 8910 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and the title as amended was ordered to stand as the title of the act.

On motion of Senator Collins, the Senate resolved itself into a committee of the whole to consider Senate bill No. 381.

The bill was considered in the committee of the whole, Senator White in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

In section 2, line 13, after the word "Washington" insert the words "two of whom shall be women," of the original bill.

In section 2, line 16 of the original bill, after the word "land" insert the words "said site to be within a radius of not less than one mile and not more than five miles of the state training school at Chehalis."

In section 2, line 23 of the original bill, strike the colon after the word "mentioned," insert a period, and strike the words, "Provided, however, that each of such buildings shall be of modern fireproof construction."

In section 2, line 17 of the original bill, strike the word "five" and substitute therefor the word "ten." In same section, line 16 of the original bill, after the word "land" insert the words "and at a cost not to exceed the sum of one hundred and fifty dollars per acre."

On motion of Senator White, the report of the committee of the whole was adopted.

Senator McGuire moved that the special order to consider Senate bill No. 405 set for 11:15 be advanced to 2 o'clock this afternoon.

The motion was lost.

Senate bill No. 381, by joint committee on state penal and reformatory institutions, entitled "An act establishing a state school for girls in conjunction with the Washington state training school, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof, and providing penalties for violation thereof," was read third time.

The secretary called the roll on final passage of Senate bill No. 381, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—37.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Campbell, Jackson, Steiner, Troy.

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

On motion of Senator Leonard, the rules were suspended, and Senate bill No. 381 was ordered transmitted to the House immediately.

SPECIAL ORDER.

The hour of 11:15 o'clock a. m. having arrived, the Senate considered Senate bill No. 405.

The secretary called the roll on final passage of Senate bill No. 405, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps, Piper, Scott, Wende, White—23.

Those voting nay were: Senators Carlyon, Collins, Espy, Hall, Imus, Iverson, McGuire, Rosenhaupt, Shaefer, Sharpstein, Stephens, Troy, Weatherford—13.

Absent or not voting were: Senators Allen, Fairchild, Jackson, Nichols, Steiner, Sutton—6.

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

Senator Scott gave notice of a motion to reconsider the vote by which Senate bill No. 405 passed the Senate.

Senator Nichols moved that the Senate concur in the amendments made by the House to the title and in line 4 of section 2 of engrossed Senate bill No. 312, and that the Senate refuse to concur in the amendment added to the end of section 2 by the House, and that the House be asked to recede therefrom.

Senator Espy moved as a substitute that the Senate concur in the House amendments to engrossed Senate bill No. 312.

The secretary called the roll on the substitute motion and it failed to pass by the following vote:

Those voting aye were: Senators Davis, Espy, Fairchild, Hutchinson, Imus, Jensen, Phipps—7.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Flummerfelt, French, Hall, Hammer, Iverson, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, White—25.

Absent or not voting were: Senators Campbell, Cotter, Hewitt, Jackson, Landon, Leonard, Steiner, Stephens, Sutton, Wende—10.

The motion of Senator Nichols being the question before the Senate, the secretary called the roll thereon and the Senate concurred in the House amendments to engrossed Senate bill No. 312 with the exception of the amendment added to the end of section 2, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, White—28.

Those voting nay were: Senators Espy, Fairchild, Jensen, Piper—4.

Absent or not voting were: Senators Cotter, French, Hewitt, Jackson, Landon, Leonard, Steiner, Stephens, Sutton, Wende—10.

On motion of Senator Scott, the vote by which Senate bill No. 405 passed the Senate was reconsidered, and the bill was made a special order for consideration at 2 o'clock this afternoon.

Senator Troy moved that the Senate concur in the first amendment made by the House to Senate bill No. 247.

The secretary called the roll and the motion was lost by the following vote.

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Landon, Leonard, McGuire, Troy, Weatherford, Wende—10.

Those voting nay were: Senators Anderson, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Stephens, White—24.

Absent or not voting were: Senators Allen, Collins, Cotter, Jackson, Scott, Sharpstein, Steiner, Sutton—8.

Senator Troy moved that the Senate refuse to concur in the

House amendments to Senate bill No. 247, and that the House be requested to recede from its amendments.

The motion carried.

On motion of Senator Allen, the Senate at 12:15 took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock this afternoon.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 5, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 87, entitled "An act relating to commission merchants or persons selling farm, dairy, orchard or garden produce on commission, and amending sections 7024 and 7033 of Remington and Ballinger's Anotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, G. E. Steiner, H. M. White, A. H. Imus, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 5, 1913.

We, your committee on judiciary, to whom was referred engrossed House bill No. 315, entitled "An act relating to the office of wreckmaster, abolishing the same and repealing chapter XI, being sections 8261 to 8286, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, G. E. Steiner, H. M. White, A. H. Imus, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 305, entitled "An act relating to the rule of evidence in trials of persons accused of crimes of an immoral or indecent nature committed against women or female children, and repealing section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike section 1 and insert in lieu thereof the following:

"Section 1. That section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

"Section 2443. No conviction shall be had for any of the offenses specified in sections 2435 and 2441 upon the testimony of the female raped, carnally known or seduced, unless such testimony is corroborated by such other evidence as tends to convict the defendant of the commission of the offense."

Strike the title and insert in lieu thereof the following:

"An act relating to testimony in certain criminal cases, and amending section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Geo. W. Shaefer, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 188, entitled "An act relating to the superior courts in the counties of Clallam, Island, Jefferson and Snohomish, and the election of judges therein," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, G. E. Steiner, A. H. Imus, Ralph Metcalf.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred House bill No. 79, entitled "An act providing for the disposi-

tion to be made of the rents received from leases of harbor areas and tide lands," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DANIEL LANDON, *Chairman.*

We concur in this report: Ed Brown, H. A. Espy.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred substitute House bill No. 78, entitled "An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierhead lines, and providing for the disposition of receipts therefrom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DANIEL LANDON, *Chairman.*

We concur in this report: Ed Brown, H. A. Espy.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred re-engrossed substitute House bill No. 8, entitled "An act granting and confirming to purchasers of second class shore lands the title to shore lands, including those uncovered by the artificial lowering of the waters upon which they abut, and providing for the setting apart for public purposes of parts of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DANIEL LANDON, *Chairman.*

We concur in this report: Ed Brown, P. H. Carlyon.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred substitute House bill No. 80, entitled "An act providing for the leasing of harbor areas and tide lands situate within the territorial limits of port districts, annulling preferences relating to leasing of harbor areas and tide lands, and repealing all conflicting enactments,"

have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DANIEL LANDON, *Chairman*.

We concur in this report: Ed Brown, H. A. Espy.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred House bill No. 473, entitled "An act vacating a portion of Smith's cove waterway, in the city of Seattle, and vesting the title of the vacated portion in the port of Seattle," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

DANIEL LANDON, *Chairman*.

We concur in this report: Ed Brown, H. A. Espy.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 386, entitled "An act to amend section 3670, volume 2, Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the filing of conditional sale contracts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

In section 1, line 6 of the printed bill, same being line 13 of the original bill, strike the word "thirty" and insert in lieu thereof the word "ten."

Strike the title and substitute therefor the following:

"An act relating to the filing of conditional sale contracts, and amending section 3670 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, D. Landon, Geo. W. Shaefer, Henry H. Wende, H. M. White.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 4, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 385, entitled "An act to amend section 3708½, volume 2, Rem-

ington and Ballinger's Annotated Codes and Statutes of Washington, relating to the removal of the principal place of business of corporations," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

Strike the title and substitute therefor the following:

"An act relating to the removal of the principal place of business of corporations, and amending section 3708½ of Remington and Ballinger's Annotated Codes and Statutes of Washington."

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: John L. Sharpstein, Harve H. Phipps, H. M. White, D. Landon, Geo. W. Shaefer, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 5, 1913.

We, your committee on elections and privileges, to whom was referred Senate bill No. 153, entitled "An act relating to and providing for the nomination of candidates for public office and for the printing of the names of candidates on the general election ballot, providing penalties for the violation thereof, repealing chapter 209 of the Session Laws of 1907 and chapter 82 of the Session Laws of 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike title and substitute therefor the following:

"An act relating to the nomination and election of certain officers and providing the forms of the primary and general election ballots, and amending sections 4842 and 4893 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Beginning with the first line of section 1, strike all of said section and the following sections down to and including the last word in line 9 of section 40, and substitute therefor the following:

Section 1. That section 4842 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: Sec. 4842. Judges of the supreme and superior courts, state senators and representatives, and the superintendent of public instruction shall not be considered state officers within the meaning of the provisions of this act relating to first choice and second choice voting. When there are to be elected at any general election one or more judges of the supreme court, or of the superior court of any county, the state superintendent of public instruction, or one or more county or precinct officers, the candidates for each respective office whose names are to be placed on the general election ticket shall be determined as follows: The number of candidates equaling the number of judicial, educational, county or precinct positions to be filled who receive the highest number of votes at the primary election, and an

equal number of candidates for such positions, providing there are such candidates, who receive the next highest number of votes, shall be the candidates for such respective offices, and their names shall appear on the general election ballot under the designation of such respective offices: Provided, however, that where any candidate for any such office shall receive a majority of all votes cast for such office, the name or names of such candidates receiving such majority shall be printed separately on the general election ballot, under the designation, "Vote for.....," and the name or names of no opposing candidate or candidates shall be printed on such ballot in opposition to such candidate or candidates, but spaces equaling the number of such majority candidates shall be left following such name or names, in which the voter may insert the name or names of any person for whom he wishes to cast his ballot. Following the names of such majority candidates for judicial offices, under the designation "Vote for.....," the names of the minority candidates who shall receive the highest number of votes at the primary election, equal to twice the number of the remaining number of places to be filled shall be printed: Provided further, that the secretary of state, or other proper certifying officer, in certifying to the several county auditors of the state the names of candidates for judicial offices shall specify the names of those who have received a majority at such primary election, together with the names of the minority candidates who are entitled to have their names placed upon the official ballot. The names of all candidates for such judicial, educational, county or precinct offices shall appear on the general election ballot under the respective headings: "Non-Partisan Judiciary Ticket," "Non-Partisan Educational Ticket," "Non-Partisan County Ticket," and "Non-Partisan Precinct Ticket." Where a vacancy or other cause shall necessitate the election of a judge for a short term, and at the same election one or more judges are to be elected for the full term, candidates may announce themselves for either the short or full term, and the ballots shall be arranged accordingly. At the primary election there shall be a separate non-partisan ballot for the candidates for nomination for such judicial, educational, county and precinct offices, which shall be printed, delivered, voted and counted as hereinbefore provided for the general primary election ballot, and any voter shall have the privilege of voting such non-partisan ballot alone. The forms of said non-partisan ballots shall be substantially as follows:

NON-PARTISAN JUDICIARY TICKET.

To vote for a person make a cross (X) in the square at the RIGHT of the person for whom you desire to vote.

JUDGES OF THE SUPREME COURT.	Vote for....
John Doe
John Doe
John Doe

JUDGES SUPERIOR COURT.		Vote for....
John Doe
John Doe
John Doe

JUSTICES OF THE PEACE.		Vote for....
John Doe
John Doe
John Doe

NON-PARTISAN SCHOOL TICKET.

To vote for a person make a cross (X) in the square at the RIGHT of the person for whom you desire to vote.

SUPERINTENDENT OF PUBLIC INSTRUCTION.		Vote for one.
John Doe
John Doe
John Doe

NON-PARTISAN COUNTY TICKET.

To vote for a person make a cross (X) in the square at the RIGHT of the person for whom you desire to vote.

COUNTY SHERIFF.		Vote for one.
John Doe
John Doe

COUNTY CLERK.		Vote for one.
John Doe
John Doe

COUNTY AUDITOR.		Vote for one.
John Doe
John Doe

COUNTY TREASURER.		Vote for one.
John Doe
John Doe

COUNTY ATTORNEY.		Vote for one.
John Doe
John Doe

COUNTY ENGINEER.		Vote for one.
John Doe
John Doe

COUNTY CORONER.		Vote for one.
John Doe
John Doe

COUNTY COMMISSIONER, FIRST DISTRICT.		Vote for one.
John Doe
John Doe
COUNTY COMMISSIONER, SECOND DISTRICT.		Vote for one.
John Doe
John Doe
COUNTY COMMISSIONER, THIRD DISTRICT.		Vote for one.
John Doe
John Doe
CONSTABLE.		Vote for one.
John Doe
John Doe
John Doe

Sec. 2. That section 4893 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Sec. 4893. All ballots prepared under the provisions of this chapter shall conform to the following requirements:

First. Shall be of white and a good quality of paper, and the names shall be printed thereon in black ink.

Second. Every ballot shall contain the name of every candidate whose nomination for any office specified in the ballot has been filed according to the provisions of this act and no other names.

Third. All nominations of any party or group of petitioners shall be placed under the title of such party or petitioners as designated by them in their certificate of nomination or petition, and the name of each nominee shall be placed under the designation of the office for which he has been nominated; all nominations for judges of the supreme court, judges of the superior court and justices of the peace shall be placed under a heading "Non-Partisan Judiciary Ticket"; all nominations for superintendents of public instruction and county superintendent of schools shall be placed under a heading, "Non-Partisan School Ticket"; all nominations for county and precinct officers shall be placed under a heading "Non-Partisan County and Precinct Ticket."

Fourth. There shall be a [] at the right of the name of each nominee in which the voter by making a cross shall indicate the nominee for whom he wishes to cast his ballot, and at the right of the constitutional amendments, initiative or referendum measures and other questions submitted to the voters shall be placed squares in which the voter by making a cross can indicate whether he votes for or against such propositions. The size of the type for the designation of the office shall be nonpareil caps; that of the candidates not smaller than brevier or larger than small pica caps, and shall be connected with squares with leaders.

Fifth. The list of candidates of the republican party shall be placed in the first column on the left hand side of the ballot, the

democratic party in the second column, and other parties in the order in which the certificates of nomination have been filed, and above said party tickets shall be the heading, "State Partisan Tickets." At the right of the state party tickets and in the next column shall be placed the non-partisan judiciary ticket with appropriate heading, and the non-partisan school ticket with appropriate heading, and in the next column shall be placed the non-partisan county and precinct ticket with appropriate heading. The line of demarcation between party columns and non-partisan columns shall be an inverted nonpareil rule. If any of the above named parties shall fail to nominate a ticket, the name of such party shall not appear upon the ballot.

Sixth. No candidate's name shall appear more than once upon the ballot: Provided, that any candidate who has been nominated by two or more political parties may, upon a written notice filed with the clerk of the board of county commissioners at least twenty days before the election is to be held, designate the political party under whose title he desires to have his name placed.

Seventh. Under the designation of the office if more than one candidate is to be voted for there shall be indicated the number of candidates to such office to be voted for at such election.

Eighth. Upon each official ballot a perforated line one-half inch from the left-hand edge of said ballot shall extend from the top of said ballot toward the bottom of the same two inches thence to the left-hand edge of the ballot and upon the space thus formed there shall be no printing except the number of such ballot, which shall be upon the back of such space in such position that it shall appear on the outside when the ballot is folded. The county auditor shall cause official ballots to be numbered consecutively beginning with number 1, for each separate voting precinct.

Ninth. Official ballots for a given precinct shall not contain the names of nominees for justices of the peace and constables of any other precinct except in cases of municipalities where a number of precincts vote for the same nominee for justices of the peace and constables and in the latter case the ballots shall contain only the names to be voted for by the electors of such precinct. Each party column shall be two and five-eighths inches wide.

Tenth. On the top of each of said ballots and extending across the party groups there shall be printed instructions directing the voters how to mark the ballot before the same shall be deposited with the judges of election. Next after the instructions and before the party group shall be placed the questions of adopting constitutional amendments or any other question authorized by law to be submitted to the voters of such election. The arrangement of the ballot shall in general conform as nearly as possible to the form hereinafter given.

(FORM OF BALLOT.)

Instructions.—Mark a cross (X) after the name of any candidate for whom you wish to vote and in the proper square to indicate your vote for or against any constitutional amendment initiative or referendum measures and local bond issue or other questions submitted to the voters.

(Here place any constitutional amendment, initiative or referendum measures and local bond issue or other questions to be voted upon.)

PARTISAN STATE TICKET.

REPUBLICAN TICKET.	DEMOCRATIC TICKET.	PROHIBITION TICKET.
PRESIDENTIAL ELECTORS.	PRESIDENTIAL ELECTORS.	PRESIDENTIAL ELECTORS.
Vote for..... John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/>	(In same form.)	(In same form.)
REPRESENTATIVES IN CONGRESS AT LARGE.		
Vote for two. John Doe..... <input type="checkbox"/> John Doe..... <input type="checkbox"/>		
REPRESENTATIVE IN CONGRESS, ....DISTRICT.		
John Doe..... <input type="checkbox"/>		
GOVERNOR.		
John Doe..... <input type="checkbox"/>		

(Followed by other state officers, except judges of the supreme court and superintendent of public instruction; followed by legislative officers.)

NON-PARTISAN JUDICIARY TICKET.

JUDGES OF SUPREME COURT.	JUDGES OF SUPERIOR COURT.	JUSTICES OF THE PEACE.
Vote for.....	Vote for.....	Vote for.....
John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>

NON-PARTISAN SCHOOL TICKET.

STATE SUPERINTENDENT OF PUBLIC INSTRUCTION.	COUNTY SUPERINTENDENT OF SCHOOLS.
Vote for one.	Vote for one.
Jane Doe..... <input type="checkbox"/>	Jane Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>	John Doe..... <input type="checkbox"/>

NON-PARTISAN COUNTY TICKET.

SHERIFF.
Vote for one.
John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>
CLERK.
Vote for one.
John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>
AUDITOR.
Vote for one.
John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>
TREASURER.
Vote for one.
John Doe..... <input type="checkbox"/>
John Doe..... <input type="checkbox"/>

PROSECUTING ATTORNEY.

Vote for one.

- John Doe.....
- John Doe.....

ASSESSOR.

Vote for one.

- John Doe.....
- John Doe.....

ENGINEER.

Vote for one.

- John Doe.....
- John Doe.....

CORONER.

Vote for one.

- John Doe.....
- John Doe.....

COUNTY COMMISSIONERS.

Vote for.....

- John Doe.....
- John Doe.....
- John Doe.....

CONSTABLES OF
.....PRECINCT.

Vote for.....

- John Doe.....
- John Doe.....
- John Doe.....
- John Doe.....

RALPH METCALF, *Chairman.*

We concur in this report: Peter Iverson, Henry H. Wende.

On motion of Senator Metcalf, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments in House bill No. 283, entitled "An act authorizing cities of the second class to create a public fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund;"

Also, the speaker has signed enrolled House bill No. 16, entitled "An act providing for the purchase of a portion of the interstate bridge across Snake river between Clarkston, Wash., and Lewiston, Idaho";

Also, enrolled substitute House bill No. 170, entitled "An act providing for an annual tax levy for the Pacific highway fund";

Also, enrolled House bill No. 474, entitled "An act relating to the use of voting machines," etc.;

Also enrolled House joint memorial No. 12, "Relating to the taxation of unsurveyed lands."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House joint memorial No. 12, House bill No. 474, substitute House bill No. 170, and House bill No. 16.

On motion of Senator Cotter, House bill No. 387 was referred to committee on state, granted, school and tide lands.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 242, entitled "An act relating to the admission of persons to soldiers' homes and amending section 8910 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, W. C. McCoy.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred Senate bill No. 380, entitled "An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of

bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Session Laws of 1911”;

Also, enrolled Senate bill No. 61, entitled “An act relating to weights and measures, establishing standards therefor, providing for the enforcement thereof, prescribing penalties for the violation of this act, and repealing sections 9511 to 9523, inclusive, of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also, enrolled Senate bill No. 68, entitled “An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7221, 7224, 7225, 7228 and repealing section 7195 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also, enrolled Senate bill No. 367, entitled “An act granting to Lewis county the property held by the state for the Southwest Washington Fair Association, creating a commission for the control and management of the same, and authorizing the counties within such association to take part in and make appropriations for the support of fairs and exhibitions held thereon by such association, and repealing sections 3012-3021, inclusive, of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also, enrolled Senate bill No. 151, entitled “An act relating to the payment by the state, counties, cities and towns of premiums or charges for surety bonds given by elective or appointive officers thereof, and amending section 194 of chapter 49, Session Laws of 1911, and validating certain payments heretofore made”;

Also, enrolled Senate bill No. 13, entitled “An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and superintendents of public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof, and submitting this act to the voters of the state for ratification or rejection;”

Also, enrolled Senate concurrent resolution No. 17, “Relating to the introduction of certain bills”;

Also enrolled Senate bill No. 152, entitled “An act relating to the improvement of streets and highways and providing for the payment of the cost thereof by the assessment of property specially benefited and by counties and cities or towns,”

—have compared same with the engrossed bills and original bill and original resolution and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, Harry Rosenhaupt.

Senator Jackson stated he had compared enrolled Senate bill No. 61 with the original bill and found same correctly enrolled. Senator Allen made the same statement relative to

Senate bill No. 68; Senator Leonard relative to Senate bill No. 367; Senator McGuire relative to Senate bill No. 151; Senator Collins relative to Senate bill No. 13, Senator Allen relative to Senate concurrent resolution No. 17; Senator Phipps relative to Senate bill No. 152, and Senator Carlyon relative to Senate bill No. 380.

The president signed Senate bills Nos. 61, 68, 367, 151, 13, 152, 380, and Senate concurrent resolution No. 17.

The hour of 2 o'clock having arrived, the Senate took up for consideration Senate bill No. 405, which had been made a special order for that time.

On motion of Senator Flummerfelt, the Senate resolved itself into a committee of the whole to consider Senate bill No. 405.

The bill was considered in the committee of the whole, Senator Metcalf in the chair, and reported back to the Senate with the recommendation that the bill do pass with the following amendments:

In section 1, line 17 of the original bill, after the word "use" strike the balance of the section and insert in lieu thereof the following: "Any riparian proprietor having the right to use the waters of any stream or lake shall, within two years after this act takes effect, file with the hydraulic engineer a statement and claim describing the land owned by such riparian proprietor, the quantity thereof which he claims may be irrigated from such stream or lake, together with the name and general location of the stream, and a statement of the quantity of water which he claims is necessary for the proper and economical irrigation of such land, and the filing of such claim shall preserve to such riparian proprietor all the rights specified in such claim until such time as in the proceedings hereinafter provided shall have been taken, and the rights to the use of such water and the extent thereof decided and determined. The same proceedings shall be had in regard thereto as are provided in this act for the determination of other rights."

In section 2, line 1, page 2 of the original bill, after the word "exist" add the following: "No riparian proprietor shall be deprived by the passage of this act of the use of any water for irrigation to which he would otherwise be entitled until he has been duly notified in the manner elsewhere provided in this act to appear and file the claim provided for by section 1 of this act and has failed for twenty days thereafter to so appear and file such claim."

In section 4, line 27 of the original bill, after the word "along" insert the following: "and within the channel and boundaries of."

In section 45, line 7, page 26 of the original bill, after the word "waters" insert the following: "except of a riparian proprietor who has filed his claim in accordance with the provisions of this act."

On motion of Senator Metcalf, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 405 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Chappell, Cotter, Davis, Fairchild, French, Hall, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Wende, White—27.

Voting nay were: Senators Flummerfelt, Hammer, Piper, Steiner—4.

Absent or not voting were: Senators Brown, Campbell, Carlyon, Collins, Espy, Jackson, McGuire, Stephens, Sutton, Troy, Weatherford—11.

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

Senate bill No. 88, by Senator Metcalf, entitled "An act for the protection of game birds, water fowls, shore birds, deer, and gray squirrels in certain designated territory in the State of Washington, to prevent firing of rifles in said territory, providing punishment for the violation thereof and amending chapter 84 of the Session Laws of 1911 (approved March 14, 1911)," was read third time.

On motion of Senator Metcalf, the bill was amended by inserting the words "Sequalitchew lake" after the words "American lake," in section 1, line 21 of the original bill.

On motion of Senator Jensen, the bill was amended by inserting the word "or" between the words "birds" and "deer," in section 1, line 12 of the original bill, and by striking the words "or grey squirrel" in same section and line.

The secretary called the roll on final passage of Senate bill

No. 88, and it passed the Senate, as amended, by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Metcalf, McCoy, Nichols, Piper, Rosenhaupt, Scott, Steiner, Wende, White—26.

Absent or not voting were: Senators Anderson, Brown, Campbell, Carlyon, Espy, Imus, Jackson, Leonard, McGuire, Phipps, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford—16.

On motion, the title was amended by inserting the word “and” after “shore birds,” and by striking the words “and gray squirrels,” and the amended title was ordered to stand as the title of the act.

On motion of Senator Piper, 5,000 copies of the Lincoln memorial address were ordered printed.

On motion of Senator Collins, Senate bill No. 396 was stricken from the calendar.

Senate bill No. 422, by committee on commerce and manufactures, entitled “An act relating to electrical construction and the maintenance and use of electric wires, apparatus and appliances, and providing penalties for the violation thereof,” was read third time.

On motion of Senator Fairchild, the bill was amended by striking the figures “26, 29, 20 and 31 and 32” in line 22, section 3 of the original bill, and substituting therefor the figures “20, 24, 26, 29, 30, 31 and 32.”

On motion of Senator Rosenhaupt, section 7 was stricken.

The secretary called the roll on final passage of Senate bill No. 422 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper,

Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Anderson, Brown, Cotter, Espy, Iverson, Jackson, Phipps, Shaefer—8.

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

On motion of Senator Fairchild, the rules were suspended and Senate bill No. 422 was ordered transmitted to the House immediately.

The secretary read the majority and minority reports on Senate bill No. 90.

On motion of Senator White, the majority report was adopted.

Senate bill No. 90, by Senator White, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner and agent thereof," was read third time.

On motion of Senator White, the bill was amended by substituting the word "may" for the word "shall" in section 3, line 22 of the original bill. And also same amendment in line 26 of section 3 of the original bill.

On motion of Senator Imus, the bill was amended by substituting the word "may" for the word "shall" in line 14, section 5 of the original bill.

On motion of Senator Nichols, the bill was amended by striking the word "defendant," the last word in section 6, and substituting therefor the words "person owning such property prior to said sale."

Senator Nichols moved to amend the bill by striking section 8 from the bill.

The amendment failed to carry.

Senator Allen moved to amend the bill by striking the words "or any citizen of the county" in section 2, lines 20 and 21 of the original bill.

The motion failed to carry.

Senator Sharpstein moved that the Senate take a recess until 8 o'clock this evening.

The motion was lost.

Senator Imus moved to amend the bill by inserting the word "continuously" after the word "conducted" in line 15, section 1 of the original bill.

The amendment was lost.

The secretary called the roll on final passage of Senate bill No. 90 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Steiner, Sutton, Weatherford, Wende, White—29.

Those voting nay were: Senators Allen, Campbell, Collins, Hall, Nichols, Piper, Rosenhaupt, Sharpstein, Stephens, Troy—10.

Absent or not voting were: Senators Brown, Jackson, Shafer—3.

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

At 6:45 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-FOURTH DAY**MORNING SESSION.**

SENATE CHAMBER,
OLYMPIA, WASH., Friday, March 7, 1913.

The Senate was called to order at 10:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. C. A. Bowen, of Olympia, offered prayer.

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

On motion of Senator Cotter, the reading of yesterday's journal was dispensed with, and it was approved.

MESSAGE FROM THE SECRETARY OF STATE.

STATE OF WASHINGTON—DEPARTMENT OF STATE
OFFICE OF THE SECRETARY.

OLYMPIA, WASH., March 5, 1913.

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

MY DEAR SIR: I have the honor to transmit herewith, certified copy of joint resolution of the Senate and House, of the legislature of the State of Maine, re protection of migratory game and insectivorous birds.

Certified copy of Senate joint resolution No. 43, of the State of Tennessee, in re polygamy.

Certified copy of joint resolution of Senate and House, of the State of Vermont, for federal protection of migratory game birds.

In testimony whereof I have hereunto set my hand and affixed hereto the seal of the State of Washington. Done at Olympia this fifth day of March, A. D. 1913.

I. M. HOWELL, *Secretary of State.*

On motion of Senator Allen, the resolutions enclosed with the foregoing communication were ordered referred to the committee on memorials.

Senator Cotter moved the adoption of the following resolution:

SENATE CONCURRENT RESOLUTION No. 18.

By Senator White:

Be It Resolved, By the Senate of the State of Washington, the House concurring, that consent be given to the introduction of a bill relating to the time of taking effect of laws passed during the Session of 1913 of the legislature of the State of Washington relating to the size and capacity of berry boxes.

The secretary called the roll and Senate concurrent resolution No. 18, was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, White—36.

Absent or not voting were: Senators Hewitt, Jackson, Piper, Troy, Wende, Brown—6.

Senator Iverson moved the adoption of the following resolution:

SENATE CONCURRENT RESOLUTION No. 19.

Resolved, By the Senate, the House of Representatives concurring, that consent be and is hereby given to the introduction in the Senate of a bill granting to the United States certain tide lands in the vicinity of Keyport for a torpedo station.

The secretary called the roll and Senate concurrent resolution No. 19 was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford—32.

Absent or not voting were: Senators Brown, Espy, Hewitt, Imus, Jackson, Metcalf, Piper, Troy, Wende, White—10.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred House bill No. 505, entitled "An act making an appropriation from the accident fund created by chapter 76 of the Laws of 1911 for the purposes to which said fund may be applied," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

D. S. TROY, *Chairman*.

We concur in this report: D. A. Scott, E. L. French, A. W. Anderson, P. H. Carlyon, R. A. Hutchinson, D. Landon.

On motion of Senator Troy, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on appropriations, to whom was referred House bill No. 353, entitled "An act making appropriation for the construction of a women's building for the University of Washington at Seattle, Washington, and for furnishing and equipment therefor," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

We concur in this report: D. A. Scott, Dan Landon, Geo. U. Piper, E. L. French, P. H. Carlyon.

On motion of Senator Scott, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on counties and county boundaries, to whom was referred engrossed House bill No. 407, entitled "An act to amend section 4047, 4048 and 4049 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that be placed on general file.

JOHN E. CHAPPELL, *Chairman*.

We concur in this report: Harry Rosenhaupt, Henry H. Wende, Oliver Hall.

On motion of Senator Chappell, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on state penal and reformatory institutions, to whom was referred House bill No. 235, entitled "An act relating to the commitment of persons to the Washington state training school, and to their discharge therefrom," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

J. E. LEONARD, *Chairman*.

We concur in this report: E. Milton Stephens, Frank C. Jackson, W. Fairchild, W. C. McCoy.

On motion of Senator Leonard, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on medicine, dentistry, surgery and hygiene, to whom was referred Senate bill No. 304, entitled "An act relating to the regulation of the practice of mechano-therapy, suggestive therapy, chiropractic, naturopathy and physcultopathy in the treatment of the sick and afflicted in the State of Washington, and to appoint a board of health examiners for such regulation and to license drugless physicians and manipulative ortheopedic surgeons; to punish all persons violating the provisions of this act, and to repeal all acts and parts of acts inconsistent herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Amend the title by striking the words "mechano-therapy, suggestive therapy, chiropractic, naturopathy and physcultopathy" and insert in lieu thereof the words "drugless healing as practiced."

In section 1, lines 2, 3 and 4 of the printed bill, the same being lines 14, 15 and 16 of the original bill, strike the words "who shall be appointed as follows: Two mechano-therapists, two suggestive therapists, two chiropractors and one physcultopath."

In section 1, line 22 of the printed bill, the same being section 1, line 17, page 2 of the original bill, strike the words "in mechano and psycho therapeutics."

In section 3, lines 13 and 14 of the printed bill, the same being lines 19 and 20 of the original bill, strike the words "symptomayology, urinalysis" and the words "hydrotherapy, electrotherapy, gynecology, obstetrics, pyhchology" and insert the word "hygiene" after the word "dietics" in line 13, printed bill, same being line 19 of the original bill.

Section 3, line 16 of the printed bill, the same being section 3, line 23 of the original bill, strike the words "mechano or psycho therapeutics" and insert in lieu thereof the words "drugless healing."

In section 4, lines 2 and 3 of the printed bill, the same being section 4, line 8 of the original bill, strike the words "mechano or psycho therapeutics" and insert in lieu thereof the words "drugless healing."

PEDER JENSEN, *Chairman*.

I concur in this report: W. J. Sutton.

On motion of Senator Jensen, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 269, entitled "An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 2, of the printed bill, same being section 1, line 2, of the original bill, before the word "lands" insert the word "timbered," and insert after the said word "lands" the words ", no portion of which is occupied for farming purposes by the owner thereof," including comma preceding and comma succeeding.

In the title insert before the word "lands" the word "timbered," and insert after said word "lands" the words ", no portion of which is occupied for farming purposes by the owner thereof," including comma preceding and comma succeeding.

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: A. H. Imus, Geo. W. Shaefer, Ralph Metcalf, John L. Sharpstein, Harve H. Phipps, Henry H. Wende.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on banks and banking, to whom was referred Senate bill No. 371, entitled "An act providing for the formation and carrying on of co-operative banking associations or societies," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

In line 1, section 10, of the printed bill, the same being in lines 1 and 2 of the original bill, strike the words "regularly called special meeting" and insert in lieu thereof the words "special meeting regularly called," and in line 4, section 10, of the printed bill, the same

being in line 21 of the original bill, strike the word "reserve" and insert in lieu thereof the words "surplus or undivided profits."

Strike all of section 11 and insert in lieu thereof: "Sec. 11. Any association organized under this act may establish a branch co-operative bank: *Provided*, That it shall not own more than one-fifth of the stock in such branch bank and the remainder of the stock of such branch co-operative bank to be owned by not less than twenty persons, no one of whom shall own more than one-fifth of the entire stock of such bank: *Provided further*, That in no event shall the total stock of such co-operative branch bank be less than \$2,500.00 fully paid up."

Strike all of section 12 and insert in lieu thereof the following: "Section 12. Any branch co-operative banking association shall be organized and operated in conformance to the provisions of this act."

In line 2 of section 13 of the printed bill, the same being in line 3 of the original bill, after the word "sent" insert the word "by."

In line 4 of section 14 of the printed bill, the same being in line 30 of the original bill, strike the word "before" and insert in lieu thereof the word "upon."

In line 1 of section 15 of the printed bill, the same being in line 2 of the original bill after the word "distributed" insert the words "annually or oftener" and in line three of the printed bill, the same being in lines 7 and 8 of the original bill, after the word "prescribe" insert a period in lieu of the comma and strike the words "which shall not be less than one year."

In line 5 of section 17 of the printed bill the same being in line 19 of the original bill after the word "co-operative" insert the words "bank or co-operative banking."

In section 18 in line 2 of the printed bill, the same being in line 24 of the original bill, strike the word "thereof" and insert the word "hereof."

In section 21 in line 2 of the printed bill, the same being in line 8 of the original bill, after the word "Washington" insert the words "pertaining to banks or banking."

Add a new section which will be section 22 and read as follows: "Sec. 22. Nothing herein contained shall repeal any act or acts relating to banks or banking except as to co-operative banks established under this act."

Renumber sections so that 21 is number 20, 22 is number 21, and 20 is number 22.

E. M. STEPHENS, *Chairman.*

We concur in this report: J. C. Weatherford, J. E. Leonard.

On motion of Senator Stephens, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on printing, to whom was referred Senate bill No. 351, entitled "An act creating and regulating a bureau to be known as a bureau of photography, engraving and blue-printing," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike the title and substitute therefor the following:

"An act relating to public printing and amending section 8618 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Strike all after the enacting clause and substitute therefor the following:

Section 1. That section 8618 of Remington and Ballinger's Annotated Codes and Statutes of Washington be and the same hereby is amended to read as follows:

Section 8618. The public printer shall print and bind the Session Laws, the journals of the two houses of the legislature, all bills, resolutions, documents and other printing and binding of either the Senate or House, as the same may be ordered by the legislature; and all forms blanks, record books and printing and binding of every description required by all state officers, boards, commissions and institutions and the supreme court and officers thereof, as the same may be ordered on requisition, from time to time by the proper authorities; Provided, This act shall not apply to the printing of the supreme court reports. And provided further, That it is not the intent of this act that the public printer should furnish stationery, blanks, blank books or other merchandise usually kept in stock and for sale by stationery stores.

A. MCGUIRE, *Chairman*.

We concur in this report: Ralph Metcalf, Pliny L. Allen.

On motion of Senator McGuire, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your committee on game, to whom was referred engrossed House bill No. 404, entitled "An act relating to the protection, propagation, introduction, purchase, and restoration of game birds, game animals, and game fish, creating county game commissioners, creating the office of county game wardens, relating to licenses for hunting and fishing, fixing the season for the taking, regulating the transportation and possession of game animals, game birds and game fish, providing penalties and repealing sections 5323, 5327, 5328, 5333, 5337, 5354, 5356, 5361, 5362, 5363, 5364, 5365, 5367, 5371, 5372, 5379, 5380, 5384, 5385 and

5389 of Remington and Ballinger's Annotated Codes and Statutes of Washington and all other laws in conflict herewith," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike section 1 and insert in lieu thereof the following:

"Section 1. A county game commission is hereby created, the said game commission to consist of three residents of each county, and there shall be a county game commission for each county in this state."

Strike section 2 and insert in lieu thereof the following:

"Section 2. There shall be appointed by the governor a chief game warden who shall reside west of the Cascade mountains and a chief deputy game warden who shall reside east of the Cascade mountains. The chief game warden and chief deputy game warden shall each receive not to exceed the sum of eighteen hundred dollars (\$1800.00) per year and their necessary traveling expenses while engaged in their official duties, to be paid out of the money received from the state game and fishing licenses to be collected under the provisions of the laws of this state, provided there are sufficient funds received into the state game fund hereafter created with which to make such payments. Traveling expenses shall be first paid, and if there is not sufficient money to pay the full salaries hereby provided for the funds in said fund shall be paid pro rata to the said chief game warden and chief deputy game warden. The county game commission shall be appointed on the recommendation of the board of county commissioners of each county and the appointment of such commissioners for all counties west of the Cascade mountains shall be made by the chief game warden, and the appointment of all game commissioners east of the Cascade mountains shall be made by the chief deputy game warden. The said appointments shall be made upon the recommendation of the county commissioners, but in case the county commissioners fail to recommend such county game commissioners for appointment upon the request of said state game wardens within ten days after written notice so to do, then and in that case the chief game warden may appoint in counties west of the Cascade mountains, and the chief deputy game warden may appoint for counties east of the Cascade mountains. The game commission for each county shall appoint a county warden. Each county warden shall receive a salary of not less than twenty-five dollars (\$25.00) per month nor more than one hundred and twenty-five dollars (\$125.00) per month, the amount of which shall be fixed by the county game commission of each county and shall be paid solely out of the money received from county game licenses and fines, and no salary shall be fixed by said commission in excess of the amounts of the receipts herein provided for. The county game warden and the chief deputy game warden shall have general supervision and control of the county game wardens and county deputy wardens, and may transfer them or official

business from one county to another whenever in their judgment it is advisable so to do."

Strike section 3 and insert in lieu thereof the following:

"Section 3. It shall be the duty of each county warden to make a report annually to the state game warden or the chief deputy game warden, in whose jurisdiction he may reside, and the chief deputy game warden shall make a report annually to the chief game warden, and the chief game warden shall bi-annually make a report to the governor of the state, which said report shall contain all the information concerning the acts of the county game wardens, and all such other acts connected with the enforcement of the game laws as may come to his notice. The chief game warden and the chief deputy game warden, the game commissions and the county wardens shall have jurisdiction to enforce all of the laws of the state relating to game birds, game animals and game fish. The county game commission shall have an office in the office of the county commissioners at the county seat."

Strike section 4.

Change the number of section 5 to section 4.

Strike all of article 4½ of said section 5.

Change section 6 to read section 5.

Strike all of section 7.

Change section 8 to read section 6.

Change section 9 to read section 7.

At the beginning of the paragraph, line 2 of section 9, insert the words "The state game warden."

In line 9 of section 9 of the printed bill, the same being line 14 of section 9 of the engrossed bill, before the words "The county game" insert the words "The state game wardens."

Change section 10 to read section 8.

Change section 11 to read section 9.

Change section 12 to read section 10.

At the beginning of the paragraph, line 2 of said section 12, insert the words "The state game wardens or."

At the end of line 7 of section 12 of the printed bill, the same being line 11 of section 12 of the engrossed bill, after the word "permit" insert the words "the state game wardens."

Change section 13 to read section 11.

In section 13, line 5 of the engrossed bill, the same being line 4 of section 13 of the printed bill, after the word "contraband" insert the words "The state game wardens."

Change section 14 to read section 12.

In line 7 of section 14 of the printed bill, the same being line 10 of section 14 of the engrossed bill, after the word "nuisance" insert the words "The state game wardens,"

Change section 15 to read section 13.

At the beginning of the paragraph, line 2 of section 16, insert the words "The state game wardens,"

Change section 16 to read section 14.

Change section 17 to read section 15.

Change section 18 to read section 16.

Change section 19 to read section 17.

Change section 20 to read section 18.

In line 2 of section 20, after the word "obstruct" insert the words "the state game wardens,"

In line 4 of section 20 of the printed bill, the same being line 5 of section 20 of the engrossed bill, after the word "said" insert the words "the state game wardens,"

In line 8 of section 20 of the printed bill, the same being line 11 of the engrossed bill, after the word "misdemeanor" insert the words "the state game wardens,"

Change section 21 to read section 19.

At the beginning of the paragraph, line 2 of section 21, insert the words "The state game wardens,"

In line 2 of section 22, after the word "obstruct" insert the words "the state game wardens,"

Change section 22 to read section 20.

Change section 23 to read section 21.

In line 13 of section 23 of the printed bill, the same being line 20 of section 23 of the engrossed bill, after the words "provided that" insert the words "the state game wardens,"

Change section 24 to read section 22.

Change section 25 to read section 23.

Change section 26 of the engrossed bill and the second section numbered 25 in the printed bill, to read section 24.

Change section 27 of the engrossed bill, and section 26 of the printed bill to read section 25.

In line 39 of section 27 of the engrossed bill strike the word "lawful" and substitute therefor the word "unlawful."

In line 40 of section 27 of the engrossed bill, after the word "pheasant" strike the words "during the month of October" and insert in lieu thereof the words "except from the first day of October to the 15th day of October."

In line 41 of section 27 of the engrossed bill, strike the word "only."

In line 53 of section 27 strike the words "grouse" and "prairie chicken."

At the end of section 27 of the engrossed bill add the following:

"And provided further, that it shall be unlawful after the passage of this act for any person to take or kill within the state of Washington any sage grouse, commonly known as sage hen; any bandtailed pigeon, commonly known as wild pigeon, or any wood duck (aix sponsa). And in the counties of Whatcom, Skagit, Snohomish, King,

Pierce, San Juan and Island, to take any ruffed grouse, commonly known as native pheasant.

In section 27, line 17, strike the words "sage hen."

In section 27, line 18, after the word "November and the" strike the word "1st" and insert in lieu thereof the word "fifteenth."

In line 3 of section 27 strike the word "grouse."

In line 55 of section 27 of the engrossed bill after the figures "1915" insert the following: "Provided, however, that in all counties of the state lying west of the summit of the Cascade mountains blue grouse may be killed during the last fifteen days of the month of September."

In line 11 of section 27 of the printed bill, the same being line 17 of section 28 of the engrossed bill, strike the word "twenty" and insert in lieu thereof the word "twenty-five."

Change section 28 of the engrossed bill, the same being section 27 of the printed bill, to read section 26.

Change section 29 of the engrossed bill, the same being section 28 of the printed bill, to read section 27.

In section 29, line 4, strike the words "wood duck."

In section 29, line 2, after the words "who shall" insert the words "within the State of Washington."

In line 13 of section 29 of the engrossed bill, after the word "year" strike the words "provided, however," and strike the lines 14, 15, 16 and 17, in the same section.

Strike section 30 of the engrossed bill, the same being section 29 of the printed bill, and insert in lieu thereof the following:

"Section 28. Every person who shall, in the State of Washington, during the season when it is lawful to hunt the same, kill more than twenty (20) ducks, geese, or brant, in any one week, shall be guilty of a misdemeanor, it being the intention hereof to limit bags in any one week to twenty of the above mentioned birds, no matter how many varieties of those birds are included in said bag; and for the purposes of the this act the week shall be deemed to begin at midnight on Wednesday night, and any person violating the provisions of this act shall be guilty of a misdemeanor."

Change section 31 of the engrossed bill, the same being section 30 of the printed bill, to read section 29.

Change section 32 of the engrossed bill, the same being section 32 of the printed bill, to read section 30.

Change section 33 to read section 31.

Change section 34 to read section 32.

Change section 35 to read section 33.

In line 2 of section 35 after the word "shall" insert the words "within the State of Washington."

Strike all of sections 36, 37, 38, 39 and 40, and insert in lieu thereof the following:

"Section 34. There is hereby established a fund to be known as the state game fund which shall consist of all moneys received for

state hunting and game fish licenses, and all such other sums as the legislature may from time to time appropriate and set aside for the purposes provided for in this act. Said state game fund shall also consist of ten per cent. of all moneys received by the county officers for county hunting and game fish licenses, and from fines and costs which shall be paid into the state treasury, and constitute a part of said state game fund, said payments to be made quarterly on the last day of each quarter of the year, beginning with the first day of March. Such state game fund shall be used for the payment of the salaries and expenses of the state game wardens provided for by this act, and their necessary traveling and office expenses, and for propagation, protection, introduction, purchase and distribution of any game, animals, birds or fishes. Ninety per cent. of all moneys received in any county from the sale of county hunting and game licenses, and from fines and costs, shall be expended in the said county from which the same are collected, and shall be so spent in the payment of salaries and expenses of the county game wardens or special deputies appointed in said county by the county game commission, and for the protection, introduction, propagation and purchase of animals, birds and game fishes in said county, and in the enforcement of the game and game fish laws within said county from which said moneys are received. All payments made under the provisions of this act shall be made by warrant in the usual manner, and shall be audited by the state and county officers in the same manner as other claims against the State of Washington and the various counties are audited."

"Section 35. It shall be unlawful for any person to hunt, pursue, catch, kill or take any of the game animals, game birds or game fish protected by the laws of this state during the season when it is lawful to hunt, pursue, take or kill the game without such person having procured before the time of such hunting, pursuing, catching or killing, a hunting or fishing license therefor duly issued to him by the county or state authorities.

The licenses provided for in this act shall be issued by the county auditors of the respective counties, and shall be as follows:

(a) A resident of this state may obtain a hunting and fishing license by paying the county auditor the sum of one dollar (\$1.00) which shall entitle the holder thereof to hunt or fish within the county where such license is issued until the first day of March next following the date of its issuance, at any time when it is otherwise lawful to hunt or fish.

(b) Any person who is a resident of this state may obtain from any county auditor a state hunting and fishing license by the payment of five dollars (\$5.00), which license shall entitle the holder thereof to hunt and fish in any part of the state until the first day of March next following the date of its issuance, whenever it is otherwise lawful to hunt or fish within said state.

(c) A non-resident of the State of Washington may obtain a

hunting and fishing license by paying to the county auditor the sum of ten dollars (\$10.00), which shall entitle the holder thereof to hunt and fish in any county in the state up to and including the first day of March next following the date of its issuance, when it would otherwise be lawful to hunt or fish in said county.

(d) Provided, however, that a county fishing license shall entitle the holder thereof to fish on either side of any stream or river, when the said stream or river shall constitute the boundary between two counties.

(e) The county auditor shall, upon application and the payment of two dollars (\$2.00), issue to any non-resident of this state a license to take, catch or kill, any game fish in any lawful manner within the county where the license is issued, whenever it is lawful to take, kill or catch any game fish.

(f) Licenses issued under the provisions of this act shall be non-transferable, and any person hunting or fishing shall, upon demand of any warden, or deputy warden, exhibit his license, and a failure or refusal to exhibit such license shall be prima facie evidence that such person has no license.

(g) Any person hunting or fishing without having obtained the license herein provided for, or doing any other act which is by this act declared to be unlawful, in cases where no other specific penalty is provided, shall be guilty of a misdemeanor.

(h) Provided, however, that nothing in this act shall prevent any woman or minor under the age of sixteen (16) years, who is an actual resident of this state, from fishing at any time when it is otherwise lawful to fish.

In the last line of section 35 of the engrossed bill, before the word "misdemeanor" insert the word "gross."

"Section 36. In applying for any license under this act the applicant shall make a written application which shall describe the applicant as to age, weight, height and complexion, and the license issued shall contain the said description as contained in said application, and in all cases other than that of a non-resident the application shall be accompanied by a statement to the effect that he is a resident of the State of Washington, his place of residence, and any person who falsely states that he is a resident of the State of Washington when he is not such, shall be guilty of a misdemeanor."

Change section 41 to read section 37.

Change section 42 to read section 38.

Change section 43 to read section 39.

Strike section 44.

Change section 45 to read section 40.

Change section 46 to read section 41.

Change section 47 to read section 42.

Change section 48 to section 43.

Change section 49 to read section 44.

In line 3 of section 49, after the word "trout" insert the words "or bass," and in line 4 of said section, after the words "in length" strike the words "or any bass which are less than nine inches in length."

Change section 50 to read section 45.

Change section 51 to read section 46.

Change section 52 to read section 47.

Change section 53 to read section 48.

Change section 54 to read section 49.

Change section 55 to read section 50.

Strike section 56.

Strike section 57.

Change section 58 to read section 51.

Change section 59 to read section 52.

Change section 60 to read section 53.

Amend the title by inserting after the word "creating" in line 3 of the engrossed bill, the words "a chief game warden and a chief deputy game warden."

JOS. COLLINS, *Chairman*.

We concur in this report: John L. Sharpstein, John E. Campbell, Harve H. Phipps.

On motion of Senator Collins, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner and agent thereof," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman*.

We concur in this report: John E. Chappell, W. C. McCoy.

MESSAGES TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 5, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments to re-engrossed House bill No. 207, entitled "An act relating to insurance, and amend-

ing sections 79 and 84 of chapter 49 of the Laws of 1911," with the exception of the following:

In section 83, paragraph (2) Marine insurance, *being* ocean and inland *transportation* risks, but not including any other casualty insurance as hereinafter provided.

In section 84, paragraph (2) Marine insurance company. Qualifications. No stock insurance company shall make insurance in this state under class two of section eighty-three without having a capital stock of at least one hundred thousand dollars fully paid and a surplus of not less than fifty thousand dollars, nor shall such company make insurance in this state in any other of said classes of insurance except in class one; nor make insurance in class one without having additional capital of at least two hundred thousand dollars, and asks the Senate to recede therefrom.

C. R. MAYBURY, *Chief Clerk of House.*

HOUSE CHAMBER,

OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

The House refuses to concur in Senate amendments to House bill No. 379, entitled "An act relating to the improvement and maintenance to public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14 of chapter 35 of the Laws of 1911," and asks the Senate to recede therefrom."

Also, the House has concurred in Senate amendments to House bill No. 523, entitled "An act to facilitate the operation of the provisions of section 1 of article 2 of the Constitution, relating to the initiative and referendum, to prevent fraud, providing penalties for the violation thereof, etc., with the exception of the following:

In line 3, section 31, of the printed bill, the same being line 30 of page 20 of the engrossed bill, substitute the words "knowing that" for the word "when," and in the same line insert the word "knowingly" before the word "make."

In line 6, section 31, of the printed bill, the same being line 2, of page 21 of the engrossed bill, strike the word "felony" and substitute the words "gross misdemeanor."

In line 7, section 5, of the printed bill, the same being line 20 of page 3 of the engrossed bill, strike the word "felony" and substitute the words "gross misdemeanor;"

And asks the Senate to recede therefrom.

Also, the House has passed Senate concurrent resolution No. 19, "Relating to a bill granting to the United States certain lands for torpedo station;"

Also, engrossed Senate bill No. 106, entitled "An act establishing a state trade school, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof," with the following amendments: Amend title by inserting after the word "school" in the first line the words "or schools."

In section 5, line 19, strike the word "or" and insert the word "and;"

Also, engrossed Senate bill No. 212, entitled "An act relating to liens for service of sires and amending section 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington, with the following amendment: Strike "from and after the passage of this act" in line 1 of printed bill;"

Also, the Speaker has signed enrolled Senate bill No. 13, entitled "An act to establish a retirement fund to be used in payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals and superintendents of the public schools in the State of Washington," etc.;

Also, enrolled Senate bill No. 61, entitled an act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act, and repealing sections 9511 to 9523, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 68, entitled "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 151, entitled "An act relating to the payments by the state, counties, cities and towns of premiums or charges by surety bonds given by elective or appointive officers thereof, and amending section 194 of chapter 49, Session Laws of 1911, and validating certain payments heretofore made;"

Also, enrolled Senate bill No. 152, entitled "An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefitted and by the counties and cities or towns;"

Also, enrolled Senate bill No. 367, entitled "An act granting to Lewis county the property held by the State for the Southwest Washington Fair Association, creating a commission for the control and management of the same," etc;

Also, enrolled Senate bill No. 380, entitled "An act relating to the construction of public buildings at the state capital, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the Session Laws of 1911;"

Also, enrolled Senate concurrent resolution No. 17, consenting to the introduction in the Senate of certain bills;"

Also, enrolled House bill No. 393, entitled "An act relating to the purchase, construction, maintenance, control and operation of bridges in this state and between this state and adjoining states, counties, cities, and towns, and providing for the co-operation of the said counties,

cities and towns in this state with each other and with the United States," etc;

Also, enrolled House bill No. 535, entitled "An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the states of Washington and Idaho, near the town of Newport, Washington, and making an appropriation therefor."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 393 and 535.

Senator Campbell moved that the Senate do concur in the House amendments to Senate bill No. 106.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 106, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Hall, Hammer, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Weatherford, Wende—28.

Absent or not voting were: Senators Brown, Cotter, Flummerfelt, French, Hewitt, Hutchinson, Imus, Jackson, Metcalf, Phipps, Piper, Sharpstein, Troy, White—14.

Senator McCoy moved that the Senate do concur in the House amendments to Senate bill No. 212.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 212 by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Carlyon, Chappell, Davis, Espy, Flummerfelt, French, Hall, Hutchinson, Iverson, Jensen, Landon, Leonard, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—29.

Absent or not voting were: Senators Brown, Campbell, Collins, Cotter, Fairchild, Hammer, Hewitt, Imus, Jackson, Metcalf, McGuire, Piper, White—13.

Senator Allen moved that the Senate do not recede from its amendments to re-engrossed House bill No. 207, and that a conference committee be appointed to act on the bill.

The motion carried.

The president appointed Senators Allen, Flummerfelt and Hall as a conference committee on House bill No. 207.

Senator Nichols moved that the Senate do not recede from its amendments to House bill No. 379 and that a conference committee be appointed.

The motion carried.

The president appointed as a conference committee on House bill No. 379, Senators Nichols, Sharpstein and McGuire.

Senator Metcalf moved that the Senate refuse to recede from its amendments to House bill No. 523 and that a conference committee be appointed.

The motion carried.

The president appointed as a conference committee on House bill No. 523 Senators Metcalf, Wende and Phipps.

GENERAL FILE.

Senate bill No. 32, by Senator Nichols, entitled "An act relating to prices of commodities sold for delivery in the State of Washington, or for shipment into the state for delivery therein," was read third time.

The president called Senator Allen to the chair.

A call of the Senate was moved by Senator Nichols, seconded by Senators Espy and Jensen.

The motion carried, and the sergeant-at-arms locked the doors of the Senate chamber.

The secretary called the roll; those absent were Senators Jackson (excused), Hewitt and Piper.

The secretary called the roll on final passage of Senate bill No. 32, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Davis, Fairchild, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, Nichols, Phipps, Piper, Scott, Wende, White—23.

Those voting nay were: Senators Allen, Carlyon, Collins, Cotter, Espy, Flummerfelt, French, Leonard, McGuire, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford—17.

Absent or not voting were: Senators Hewitt, Jackson—2.

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

The president resumed the chair.

On motion of Senator Nichols, the call of the Senate was dissolved.

Senate bill No. 246, by Senator Campbell, entitled "An act prohibiting the compulsory boarding of employes, providing for an additional amount to stipulated wage for board obtained away from employer's boarding house and providing a penalty for violation of the act," was read third time.

On motion of Senator Campbell, the bill was amended by striking section 2 and substituting therefor the following:

"Section 2. Whenever any person, firm, association or corporation pays his or its employes on the basis of a stipulated sum per month, or day, and board furnished in his or its boarding house, and any employe shall board away from the employer's boarding house, the employer shall pay the employe, in addition to the stipulated sum per month or day, at least eighty per cent. of the amount charged for board for such employes in said employer's boarding house when boarding therein and not actually working for such employer," and by striking the word "gross" in line 2, section 4 of the original bill.

The secretary called the roll on final passage of Senate bill No. 246, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jensen, Landon, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Stephens, Wende—26.

Those voting nay were: Senators Allen, Anderson, Brown, Imus, Troy, Weatherford—6.

Absent or not voting were: Senators Carlyon, Chappell, Hewitt, Jackson, Leonard, Metcalf, Sharpstein, Steiner, Sutton, White—10.

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

Substitute Senate bill No. 228, by committee on cities of the first class, entitled "An act relating to the public powers of

cities of the first class and the power and control of and by by such cities and of and by the public service commission of the matter of the construction and maintenance of facilities to prevent injury at railway crossings in cities of the first class," was read third time.

The secretary called the roll on final passage of substitute Senate bill No. 228 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Metcalf, McCoy, McGuire, Phipps, Piper, Shaefer, Sharpstein, Steiner, Troy, Weatherford, White—28.

Those voting nay were: Senators Carlyon, Jensen, Landon, Scott, Sutton—5.

Absent or not voting were: Senators Hammer, Hewitt, Iverson, Jackson, Leonard, Nichols, Rosenhaupt, Stephens, Wende—9.

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

At 12 o'clock noon, on motion of Senator Allen, the Senate took a recess until 1:30 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 1:30 o'clock this afternoon.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

The House has passed House concurrent resolution No. 29, "Relating to granting permission by the House, the Senate concurring, that Mr. Hastings of King county be permitted to introduce in the House a bill entitled 'An act relating to the granting of franchises for street railways by cities of the first class, and reviving and validating cer-

tain charter provisions thereof, and declaring the application of this act and repealing certain acts and all laws or parts of laws in conflict therewith;"

Also, House concurrent resolution No. 30, "Relating to consent to introduce a bill granting to the city of Wenatchee shore lands for park purposes;"

Also, Senate concurrent resolution No. 18, "Relating to introduction of bill relating to time of taking effect of laws passed during the session of 1913 of the legislature of the State of Washington;"

And the same are herewith transmitted.

Also, the Speaker has appointed as a conference committee on House bill No. 207, An act relating to insurance and amending sections 79 and 84 of chapter 49 of the Laws of 1911, Messrs. Wray, Childe and Goss;

Also, the Speaker has appointed as a conference committee on House bill No. 379, An act relating to the improvement and maintenance of public highways, providing for the payment of the cost thereof and amending sections 2, 7, 9, 10 and 14 of chapter 35, of the Laws of 1911, Messrs. McArdle, Craig and Kennedy;

Also, the Speaker has appointed as a conference committee on House bill No. 523, An act to facilitate the operation of the provisions in section 1 of article 2 of the Constitution, relating to the initiative and referendum, to prevent provide, providing penalties for the violation thereof and declaring that this act shall take effect immediately, Messrs. Connor, Middaugh and Grass.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 6, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 219, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts;"

Also, Senate bill 429, entitled "An act to amend sections 2, 3, 4, 5, 6, 7 and 8, to repeal section 9 of, and to add a section relating to elections, to an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of system of

harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor;"

Also, enrolled Senate bill No. 106, entitled "An act establishing a state trade school or schools, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof;"

Also, enrolled Senate bill No. 212, entitled "An act relating to liens for service of sires and amending section 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

—have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott.

Senator Landon stated he had compared enrolled Senate bill No. 219 with the original bill and found the same correctly enrolled. Senator Shaefer made the same statement relative to Senate bill No. 429; Senator Campbell relative to Senate bill No. 106 and Senator McCoy relative to Senate bill No. 212.

The president signed enrolled Senate bills Nos. 219, 429, 106 and 212.

Under Senate concurrent resolutions Nos. 18 and 19, two bills were introduced.

INTRODUCTION OF BILLS.

Senate bill No. 463, by Senator White, entitled "An act relating to the time of taking effect of laws passed during the session of 1913 of the legislature of the State of Washington relating to the size and capacity of berry boxes."

The bill was read the first time, and on motion of Senator White, the rules were suspended, the bill was read the second time by title and placed on general file.

Senate bill No. 484, by Senators Iverson and Allen, entitled "An act authorizing and directing certain state officers to convey to the United States of America certain lands."

The bill was read the first time, and on motion of Senator Iverson, the rules were suspended, the bill was read the second time by title and placed on general file.

GENERAL FILE.

Senate bill No. 303, by Senator Metcalf, entitled "An act relating to fairs, authorizing boards of county commissioners

to make exhibits thereat and offer and pay premiums thereon," was read third time.

The secretary called the roll on final passage of Senate bill No. 303 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Brown, Campbell, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Sharpstein, Troy, Weatherford, Wende, White—28.

Absent or not voting were: Senators Bowen, Carlyon, Collins, Espy, Hall, Hewitt, Landon, Nichols, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton—14.

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

On motion of Senator Metcalf, Senator Hewitt was excused from attendance at today's session.

Senate bill No. 82, by Senator Scott, entitled "An act relating to banks and banking, amending sections 3305 and 3309 and repealing sections 3303 and 3306 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 82 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, Scott, Shaefer, Sharpstein, Stephens, Troy, Weatherford, Wende, White—30.

Absent or not voting were: Senators Carlyon, Collins, Espy, Hall, Hewitt, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Steiner, Sutton—12.

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

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 7, 1913.

Your committee on engrossed bills, to whom was referred Senate bill No. 246, entitled "An act prohibiting the compulsory boarding of employes, providing for an additional amount to stipulated wage for board obtained away from employer's boarding house and providing a penalty for violation of the act," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, Walter S. Davis.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 7, 1913.

The House refuses to recede from the amendments to Senate bill No. 247, entitled "An act creating a department or agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts. And the speaker has appointed as members of conference committee, Messrs. Mess, Capron and Aagaard";

Also, the House has concurred in Senate amendments to House bill No. 475, entitled "An act relating to a state road from Kelso, Washington, to a point on state road No. 5;"

Also, the House has concurred in Senate amendments to House bill No. 27, entitled "An act relating to false statements and making the same a gross misdemeanor."

C. R. MAYBURY, *Chief Clerk of House.*

The president appointed Senators French, Hall and Scott to act as conference committee on Senate bill No. 247.

The secretary read

HOUSE CONCURRENT RESOLUTION No. 29.

Be It Resolved, By the House, the Senate concurring, that Mr. Hastings of King county, be permitted to introduce in the House a bill, entitled:

AN ACT relating to the granting of franchises for street railways by cities of the first class, and reviving and validating certain charter provisions thereof, and declaring the application of this act and repealing certain acts and all laws or parts of laws in conflict therewith.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. Any city of the first class may provide in its charter for direct legislation by the people upon any matter within the realm of

its local affairs or municipal business, including the granting or rejection of franchises for street railways, by the initiative and referendum, or by the simple referendum.

SECTION 2. All charter provisions, relating to the granting of franchises for street railways, of any such city, heretofore adopted or approved by the electors thereof at an election duly held, are hereby validated, revived, ratified and declared to have the same validity and effect as if this act had been in force at and prior to the time such provisions were so adopted;

Provided, That in no case shall any such charter provision or franchise granted thereunder be construed to, or include, any provisions which may be retro-active, or in any way affect any franchise previously granted by, or any property held thereunder in any such city, except as the grantee of any such pre-existing franchise or owner of any such property shall, in the acceptance of a new franchise, expressly agree to and accept any new conditions prescribed therein affecting former franchises or property held thereunder.

SECTION 3. Sections 1, 2, 3 and 4 of chapter 175, Session Laws of 1903, and sections 1 and 2 of chapter 99 of Session Laws of 1907, insofar as they relate to cities of the first class, and all laws or parts of laws in conflict with this act are hereby expressly repealed.

Senator Allen moved that the resolution be not adopted.

The motion failed to carry.

Senator Landon moved the adoption of the resolution.

The secretary called the roll and House concurrent resolution No. 29, was adopted by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Rosenhaupt, Shaefer, Sharpstein, Stephens, Weatherford, White—30.

Voting nay: Senator Bowen—1.

Absent or not voting were: Senators Anderson, Carlyon, Hewitt, Nichols, Phipps, Piper, Scott, Steiner, Sutton, Troy, Wende—11.

The secretary read

HOUSE CONCURRENT RESOLUTION No. 30.

By Mr. Sumner:

Resolved, By the House of representatives, the Senate concurring, that consent be and is hereby given to the introduction of a bill granting to the city of Wenatchee shore lands for park purposes.

The secretary called the roll and House concurrent resolution No. 30 was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, White—29.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Collins, Hall, Hewitt, Jackson, McGuire, Nichols, Phipps, Piper, Scott, Sutton, Troy, Wende—12.

Senator Metcalf reported that the conference committee on House bill No. 523 could not reach an agreement with the House members of the committee and moved that the committee be granted the powers of free conference.

Th motion carried.

SPECIAL ORDER.

The hour of 2 o'clock p. m. having arrived, the Senate took up House bill No. 21, which had been made a special order for this time.

Senator Brown moved a call of the Senate, seconded by Senators Espy and Sharpstein.

The motion for a call of the Senate carried. The doors were locked.

A call of the roll showed absent Senator Hewitt, excused, and Senator Piper, excused.

Engrossed House bill No. 21, by Mrs. Axtell, entitled "An act repealing section 2443 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the rule of evidence in the case of certain crimes against morality and decency," was read third time.

Senator Sharpstein moved to amend the bill by striking section 1 and substituting therefor the following:

"Section 1. That section 2443 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

"Section 2443. No conviction shall be had for any of the offenses

specified in sections 2435 and 2441 upon the testimony of the female raped or seduced unless such testimony is corroborated by such other evidence as tends to convict the defendant of the commission of the offense."

Roll call demanded on the amendment by Senators Hutchinson, Brown, Bowen, Chappell, Jensen, Anderson, Carlyon, Hammer.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Collins, Nichols, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens—11.

Those voting nay were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Steiner, Sutton, Troy, Weatherford, Wende, White—30.

Absent or not voting: Senator Hewitt—1.

The secretary called the roll on final passage of engrossed House bill No. 21 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Those voting nay were: Senators Anderson, Campbell, Shaefer, Sharpstein—4.

Absent or not voting were: Senators Hewitt, Piper—2.

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

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 7, 1913.

The speaker has appointed as members of a free conference committee on House bill No. 523, and Senate amendments thereto, Messrs. Connor, Middaugh, and Grass.

C. R. MAYBURY, *Chief Clerk.*

Senate bill No. 451, by Senator Hutchinson, entitled "An act requiring railroad companies to supply all passenger coaches with sanitary drinking cups and fixing a penalty for a violation thereof," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by inserting the words "free of charge" after the word "thereon" in section 1, line 11 of the original bill.

The secretary called the roll on final passage of Senate bill No. 451 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—33.

Absent or not voting were: Senators Cotter, Hammer, Hewitt, Iverson, McGuire, Nichols, Piper, Weatherford, White—9.

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

Senate bill No. 453, by judiciary committee, entitled "An act relating to salaries of judges of the superior court in counties of the first class," was read third time.

The secretary called the roll on final passage of Senate bill No. 453 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Imus, Jensen, Metcalf, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—26.

Those voting nay were: Senators Cotter, Hammer, Iverson, Leonard—4.

Absent or not voting were: Senators Brown, Espy, Hewitt, Hutchinson, Jackson, Landon, McCoy, McGuire, Nichols, Phipps, Stephens, Weatherford—12.

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

Senator Scott gave notice of a motion to reconsider the vote by which Senate bill No. 453 passed the Senate.

Senator Rosenhaupt moved that the Senate do now reconsider the vote by which Senate bill No. 453 passed the Senate.

The chair ruled the motion out of order.

Engrossed House bill No. 404, by committee on game and game fish, entitled "An act relating to the protection, propagation, introduction, purchase, and restoration of game birds, game animals and game fish, creating a chief game warden and a chief deputy game warden, county game commissioners, creating the office of county game wardens, relating to licenses for hunting and fishing, fixing the season for taking, regulating the transportation and possession of game animals, game birds and game fish, providing penalties and repealing sections 5323, 5327, 5328, 5333, 5337, 5354, 5356, 5361, 5362, 5363, 5364, 5365, 5367, 5371, 5372, 5379, 5380, 5384, 5385 and 5389 of Remington & Ballinger's Annotated Codes and Statutes of Washington and all other laws in conflict herewith," was read third time.

Senator Hammer moved that the bill be laid over until amendments are placed in the files of the Senate.

The motion was lost.

On motion of Senator Collins, the bill was amended by inserting the word "perch" after the word "croppie" in section 41, line 1, page 22 of the engrossed bill.

On motion of Senator French, the bill was amended by inserting the word "bullhead" after the word "croppie" in section 41, line 1, page 22 of the engrossed bill.

Senator Anderson moved to reconsider the vote by which the amendment was adopted offered by Senator Collins to insert the word "perch" after the word "croppie" in section 41, line 1 of page 22 of the engrossed bill.

The motion carried.

The amendment offered by Senator Collins carried.

The secretary called the roll on final passage of House bill No. 404 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, McCoy, Piper, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Wendt—30.

Absent or not voting were: Senators Brown, Flummerfelt, Hammer, Hewitt, Iverson, Jackson, McGuire, Nichols, Phipps, Shaefer, Weatherford, White—12.

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

On motion of Senator Scott, the Senate resolved itself into a committee of the whole to consider Senate bill No. 430.

The bill was considered in the committee of the whole, Senator Chappell in the chair, and reported back to the Senate with the recommendation that the committee be permitted to sit again to consider Senate bill No. 430.

On motion of Senator Chappell, the report of the committee of the whole was adopted.

Senator Nichols moved that the rules be suspended and that the Senate return to the order of business reports of standing committees.

The motion carried.

The secretary read the report of the committee on House bill No. 649.

A call of the Senate was moved by Senators Collins, Stephens and Landon and the motion carried.

The sergeant-at-arms was instructed to lock the doors of the Senate chamber.

A call of the roll showed absent Senators Hewitt (excused), and White.

On motion of Senator Nichols, call of the Senate was dissolved.

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 7, 1913.

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 649, entitled "An act relating to public highways and making an appropriation for the survey, construction and

maintenance," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 17, section 1, of the original bill, the same being line 13, section 1 of the printed bill, strike the word "from" and insert in lieu thereof the word "between;" also strike the word "easterly" and insert in lieu thereof the words "and Waterville"; also strike the figures "85,176" and insert in lieu thereof the figures "80,176."

In line 23, section 1 of the original bill, the same being line 18, section 1 of the printed bill, strike the figures "143,166" and insert in lieu thereof the figures "138,166."

In line 28, section 1 of the original bill, the same being line 23, section 1 of the printed bill, strike the figures "100,760" and insert in lieu thereof the figures "95,760."

Between lines 23 and 24, page 2 of the original bill, the same being lines 48 and 49, page 2 of the printed bill, insert the following "state road No. 4, for survey and construction, in Lincoln county, \$5,000."

Between lines 7 and 8, page 3, of the original bill, the same being lines 59 and 60, page 2 of the printed bill, insert the following: "state road No. 12, for survey and construction, in Okanogan county, \$10,000."

Between lines 7 and 8, page 3 of the original bill, the same being lines 59 and 60, page 2 of the printed bill, after the above amendment, insert the following: "In the event that more than \$2,053,000 in the public highway fund becomes available during the years 1913 and 1914, then and in that event such excess shall be paid to the said public highway fund ratably in accordance with the following appropriations, namely:

Strike all of lines 10, 11 and 12, page 3 of the original bill.

In line 13, page 3 of the original bill, between the words "construction" and "in" insert the words "between Collins and Cook."

In lines 15 and 16, page 3, of the original bill, after the word "as" strike all words and insert in lieu thereof the words "may be necessary."

Between lines 16 and 17, page 3 of the original bill, after the above amendment, insert the following: "The Inland Empire Highway, for survey and construction from Spokane southerly the sum of \$31,798."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, A. W. Anderson, Oliver Hall, Josiah Collins, Ralph Metcalf, Ed. Brown.

On motion of Senator Nichols, the report of the committee was adopted.

On motion of Senator Nichols, the rules were suspended and House bill No. 649 was placed on final passage.

On motion of Senator Nichols, the Senate resolved itself into a committee of the whole to consider House bill No. 649.

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

On motion of Senator McCoy, the report of the committee of the whole was adopted.

House bill No. 649, by committee on roads and bridges, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of the state roads," was read third time.

Senators Nichols, Brown and Collins moved the previous question.

The motion carried.

The secretary called the roll on final passage of House bill No. 649 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—33.

Those voting nay were: Senators Cotter, Davis, Fairchild, Jensen—4.

Absent or not voting were: Senators Bethel, Hewitt, Piper, Weatherford, White—5.

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

When Senator Jensen's name was called he made the following statement and requested same to be spread upon the journal: "I vote no. You are building roads for the eighty horse power man. I want good roads for the one horse power man."

On motion of Senator Anderson, the Senate resolved itself into committee of the whole to consider Senate bill No. 430.

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

On motion of Senator Fairchild, the report of committee of the whole was adopted.

Senator Allen was called to preside.

Senate bill No. 430, by Senator Anderson, entitled "An act for the prevention of fraud in the grain trade, for the establishment and preservation of standards for grain, regulating warehousemen, millers, shippers and buyers of grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing chapter 137 of the Session Laws of 1909 and chapter 91 of the Session Laws of 1911," was read third time.

The secretary called the roll on final passage of Senate bill No. 430 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Leonard, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende—28.

Those voting nay were: Senators Cotter, Hutchinson, Jensen, McGuire, Steiner—5.

Absent or not voting were: Senators Campbell, Espy, Hewitt, Landon, Metcalf, Nichols, White, Piper, Stephens—9.

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

The president resumed the chair.

Senate bill No. 442, by Senator Sharpstein, entitled "An act relating to compensation of injured workmen and their dependents and amending section 5 of an act entitled 'An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement of funds for the compensation and care of workmen injured in hazardous employment, providing penalties for the non-observance of regulations for the prevention of such injuries and for violation of its provisions, asserting and exercising the police power in such cases, and, except in certain specified cases, abolishing the doctrine of negligence as a ground for recovery of damages against

employers and depriving the courts of jurisdiction of such controversies, and repealing sections 6594, 6595 and 6596 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to employes in factories, mills or workshops where machinery is used, actions for the recovery of damages and prescribing a punishment for the violation thereof,' approved March 14th, 1911," was read third time.

On motion of Senator Sharpstein, the bill was amended by inserting the word "permanent" between the words "of" and "total" in section 1, line 30, page 4 of the original bill, and by inserting the word "total" between the words "permanent" and "disability" section 1, page 5, line 30 of the original bill.

The secretary called the roll on final passage of Senate bill No. 442 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Davis, Espy, Flummerfelt, Hewitt, Nichols, Piper, Allen—7.

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

Senate bill No. 322, by committee on education, entitled "An act relating to the apportionment of public school money and to days' attendance in such schools and amending section 4567 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 322, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—30.

Those voting nay were: Senators Allen, Collins, Flummerfelt, French, Jensen, Steiner—6.

Absent or not voting were: Senators Campbell, Espy, Hewitt, McGuire, Nichols, Piper—6.

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

Senate bill No. 216, by Senator Wende, entitled: "An act authorizing and empowering cities and counties to expend money from their respective current expense funds, for the purchase of armory sites," was read third time.

The secretary called the roll on final passage of Senate bill No. 216 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Anderson, Hewitt, Jackson, Nichols, Piper—5.

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

Senate bill No. 157, by Senator Iverson, entitled "An act to amend section 5 of article 16 of the constitution of the State of Washington relating to the investment of public funds," was read third time.

On motion of Senator Iverson the bill was amended by striking the word "public" in lines 27 and 30, section 3 of the original bill and substituting therefor the words "permanent school."

Senator Metcalf moved to amend the bill by striking the following: beginning with the word "Article" in line 12, section 1 of the original bill down to and including the word "bonds" in line 18 of the original bill and insert in lieu thereof the following: "The permanent school fund may be invested in national, state, county, municipal or school district bonds, and in such

other manner as the legislature, by an affirmative vote of not less than two-thirds of the members elected to each of the two houses, may from time to time specially prescribe.”

The amendment was lost.

Senators Collins, Landon and Stephens moved the previous question.

The motion carried.

On motion of Senator Sharpstein, the bill was amended by inserting the words “on farm lands within this state” in section 1, line 15 of the original bill, after the word “loans.”

The secretary called the roll on final passage of Senate bill No. 157 and it failed to pass by the following vote:

Those voting aye were: Senators Allen, Bethel, Brown, Cotter, Davis, Fairchild, Flummerfelt, Hammer, Hutchinson, Imus, Iverson, Jackson, Leonard, Metcalf, McGuire, Phipps, Stephens, Wende, White—19.

Those voting nay were: Senators Chappell, Collins, Espy, French, Hall, Jensen, Landon, McCoy, Nichols, Rosenhaupt, Shaefer, Sharpstein, Steiner, Troy, Weatherford—15.

Absent or not voting were: Senators Anderson, Bowen, Campbell, Carlyon, Hewitt, Piper, Scott, Sutton—8.

Senator Espy gave notice of a motion to reconsider the vote by which Senate bill No. 157 failed to pass the Senate.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments to House bill No. 649, entitled “An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;”

Also, the speaker has signed enrolled House bill No. 251, entitled “An act relating to the construction, equipment and furnishing of an armory for the use of the national guard of Washington, at North Yakima, appropriating money from the military fund therefor,” etc.;

Also, enrolled House bill No. 283, entitled “An act authorizing cities of the second class under 18,000 inhabitants to create a publicity fund and to levy taxes for that purpose, and providing for the manner of the expenditure of such fund;”

Also, enrolled House bill No. 329, entitled "An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county and to determine the cost of certain irrigation work, and making an appropriation therefor;"

Also, enrolled House concurrent resolution No. 21, "Relating to Alaska's first legislature;"

Also, enrolled House bill No. 649, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;"

Also, enrolled Senate bill No. 106, entitled "An act establishing a state trade school or schools, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof;"

Also, enrolled Senate bill No. 212, entitled "An act relating to liens for service of sires and amending section 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 219, entitled "An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise," etc;

Also, enrolled Senate bill No. 429, entitled "An act to amend sections 2, 3, 4, 5, 6, 7, and 8 of, to repeal section 9 of, and to add a section relating to elections, to an act approved March 14, 1911, entitled 'An act authorizing the establishment of port districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts and providing the method of payment therefor;"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed House bills Nos. 649, 251, 283, 329 and House concurrent resolution No. 21.

On motion of Senator Allen, all bills passed by the Senate at today's session were ordered immediately transmitted to the House, except in such cases where notice of motion to reconsider had been given, the rules being suspended.

At 6:10 p. m., on motion of Senator Collins, the Senate adjourned until 11 o'clock tomorrow morning.

WM T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-FIFTH DAY.

MORNING SESSION.

SENATE CHAMBER,
OLYMPIA, WASH., Saturday, March 8, 1913.

The Senate was called to order at 11:00 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. R. H. Edmonds, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senators Hewitt and Piper, excused.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR.

OLYMPIA, March 8, 1913.

To the Honorable Louis F. Hart, Lieutenant Governor and presiding Officer of the Senate, and the Senate:

GENTLEMEN: I respectfully request you to permit me to read a message to your Honorable body at the hour of 11:15 A. M., this 8th day of March, 1913, or as soon thereafter today as is possible for the Senate to arrange to hear the same. Respectfully yours,

ERNEST LISTER, *Governor.*

Senator Hall moved that the governor be advised that the Senate will hear his message at 11:15 this morning.

The motion carried.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

We, your committee on fisheries, to whom was referred Senate bill No. 350, entitled "An act relating to fish, oysters, clams and crabs, providing for the protection thereof, licensing and taxing the taking of the same and boats and appliances used therefor, providing penalties and amending sections 5152, 5159, 5235, 5236, 5237, 5343, 5245 and 5248 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respect-

fully report the same back to the Senate with the recommendation that it do pass with the following amendments and the committee also recommended that the bill as amended be printed.

Strike all of sections 1 and 2.

Change the number of section 3 to section 1 and amend to read as follows: "That section 5234 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: 'Section 5234. It shall be unlawful to take from or dig for clams on the beach of the Pacific ocean, or to have such clams in possession for the purpose of canning or sale, between the first day of June and the thirty-first day of August, of each year, and with reference to the beaches of Puget Sound between the first day of May and the thirty-first day of August of each year.'"

Change the number of section 4 to section 2 and amend as follows: in line 6 of the printed bill, the same being line 28 of the original bill, strike the word "the" after the word "prohibit" and the words "of said" after the word "digging."

Change the number of section 5 to section 3 and amend to read as follows: "That section 5236 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: 'Section 5236. It shall be unlawful to take or fish for, or possess, for the purpose of sale or canning, any crab during the months of July, August and September of each year: Provided that it is not the intent of this act to prohibit the taking of crabs for one's own use or for use within the county in which the same are taken, but to prohibit the taking of crabs, for sale outside of the county, and for canning purposes during the months hereinbefore set out.'"

Change the number of section 6 to section 4, and amend to read as follows: "That section 5237 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows: 'Section 5237. It shall be unlawful to take or possess, for the purpose of sale or canning, any female crab, or any male crab measuring less than six and three-quarter inches across its back from horn to horn. Any crabs, the taking of which is prohibited by this section, shall not be destroyed, but shall at once be carefully returned to the water where taken.'"

Change the number of section 7 to section 5.

Change the number of section 8 to section 6 and in line 5 of the printed bill, the same being line 10 of the original bill, strike the word "said" and insert in lieu thereof the word "the", also in the same line in both bills strike the word "as" in line 8 of the printed bill the same being in line 14 of the original bill, strike the word "or" and insert in lieu thereof the word "and."

Change the number of section 9 to section 7.

Change the number of section 10 to section 8, and in line 12 of the printed bill, the same being in line 19 of the original bill, after the word "or" strike the word "the", also in line 12 of the printed bill, the

same being in line 20 of the original bill, strike the word "of" and insert in lieu thereof the words "or transporting," also in line 12, of the printed bill, the same being in line 19 of the original bill, after the words "or the transportation of the same."

Change the number of section 11 to section 9.

Change the number of section 12 to section 10 and in line 3 of the printed bill strike the word "claims" and insert in lieu thereof the word "clams."

Change the number of section 13 to section 11 and amend to read as follows:

"Section 11. For the purpose of issuing licenses under this act, the state shall be divided into three license districts, the first district to include and embrace all waters of Puget Sound and its tributaries, the gulf of Georgia and Straits of Fuca, the second district to include and embrace Willapa Harbor and its tributaries, Grays Harbor and its tributaries and all bays, inlets, streams and estuaries between Cape Flattery and Cape Disappointment, and the third district to include and embrace the Columbia river and its tributaries. Licenses issued under the provisions of this act shall entitle the holders thereof to fish only in the waters of the district for which the same are issued, and shall only be issued to actual residents of the State of Washington."

Add a new section to the bill, which will be section 12 and read as follows: "The fees received for licenses issued under this act shall be paid into a fund in the state treasury to be known as the "shell fish fund," which shall only be used for the protection and propagation of and experimentation with the shell fish mentioned in this act, including the extermination of seal and other enemies of fish and shell fish."

In section 8, subdivision 5, line 12 of the original bill, after the word "reserves" strike the comma, insert in lieu thereof a period, and strike the remainder of the sentence.

H. M. WHITE, *Chairman.*

We concur in this report: E. Hammer, Peter Iverson, H. A. Espy, G. E. Steiner, A. H. Imus.

On motion of Senator White, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

We, your committee on legislative apportionment, to whom was referred Senate bill No. 445, entitled "An act to redistrict and reapportion the members of Senate and House of Representatives of the State of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In lines 54, section 1 of the printed bill, same being lines 23 and 24, page 3 of section 1 of the original bill, strike the comma between

the words "Trinidad" and "Hammond" and insert the word "and" and strike after the word "Hammond" the words "and Valley."

In lines 82 and 83, section 2, sub-section 26th of the printed bill, same being line 2, page 16 of section 2, sub-section 26 of the original bill strike the comma between the words "Trinidad" and "Hammond" and insert the word "and" and after the word "Hammond" strike the comma and the words "and Valley" and the comma after the word "Valley."

In lines 3 and 4 of section 3 of the printed bill, same being line 25, page 26, section 3, after the word "ninth" rearrange to read as follows: "ninth, sixteenth, twentieth, twenty-third, twenty-fifth, twenty-seventh," etc.

In line 3, section 4 of the printed bill, same being page 27, line 6, section 4 of the original bill, after the colon and before the word "third" insert the word "first" and a comma.

In line 3, section 5 of the printed bill, same being page 27, line 15, section 5 of the original bill, after the colon and the word "the" strike the word "first" and insert in lieu thereof the word "thirteenth."

In line 6, section 5 of the printed bill, same being page 27, line 20, section 1 of the original bill, after the word "numbered" strike the word "one" and insert in lieu thereof the word "thirteen."

FRANK C. JACKSON, *Chairman.*

We concur in this report: E. M. Stephens, Pliny L. Allen, Henry H. Wende, Ralph Metcalf.

On motion of Senator Jackson, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred Senate bill No. 84, entitled "An act prohibiting the leasing or subleasing, letting or subletting of lands outside of the limits of any corporate town or city in this state to persons other than citizens of the United States, or who have declared their intention to become such, or to corporations, a majority of whose capital stock is not owned by citizens of the United States or by persons who have declared their intention to become such, declaring the same to be unlawful, providing a penalty therefor and prescribing the duties of prosecuting attorneys in relation thereto," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendments:

Strike sections 1, 2, 3, 4 and 5 of the printed bill, same being sections 1, 2, 3, 4 and 5 of the original bill, and substitute in lieu thereof sections 1 and 2 as follows:

"Section 1. It shall be unlawful for any person or corporation owning any agricultural land or any interest therein outside any incor-

porated city or town to lease or sub-lease, let or underlet, directly or indirectly, any such agricultural land or any interest therein to or for the use or benefit of any alien who has not in good faith declared his intention to become a citizen of the United States in the manner provided by law, or to or for the use or benefit of any corporation a majority of the capital stock of which is owned by aliens.

"Sec. 2. Every person or corporation who shall violate any provision of this act shall be guilty of a gross misdemeanor, and every lease, contract or agreement, whether oral or in writing, made in violation of any provisions of this act, shall be void."

Strike the title of the bill and substitute in lieu thereof the following:

"An act relating to leasing of agricultural lands to aliens and alien corporations, and providing penalties for violation thereof."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, A. H. Imus, G. E. Steiner, H. M. White, Geo. W. Shaefer, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 5, 1913.

We, your committee on judiciary, to whom was referred Senate bill No. 250, entitled "An act to provide for an exemption from taxation of the personal property of every householder to an amount of three hundred dollars (\$300.00), and of the personal property of every individual not having community interest in household furniture otherwise exempt, to an amount of one hundred dollars (\$100.00)," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Strike the title and substitute in lieu thereof the following:

"An act relating to exemption from taxation of personal property of householders and individuals not having community interest in household goods or personal property otherwise exempt."

HARRY ROSENHAUPT, *Chairman*.

We concur in this report: John L. Sharpstein, Harve H. Phipps, Geo. W. Shaefer, H. M. White, A. H. Imus, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 8, 1913.

Your committee on engrossed bills, to whom was referred Senate bill No. 82, entitled "An act relating to banks and banking, amending

sections 3305 and 3309 and repealing sections 3303 and 3306 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: Walter S. Davis, John E. Chappell, W. C. McCoy.

The speaker of the House of Representatives appeared on the floor of the Senate and was invited to a seat by the president.

The sergeant-at-arms announced the arrival of the governor at the door of the Senate chamber.

The governor was escorted to the president's desk from which he delivered the following

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR.
OLYMPIA, WASH., March 8, 1913.

To the Honorable, the Senate of the State of Washington.

GENTLEMEN: I herewith return Senate bill No. 459 without my approval. This bill provides for a levy of one and one-half mills for the year 1914 and one mill for each succeeding year for the purpose of raising revenue to construct and repair highways and bridges, and provides that the revenue so raised shall be placed in the public highway fund. On February 24th, I vetoed House bill No. 339, being a bill passed by your honorable body covering the same matter. The difference between the bill vetoed on that date and this one being that the one I am herewith returning provides for a levy of one mill each year after 1914. In vetoing the former bill I called attention to the fact that the levy then provided would produce a revenue of approximately \$1,500,000.00 per annum. I also suggested that a levy of one mill for the public highway fund would be an amount you would be justified in considering favorably in my opinion.

I have held this bill for five days and have endeavored to secure all information possible that would assist me in reaching the proper decision. The legislative session has now reached a point where it becomes possible to figure on the probable appropriations for the session. I find that bills have already passed both houses of the legislature making appropriations amounting to approximately \$17,700,000.00. In these figures I do not include the bond issue for the capitol building fund, nor do I include the appropriation of \$4,000,000.00 which is necessary for the purpose of providing for the disbursements from the fund

collected by the industrial insurance department. The appropriations made include the following:

Legislature	\$ 90,000.00
Legislative printing	15,000.00
Jute for penitentiary.....	150,000.00
Fish hatcheries	16,000.00
Interest on Wenatchee bonds.....	10,500.00
Mansion maintenance	750.00
Lewis and Skagit bridges.....	57,849.00
Industrial insurance commission.....	5,000.00
Budget (\$896,050.00 vetoed)	9,551,000.00
Highway department	500.00
Highway commissioner	500.00
Cheney normal school (vetoed).....	300,000.00
State highway levy.....	2,500,000.00
Grade crossings	25,000.00
Purchase university grounds	51,000.00
Clarkston-Lewiston bridge	30,000.00
Vancouver bridge	500,000.00
Pend Orelle bridge.....	50,000.00
North Yakima armory	75,000.00
Palouse project	10,000.00
Permanent highways	4,250,000.00
Southwest Washington fair.....	12,000.00

\$17,700,099.00

There are still pending before the legislature bills carrying appropriations the funds for which will have to be raised by general taxation amounting to approximately \$1,000,000.00; also an additional budget the total amount of which will probably exceed \$75,000.00, making a total of approximately \$18,300,000.00. In making the above estimate I have not included some bills regarding the probability of the passage of which I am not informed.

From the above figures it would appear that the appropriations made during the present session of the legislature will amount to close to \$20,000,000.00 without including the appropriation for the industrial insurance department of \$4,000,000.00 or the bond issue for state capitol buildings of \$4,000,000.00, which bonds are to be a lien against the capitol building lands.

The estimated receipts to the general fund for the next biennium, based on the present general fund tax levy of 1.23 mills, and including the receipts from the sale of grain bags, licenses and fees collected by the different departments of the state government, will amount to approximately \$8,000,000.00. In arriving at this amount I have allowed for an increase of \$1,000,000.00 over and above the receipts from the same sources during the last biennium. Appropriations have already been made from the general fund amounting to approximately

\$10,800,000.00. In addition to the appropriations already made from the general fund, we still find a long list of probable appropriations pending. The only way in which the difference between the \$8,000,000.00 estimated receipts and the expenditures from the general fund which it is shown will exceed \$11,000,000.00 by including measures now pending, will be by direct tax on the people for general fund purposes. By referring to section 9212 of Remington and Ballinger's Code it can be seen that the levy for general fund appropriations is limited to three mills. This would allow for an additional levy of 1.77 mills for this fund. The figures above given clearly indicate that even by placing this levy to the fullest limit allowed by law we would not then raise sufficient revenue to meet the appropriations made. This brings up the question as to whether or not it is the intention of the present legislature not only to levy a tax to the full limit allowed by law, but to be under the necessity of passing a new law increasing the tax levy limit now provided for, or face a still larger overdraft in the general fund than now exists.

On January 15, the day I assumed the duties of my office, the overdraft in the general fund was \$450,555.24. Since that time the revenues have not been sufficient to take care of the disbursements, and at the close of business March 7, which was yesterday, the overdraft amounted to \$798,532.75. This presents to the legislature a condition that, it appears to me, is of vital importance to every taxpayer and property owner in the State of Washington, and you as the representatives of the people of the state must face this condition, meet it fairly, and decide between this day and next Thursday night whether or not you intend to go before the people with a record of not only having expended all funds that can possibly be available under existing laws, but be under the grave necessity of still further increasing the tax levy on an already overburdened people.

Following along this same line, I further desire to call your attention to the changes in levies that are proposed in road matters. The bill I am herewith returning with my veto provides for an additional levy of one mill, amounting to approximately \$1,000,000.00 during the year 1914. The levy proposed by the legislature, a bill covering which has already passed the House, provides for an additional levy for the permanent highway fund of one and one-half mills, or approximately \$1,500,000.00 per annum. In the two road levies this would amount to an increase for those two funds of approximately \$2,500,000.00 in the year 1914 over and above levies now existing. It is well to call your attention also to the fact that a bill has passed the legislature providing an additional one-quarter mill levy for the years 1914 and 1915 to raise \$500,000.00 to cover the state's proportion of the cost of the construction of a bridge across the Columbia river at Vancouver.

I desire to say at this time that I spent last evening in the preparation of this message and the stenographer completed it about five minutes ago.

It occurs to me that a great deal has been said about the occurrences of last night, and I desire to state the facts as they exist. Last night the office of the governor of the State of Washington was open until 5:20 o'clock. At that time I, with my family, took an auto trip and returned to the residence at 6:30. At no time since the opening of this session of the legislature has any bill been presented to that office by the legislature later than 5 o'clock, and I find that attempts were made last evening to present to me some certain measure, and speaking of that particular measure I wish to call the attention of some of the members of the legislature to the fact that the governor has pleaded with both houses of the legislature to present that bill to him before the time came when I would have an opportunity to veto it if I so desired, and yet that bill was held up for the purpose of endeavoring to make trades in the House that would get sufficient votes to pass that bill over the governor's veto. I want to ask this question: Is the governor of the State of Washington presumed to stay in his office at all hours of the day and night, waiting for the culmination of a deal that a bill can be passed over his veto as a result of that kind of trades and deals?

I am ready to say today that the State of Washington has a governor who will not lend a hand to that kind of a deal.

I find that a certain member of the lower house of this legislature accompanied by certain officials of that House, called at the residence last evening while I was there and endeavored to see the governor. I was busy, as I have stated, in the preparation of this message I am now reading to you, and the information was given that I was busy. The wife of the governor stated to that member of the legislature that the governor was busy. He says, "Do I understand that the governor of the state has refused to see me?" Mrs. Lister says in reply that the governor says he is busy. The attempt of the men to get up and put the words in the mouth of a woman that were never stated. I want to say this right now, that if any gang of ruffians, hoodlums, or window tommies can go to the residence of the governor, because it is a public building, any time of the day or night to compel him to be seen, I am ready to leave that residence and move to a private house where I can at least during the nights have a few hours of privacy that every public citizen is entitled to. That is all I have to say about the matter.)

This adds another \$250,000.00 per annum to the general taxes for the years 1914 and 1915. In making these figures I have not added the bonds provided for to pay the state's proportion of the construction of a bridge across the Pend Oreille river at Newport, nor the bonds to pay for the state's proportion of the cost of a bridge between Clarkston, Washington, and Lewiston, Idaho—these two items aggregating \$80,000.00. By checking over these figures you will see that it will be necessary to raise by direct taxation, in addition to the amount raised under present levies, an amount in excess of \$4,000,000.00 per annum, or a total of over \$8,000,000.00 for a biennial period for road purposes.

I am of the opinion that the people of the State of Washington are not in condition financially to stand this enormous increase of taxes at this time. It is well to say that we live in a progressive state. There is not one of us that does not desire to see the State of Washington advance, but in this connection I desire to call your attention to the fact that the strongest handicap that the State of Washington has in the matter of development is the excessive burden of taxation under which we are laboring at the present time. If this condition exists under the present rate of taxation, think of the still further handicap it will be to the proper growth and development of the state should we more than double the present rate of state taxation.

In this connection, also, I cannot refrain from calling your attention to the fact that a large majority of the members of your honorable body were elected on pledges of economy. As is shown by the figures I have quoted, this legislature has already provided for the appropriation of more money than any other legislature in the history of the State of Washington. If any considerable number of the bills carrying appropriations yet to be acted upon by your honorable body are passed, it will probably be many years before another legislature will equal this one in that respect.

In the parliamentary struggles that naturally take place in a body of this kind and the personal feelings of individual members that are developed during the session, there is great danger that the interests of the citizens of the state will be overlooked, and it seems to me that with such tremendous appropriations for the coming biennium facing us we should all pause and consider the situation most earnestly.

While my own best judgment leads me to the conclusion that a levy of one mill for the state highway fund is sufficient, I stated publicly a few days ago that I would be willing to sign a bill providing a levy of one and one-fourth mills for one year and one mill thereafter. I hoped by this suggestion to induce the members of the legislature to act together in the interests of the whole state rather than of the particular communities.

The State of Washington proudly boasts of a larger number of small home owners than any state in the Union in proportion to its population. Is it not well to remember that in a great many instances these homes have been purchased by the toilers of the state by paying a small amount down, the balance being paid by them in monthly installments? During the past three or four years conditions have been such that it has been a heavy burden upon these people to make the necessary payments and also pay the taxes covering their property. No element in the development of the state is more desirable than this class of citizens. What will be the result to these people if this legislature more than doubles the amount of taxes raised for state purposes?

We have also in the state a large number of farmers who have settled on the lands of the state and are endeavoring to assist in its development by the cultivation of the land. They are affected in

exactly the same manner as is the small home owner above referred to. It is well for the legislature to consider that these citizens cannot afford to come to the capitol to impress upon the members of the legislature the necessity for keeping down appropriations to the lowest possible point consistent with the proper management of the affairs of the state. Shall we say that they are not entitled to exactly the same consideration that they would receive were it possible for them to come and present their side of this matter to your honorable body? I am ready to say that in my opinion it is your duty and my duty to guard their interests even more carefully, as a result of their inability to present their side of the question to you.

In submitting this message to the legislature I do so with a full realization of the fact that there are members here who will now endeavor to go before the public and say that the governor of the State of Washington must be held accountable if there is no road legislation during the present session. Replying to that, I desire to say that I have noticed during the present session it has been possible for this legislature to pass bills in both houses and have them presented to the governor of the state for his consideration within a period of six hours. Are you going to take the position that on account of this veto being presented to you your ability to do what has already been done has ceased to exist?

I desire at this time to put the matter squarely before you. If the personal interests of certain members of this body are laid aside and each member of the legislature will do his and her duty in an endeavor to consider this matter from the standpoint of the interests of the people of the entire state, it can and will be settled before the legislature adjourns next Thursday night. After having the record for rapid passage of bills, the legislature cannot stand in the position of saying that they do not have sufficient time for the consideration of this matter. Forget personal desires and prejudices, handle this matter honestly and earnestly in an endeavor to arrive at an agreement, and when your honorable body adjourns on next Thursday night you will, without doubt, be able to go before the people of the state and say that the real work in behalf of the good roads movement of the state has been started by you and in a manner that will not load upon the taxpayers of the state a burden that at this time they can ill afford to carry.

It has been said that certain pledges have been made by members of the legislature which tie their hands to the program followed in the bills just passed by this body. If this be the case, has not the time arrived when such pledges made by members of the legislature, to other members, should be reconsidered and as a result of this reconsideration arrive at a decision that will best serve the interests of the state at large?

For the reasons above given, this bill is vetoed. In conclusion I sincerely hope that you will give this matter careful consideration and

decide upon a plan that will not only result in great benefit to our road system, but will also bring about this result without confiscation of property as a result of excessive taxation.

Respectfully submitted,

ERNEST LISTER, *Governor.*

Senator Nichols moved that the message be made a special order for consideration by the Senate at 1:30 this afternoon.

Senator Sharpstein moved that the message from the governor be referred to the committee on rules and joint rules.

The president held that the motion to refer took precedence.

The motion of Senator Sharpstein carried and the message was referred to the committee on rules and joint rules.

At 12:00 o'clock noon, on motion of Senator Troy, the Senate took a recess until 1:30 this afternoon.

AFTERNOON SESSION.

The Senate was called to order by the President at 1:30 p. m.

Senator Fairchild moved a call of the Senate and the motion was seconded by Senators Bethel and Troy.

The motion for the call of the Senate carried.

The sergeant-at-arms locked the doors of the Senate chamber.

Roll call showed absent Senators Allen, Anderson, Bowen, Brown, Carlyon, French, Hall, Hammer, Hewitt, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, White.

Senator Nichols moved that the call of the Senate be dissolved.

The motion failed to carry.

On motion of Senator Fairchild, the call of the Senate was dissolved.

At 1:35 p. m., on motion of Senator Fairchild, the Senate adjourned until 10 o'clock Monday morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-SEVENTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Monday, March 10, 1913.

The Senate was called to order at 10 o'clock a. m. by President Hart, pursuant to adjournment.

The secretary called the roll, all members being present.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 20.

By Senator Troy:

Resolved, by the Senate, the House concurring, That consent be and is hereby given to the Senate appropriations committee to introduce a bill carryig miscellaneous appropriations.

Senator Troy moved the adoption of the resolution.

The secretary called the roll and Senate concurrent resolution No. 20, was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Landon, Leonard, Metcalf, McCoy, Phipps, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—28.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Allen, Bowen, Chappell, Collins, Espy, Hutchinson, Imus, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Wende—13.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 21

By Senator Scott:

Be It Resolved by the Senate, the House concurring, That permission be and it is hereby granted to Senator Scott to introduce a joint reso-

lution authorizing the state board of control to use certain moneys to purchase of jute cloth for the manufacture of grain bags in any amount not to exceed \$50,000.00.

Senator Scott moved that the resolution be adopted.

The secretary called the roll and Senate concurrent resolution No. 21 was adopted by the following vote:

Those voting aye were: Senators Bethel, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shacfer, Sharpstein, Steiner, Stephens, Sutton, Tray, Weatherford, White—32.

Voting nay: Senator Anderson—1.

Absent or not voting were: Senators Allen, Bowen, Collins, Espy, Hewitt, Imus, Nichols, Piper, Wende—9.

Senator Rosenhaupt gave notice of a motion to reconsider the vote by which Senate concurrent resolution No. 21 was adopted by the Senate.

Senator Metcalf was granted unanimous consent to have the following statement entered upon the record:

During the noon recess on Saturday, Senator White and I took our usual walk and spent some time at the sickbed of Senator Hewitt. We reached the capitol at 1:35, but five minutes later than the hour for the convening of the Senate. As we approached the capitol, Senators Hall and Scott came over from the Mitchell hotel and entered with us. Upon reaching the Senate chamber we were notified that the Senate had adjourned until Monday.

The newspapers have stated that only seven members of the Senate participated in this vote for adjournment, and did so for the purpose of delaying the action of a majority of the Senate upon road legislation. During my membership in this Senate I have consistently voted against adjournment over Saturday, and in favor of remaining here and attending to business. We had a long calendar for Saturday, containing a number of very important measures which should be acted upon, and I want to enter my emphatic protest against the action that deprived the Senate of a number of hours of active work upon bills, whatever may have been the purpose of such adjournment.

So far as I am concerned, the assertion that members of the Senate who were five minutes late on Saturday afternoon were in caucus is absolutely untrue. I never heard of a caucus or of a call for a caucus

on road legislation or any other matter until after the announced adjournment of the Senate.

RALPH METCALF,

Senator Twenty-sixth District, Pierce County.

The secretary read

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

We, your committee on commerce and manufactures, to whom was referred engrossed House bill No. 303, entitled "An act relating to stamps, coupons, tickets, certificates, cards, or other similar devices, for or with the sale of goods, wares and merchandise, and providing a penalty for violation thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

W. FAIRCHILD, *Chairman.*

We concur in this report: Frank C. Jackson, H. M. White.

On motion of Senator Fairchild, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on harbors and harbor lines, to whom was referred House bill No. 553, entitled "An act modifying the grant of certain tide lands to the city of Seattle for street purposes, and amending chapter 221 of the Laws of the State of Washington for the year 1909," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

DANIEL LANDON, *Chairman.*

We concur in this report: P. H. Carlyon, Ed Brown.

On motion of Senator Landon, the report of the committee was adopted.

SENATE CHAMBER,

OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on dikes, drains and drainage, to whom was referred House bill No. 406, entitled "An act providing for the issuance of bonds by diking districts on petition of sixty per cent. in acreage, of the property owners of such districts, to provide for the expense of repairs, improvements, maintenance and the purchase of machinery and

other appliances," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

EMERSON HAMMER, *Chairman.*

We concur in this report: B. A. Bowen, H. A. Espy.

On motion of Senator Hammer, the report of the committee was adopted.

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

We, your conference committee on engrossed Senate bill No. 247, have had under consideration the House amendments to the bill, and beg to report thereon with the following recommendations:

First. Your committee recommends that the House recede from the following amendments to the bill:

In section 4, line 6 of the engrossed bill, being line 4 of the printed bill, after the period insert the following sentence: "One of the two members to be named by the governor shall be selected from among a list of five residents of the state submitted to him by the executive board of the State Dairymen's Association."

In subdivision 3, section 6, add after the word "commissioner" in line 8 the words "and to regulate the marketing, sale and distribution of fruit."

In section 10, line 1, insert after the word "commissioner" the words "or any member of the advisory board."

Second. That the Senate concur in the other House amendments to the bill, which are as follows:

In subdivision 13, line 32 of section 6, strike the words "at or" and insert "at least thirty days."

In section 7, line 4 of the engrossed bill, being line 3 of the printed bill, strike the word "he" and insert in lieu thereof the words "the advisory board."

Respectfully submitted,

E. L. FRENCH.
OLIVER HALL.
D. A. SCOTT.
V. J. CAPRON.
O. B. AAGAARD.

Senator French moved that the report be adopted.

The secretary called the roll on the adoption of the report of the conference committee on engrossed Senate bill No. 247, and it was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flum-

merfelt, French, Hall, Hammer, Hutchinson, Iverson, Jensen, Landon, Leonard, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Allen, Bowen, Collins, Espy, Imus, Jackson, Metcalf, Nichols, Piper—9.

The secretary read

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 7, 1913.

MR. PRESIDENT:

We, your conference committee, to whom was referred House bill No. 207, entitled "An act relating to insurance, and amending sections 79, 83 and 84 of chapter 49 of the Laws of 1911, have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that subdivision 2 of section 83 be amended to read as follows:

(2) Marine insurance, being ocean and inland risks, transportation and automobiles, but not including any other casualty insurance as hereinafter provided.

Also, amend subdivision 2 of section 84 to read as follows:

(2) Marine Insurance Company—Qualifications. No stock insurance company shall make insurance in this state under class two of section eighty-three without having a capital stock of at least one hundred thousand dollars fully paid and surplus of not less than fifty thousand dollars, nor shall such company make insurance in this state in any other of said classes of insurance excepting in classes one and thirteen and one-half (excepting against the hazard of injury to persons); nor make insurance in class one without having additional capital of at least one hundred thousand dollars; nor make insurance in class thirteen and one-half (excepting against the hazard of injury to persons), in addition to class two without having additional capital of at least fifty thousand dollars, nor in addition to classes one and two without having a capital stock of at least three hundred and fifty thousand dollars.

PLINY L. ALLEN, *Chairman.*

We concur in this report: William Wray, Oliver Hall, Chas. H. Flummerfelt, Eugene A. Childe, Frank P. Goss.

Senator Hall moved the adoption of the report.

The secretary called the roll and the report of the conference committee on House bill No. 207 was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown,

Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, White—32.

Absent or not voting were: Senators Allen, Bowen, Collins, Hutchinson, Imus, Nichols, Piper, Rosenhaupt, Shaefer, Wende—10.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 8, 1913.

MR. PRESIDENT:

The House has passed House bill No. 477, entitled "An act to provide for performing operations to prevent procreation by certain insane, feeble-minded and defective persons confined in certain charitable institutions of the state, and providing for appeals to the superior court in certain cases";

Also, engrossed House bill No. 178, entitled "An act regulating the keeping and deposit of municipal funds, and amending section 5079 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, engrossed House bill No. 458, entitled "An act relating to the leasing of county property and amending section 3854 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, Senate joint resolution No. 7, "Relating to the appointment of a commission to report on co-operative land mortgage banks, or other systems of agricultural credit adapted to the conditions and needs of this state, and to prepare bills on the subject for distribution to all members of the state legislature";

Also, Senate bill No. 332, entitled "An act relating to lands granted to the state for common schools and for educational, penal, reformatory, charitable, capitol building and other purposes," etc.;

Also, Senate bill No. 359, entitled "An act making an appropriation of \$275 for the state library";

Also, Senate bill No. 356, entitled "An act relating to the salary of the state librarian and amending section 6958 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, Senate joint resolution No. 5, "Relating to the printing of additional copies of the advance sheets of Session Laws";

Also, Senate joint memorial No. 10, "Relating to the construction of an additional dry dock at the Puget Sound navy yard, Bremerton, Wash.";

Also, Senate joint memorial No. 12, "Relating to state and federal co-operation in forest fire protection";

Also, engrossed Senate bill No. 141, entitled "An act relating to the renting and repair of improved escheated lands";

Also, engrossed Senate bill No. 142, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of the suit to foreclose the same";

Also House joint memorial No. 10, "Relating to the allotting, classifying and opening to sale and settlement of the 'South Half' or diminished Colville Indian reservation";

Also, engrossed House joint memorial No. 8, "Relative to the improvement of the Columbia river between the mouth of the Willamette river and the city of Vancouver, Wash.";

Also engrossed House joint memorial No. 11, "Relating to the enlargement of the area of public lands available for homesteading in the national forest below an altitude of 3,500 feet, in Lewis county";

Also, engrossed Senate bill No. 428, entitled "An act creating the state public building board, prescribing its powers and duties, providing for the creating of a state public building sinking fund," etc.;

Also, the House has indefinitely postponed engrossed substitute Senate bill No. 8, entitled "An act relating to game, animals, birds and fishes, creating a state game commission and the offices of state game warden, chief deputy game warden and county game wardens," etc.;

Also, the House has adopted the report of the free conference committee on amendments to House bill No. 207, entitled "An act relating to insurance and amending sections 79 and 84 of chapter 49 of the Laws of 1911";

Also, the House has passed engrossed Senate bill No. 148, entitled "An act relating to the establishment and creation of diking districts, and the construction and maintenance of a system of dikes, providing the means of payment therefor and amending section 4107 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with the following amendments:

Amend the title of the original bill by striking the same and substituting in lieu thereof the following: "An act relating to dikes and drains, providing for assessments according to benefits, authorizing the incurring of additional obligations in case of emergency, and validating certain warrants heretofore issued for such purposes, and amending sections 4107 and 4121 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Strike all after the words "section 4107, in line 4 of section 1 of the engrossed bill, and insert in lieu thereof the following:

If at any time it shall appear to the board of diking commissioners that any lands within or without said district as originally established are being benefited by the diking system of said district, and that said lands are not being assessed for the benefits received, or that any lands within said district are being assessed out of or not in proportion to the benefits which said lands are receiving from the maintenance of a

diking system of said district, and said board of diking commissioners shall determine that certain lands, either within or without the boundaries of the district as originally established, should be assessed for the purpose of raising funds for the future maintenance of the diking system of the district, or that the assessments on land already assessed should be equalized by diminishing or increasing the same so that said lands shall be assessed in proportion to the benefits received, said commissioners shall file a petition in the superior court in the original cause, setting forth the facts, describing the lands not previously assessed and the lands the assessments on which should be equalized, stating the estimated amount of benefits per acre being received by each tract of land respectively, giving the name of the owner or reputed owner of each such tract of land, and praying that such original cause be opened for further proceedings for the purpose of subjecting new lands to assessment or equalizing the assessments upon lands already assessed, or both.

Upon the filing of such petition, summons shall issue thereon and be served on the owners of all lands affected, in the same manner as summons is issued and served in original proceedings, as near as may be, and if such new lands lie within the boundaries of any other diking district, said summons shall also be served upon the commissioners of such other diking district.

In case any of the new lands sought to be assessed in said proceedings lie within the boundaries of any other diking district, and the diking commissioners of such other district believe that the maintenance of the dike or dikes of such other district is benefiting lands within the district instituting the proceedings, said diking commissioners of such other district shall intervene in such proceedings by petition, setting forth the facts, describing the lands in the district instituting the proceeding which they believe are being benefited by the maintenance of the diking system of their district, and praying that the benefits to such lands may be determined and such lands subjected to assessment for the further maintenance of the diking system of their district, to the end that all questions of benefits to lands in the respective districts may be settled and determined in one proceeding, and such petitioners in intervention shall cause summons to be issued upon such petition in intervention and served upon the commissioners of the diking district instituting the proceeding and upon the owners of all lands sought to be affected by such petition in intervention.

In case the owner of any such new lands sought to be assessed in said proceeding shall be maintaining a private dike against salt or fresh water for the benefit of said lands, and shall believe that the maintenance of such private dike is benefiting any lands within the district instituting the proceedings, or in case any such new lands sought to be assessed are included within or without the boundaries

of some other diking district and are being assessed for the maintenance of the dikes of such other district, and the owner of such lands believes that the maintenance of the dike or dikes of such other district is benefiting lands included within the district instituting said proceedings, such owner or owners may by answer and cross-petition set forth the facts and pray that at the hearing upon said petition and cross-petition the benefits accruing from the maintenance of the respective dikes may be considered, to the end that a fair and equitable adjustment of the benefits being received by any lands from the maintenance of the various dikes benefiting the same, may be determined for the purpose of fixing the assessments for the future maintenance of such dikes, and may interplead in said proceeding such other diking district in which his lands sought to be assessed in said proceeding are being assessed for the maintenance of the dike or dikes of such other district.

No answer to any petition or petition in intervention shall be required, unless the party served with summons desires to offset benefits or to ask other affirmative relief, and no default judgment shall be taken for failure to answer any petition or petition in intervention, but the petitioners or petitioners in intervention shall be required to establish the facts alleged by competent evidence.

Upon the issues being made up, or upon the lapse of time within which the parties served are required to appear by any summons, the court shall impanel a jury to hear and determine the matters in issue, and the jury shall determine and assess the benefits, if any, which the respective tracts of land are receiving or will receive from the maintenance of the dike or dikes to be maintained, taking into consideration any and all matters relating to the benefits, if any, received or to be received from any dike, structure or improvement, and to credit, or charge, as the case may be, to each tract so situated as to affect any other tract or tracts, or having improvements or structures thereon, or easements granted in connection therewith affecting any other tract or tracts included in such proceedings, and shall specify in their verdict the respective amount of benefits per acre, if any, assessed to each particular tract of land, by legal subdivisions. Upon the return of the verdict of the jury, the court shall enter its judgment in accordance therewith, as supplemental to the original decree, or in case a petition in intervention be filed by the diking commissioners of some other district than that instituting the proceeding, such judgment to be supplemental to all such original decrees, and thereafter all assessments and levies for the future maintenance of any dike or dikes described in said judgment shall be based upon the respective benefits determined and assessed against the respective tracts of land as specified in said judgment. Every person or corporation feeling himself or itself aggrieved by any such judgment may appeal to the supreme court within thirty days after the entry thereof, and such appeal shall bring before

the supreme court the propriety and justness of the verdicts of the jury in respect to the parties to the appeal. No bonds shall be allowed on such appeals. Nothing in this section contained shall be construed as affecting the right of diking districts to consolidation in any manner provided by law.

Amend printed bill by adding a new section to be known as section 2, as follows:

Section 2. That section 4121 of Remington and Ballinger's Annotated Codes and Statutes of Washington be, and the same is hereby amended to read as follows: The board of commissioners of any diking district organized under the provisions of this act shall, on or before the first day of November, of each year, make an estimate of the cost of maintenance of the diking system in such district, which estimate shall include the costs of making any necessary repairs that it might become necessary to make in the maintenance of such system. Such estimates shall be for the succeeding year, and the amount so estimated shall be certified by the board of commissioners to the auditor of the county in which such district is located, on or before said date, and the amount thereof shall be levied against and apportioned to the land in such district benefited by said improvement, in proportion to the maximum benefit originally assessed, and such amount shall be added to the general taxes against said lands and collected therewith: Provided, however, That in case of emergency not in contemplation at the time of making such annual estimate the diking commissioners may incur additional obligations and issue valid warrants therefor in excess of such estimate, and all such warrants so issued shall be valid and legal obligations of such district; and all warrants heretofore issued for such purposes under the provisions of this act are hereby declared to be valid and legal obligations of the district so issuing the same.

Also, the House has adopted the report of the conference committee on Senate amendments to engrossed Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the duties and powers of its officers and employes," etc., with the following recommendations:

First. Your committee recommends that the House recede from the following amendments to the bill:

In section 4, line 6 of the engrossed bill, being line 4 of the printed bill, after the period insert the following sentence: "One of the two members to be named by the governor shall be selected from among a list of five residents of the state submitted to him by the executive board of the State Dairymen's Association."

In subdivision 3, section 6, add after the word "commissioner" in line 8 the words "and to regulate the marketing, sale and distribution of fruit."

In section 10, line 1, insert after the word "commissioner" the words "or any member of the advisory board."

Second. That the Senate concur in the other House amendments to the bill, which are as follows:

In subdivision 13, line 32 of section 6, strike the words "at or" and insert "at least thirty days."

In section 7, line 4 of the engrossed bill, being line 3 of the printed bill, strike the word "he" and insert in lieu thereof the words "the advisory board."

Also, the House has passed Senate bill No. 357, entitled "An act relating to the taxes in cities and towns and amending section 5131 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with the following amendments:

An amendment to section 1, line 4, following the word "exceeding" strike the word "fifteen" and substitute in lieu thereof the word "ten."

In section 1, line 9, following the word "fund" add the following: "Provided, That any such municipal corporation having at present an existing indebtedness it may levy and collect annually a property tax for the payment of current expenses, not exceeding fifteen mills on the dollar."

Also, Senate joint memorial No. 11, "Relating to congress taking such action as will lead to the planting of adequate fortifications on Grays and Willapa Harbors," with the following amendments:

On page 2, line 7 of the original memorial strike the word "corporation" and insert in lieu thereof the word "corporations."

On page 2, line 12 of the original memorial, strike the word "bodes" and insert in lieu thereof the word "bodies."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Stephens moved that the Senate do concur in the House amendments to Senate bill No. 357.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 357 by the following vote.

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—31.

Those voting nay were: Senators Hutchinson, Landon, Steiner—3.

Absent or not voting were: Senators Allen, Bowen, Collins, Imus, Iverson, Nichols, Piper, Troy—8.

Senator Hewitt moved that the Senate do concur in the House amendments to Senate joint memorial No. 11.

The secretary called the roll and the Senate concurred in the House amendments to Senate joint memorial No. 11, by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—34.

Absent or not voting were: Senators Allen, Bowen, Carlyon, Chappell, Collins, Nichols, Piper, Troy—8.

Senator Hammer moved that the Senate do concur in the House amendments to engrossed Senate bill No. 148.

The secretary called the roll and the Senate concurred in the House amendments to engrossed Senate bill No. 148, by the following vote:

Those voting aye were: Senators Bethel, Brown, Campbell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Anderson, Bowen, Carlyon, Chappell, Collins, Jackson, Piper, Scott, Stephens—10.

Senator Sharpstein moved that the rules be suspended and all House bills hereafter received be placed on general file without reference to committees.

The motion was lost.

The secretary read

HOUSE JOINT MEMORIAL NO. 11.

By Messrs. Siler, Field and W. E. Arnold:

STATE OF WASHINGTON—THIRTEENTH REGULAR SESSION.

To the President of the United States of America.

To the Honorable Senate and House of Representatives of the United States:

We, your memorialists, the Senate and House of Representatives of the State of Washington in legislative session assembled (thirteenth regular session), most respectfully represent and pray as follows:

WHEREAS, The congress of the United States passed an act entitled "An act to provide for the entry of agricultural land within forest reserves," approved June 11, 1906, and

WHEREAS, The said act was designed by congress to enable homesteaders to acquire agricultural lands in forest reserves, but, owing to the interpretation given by forest officers as to what constitutes agricultural lands, the intent and object of the act is rendered almost wholly negative, and

WHEREAS, There are thousands of homesteaders who would apply for agricultural lands in forest reserves, but on account of the discouraging treatment received by those who have applied for homesteads they are deterred, and consider such an application a waste of time, and

WHEREAS, This condition has prevailed for a number of years, and the growth and development of the country is retarded, and thousands of settlers are turned away annually from our state; and

WHEREAS, Large areas of Lewis county are included in forest reserves which contain thousands of acres of agricultural lands; and

WHEREAS, Prior to the creation of forest reserves, settlement was general throughout this county, and the settlements still exist, although unable to expand and develop in a natural way, due to the restrictions imposed by the immediate presence of the national forests, and the national forests yielding no taxes to either county or state, the settlements scattered throughout the forest reserves are held woefully backward, due not alone to the fact that they are unable to invite more new settlers to join them, but also from a lack of revenue from the surrounding forest lands which would help to build roads, erect and maintain schools, and carry on all functions of progressive civilization, such as if the surrounding lands were open to settlement and cultivation; and

WHEREAS, A great number of settlers are coming into Lewis county and the large number already here who desire homesteads are daily appealing to the commercial organizations to assist them in procuring homesteads; and

WHEREAS, An emergency now exists in Lewis county for the enlargement of the area of public lands available for homesteading; therefore

We, your memorialists, most earnestly and respectfully pray that all lands in Lewis county, now held in the national forests below an altitude of thirty-five hundred (3,500) feet above sea level, be immediately withdrawn from the national forests, including all such lands as have been set aside for so-called administrative sites, and that all such lands be made at once available for settlement under the homestead act, and

That the authority of the national forest officers shall not prevail below said elevation of thirty-five hundred (3,500) feet in Lewis county.

The secretary of state is hereby directed to immediately send certified copies of this memorial to the president of the United States, president of the United States Senate, the speaker of the House of representatives and to each of the senators and congressmen for the State of Washington.

On motion of Senator Jensen, the rules were suspended, the memorial read the second time and referred to committee on memorials.

The secretary read

HOUSE JOINT MEMORIAL NO. 10.

By Mr. McFarland:

*To the Honorable, The President of the United States of America;
To the Honorable Senate and House of Representatives of the United States; and to the Honorable Secretary of the Interior:*

We, your memorialists, the Senate and House of Representatives of the State of Washington, in legislative session assembled (thirteenth regular session) respectfully represent and pray as follows:

WHEREAS, The United States by and through its commissioner of Indian affairs and the department of the interior, made and entered into an agreement on the first day of December in the year 1905, with the Colvilles and other tribes of Indians for payment to them for lands ceded in the "north half" of the Colville Indian reserve, now situate in Ferry and Okanogan counties, this state; and providing for allotments to them in the said "south half" or diminished Colville Indian reserve, and for the classification, sale and settlement of all the residue or unallotted lands therein, at prices and terms set forth in said agreement, the proceeds thereof to be paid to the Indians; and

WHEREAS, It is provided in said agreement by article two thereof, as follows:

Article II. After the lands within the said diminished reservation have been surveyed and allotments made to the Indians entitled thereto, as provided in article I of this agreement, the residue or surplus lands—that is, the lands not allotted—of the said diminished reservation shall be classified, under the direction of the secretary of the interior, as irrigable lands, grazing lands, timber lands, mineral lands, or arid lands, and shall be appraised under their appropriate classes by legal subdivisions, with the exception of the lands classed as mineral lands,

which need not be appraised, but shall be subject to location and disposal under the mineral-land laws of the United States, and upon completion of the classification and appraisal the lands shall be opened to settlement and entry at not less than their appraised value by proclamation of the president, which proclamation shall prescribe the manner in which these lands shall be settled upon, occupied, and entered by persons entitled to make entry thereof: *Provided*, That the price of said lands when entered shall be that fixed by the appraisal as herein provided for, which shall be paid in accordance with rules and regulations to be prescribed by the secretary of the interior upon the following terms: One-fifth of the purchase price to be paid in cash at the time of entry and the balance in five equal annual installments, to be paid in one, two, three, four, and five years, respectively, from and after the date of entry, and in case any entry man fails to make the annual payments, or any of them, promptly when due, all rights in and to the land covered by his or her entry shall cease and any payments theretofore made shall be forfeited and the entry cancelled, and the land shall be reoffered for sale and entry: *Provided further*, That the lands remaining undisposed of at the expiration of five years from the opening of the said lands to entry shall be sold to the highest bidder for cash at not less than one dollar per acre, under rules and regulations to be prescribed by the secretary of the interior, and that any lands remaining unsold ten years after the said lands shall have been opened to entry may be sold to the highest bidder for cash without regard to the above minimum limit of price; that lands disposed of under the townsite and mineral-land laws shall be paid for at the prices provided for by law, and the United States agrees to pay to said Indians the proceeds derived from the sales of said lands, and also to pay the said Indians, parties thereto, the sum of one million five hundred thousand dollars for the lands vacated and opened to settlement by the act of July first, eighteen hundred and ninety-two, which amount, together with the proceeds derived from the sales of the surplus lands of the said diminished reservation shall be paid to and expended for said Indians in the manner hereinafter provided." (Document No. 332, 59th Congress, 1st Session, p. 11), and

WHEREAS, The congress of the United States passed an act, entitled "An act to authorize the sale and disposition of surplus or unallotted lands of the diminished Colville Indian reservation, in the State of Washington, and for other purposes," approved March 22, 1906 (34 Stats. L., part 1, page 80), and

WHEREAS, Said act was drafted by the commissioner of Indian affairs in ratification of said agreement, and said act ratified and confirmed the provision of the aforesaid agreement, and in particular, provided for the classification, sale and settlement of the surplus, or unallotted land, in accordance with the terms and conditions set forth

in article two of the aforesaid agreement; and by section eleven of said act it was further provided, the secretary of the interior may reserve from the said lands such tracts for townsite purposes, as in his opinion may be required for future public interests, and may withhold such lands as may be included in any feasible irrigation project to be disposed of under the reclamation act of June seventeenth, 1902, and

WHEREAS, There is about 2,250 Indians found to be entitled to allotment in said reservation, and the setting aside of allotments was begun three years ago, and that no more than 1,500 Indians have to this time been allotted; and there has been ample time to complete said allotments, and

WHEREAS, By reasonable diligence of the allotments of said land should now be complete, and the residue lands opened for sale and settlement as provided in the said agreement and the said act of congress of March 22, 1906, and

WHEREAS, Said reservation includes in area approximately 1,500,000 acres, and is of varied resources, consisting of mineral, timber, agricultural, horticultural, and grazing lands and is a very material and important section of our state, and the settlement of the remaining or unallotted lands as provided in said agreement and the said act would mean an improved, and producing and prosperous section of our state, adding its wealth and prosperity to the state and nation, and

WHEREAS, Justice to the people of this state demands the speedy allotment of lands to the Indians in said reservation, and the speedy opening of the residue lands to sale and settlement as provided by the aforesaid agreement and the aforesaid act of congress, and

WHEREAS, The people of a local community can best be trusted to decide what is for their best interests and for that policy which will best subserve the public interests;

Therefore, We most earnestly and respectfully ask that the said "south half" or diminished Colville Indian reservation be allotted, classified, and opened to sale and settlement without further delay, and as speedily as possible and in accordance with the terms and conditions of the aforesaid agreement of December 1st, 1905, and the said act of congress of March 22nd, 1906.

The secretary of state is hereby directed to immediately transmit a certified copy of this memorial to the honorable president of the United States of America, to the president of the Senate, and speaker of the House of Representatives, to the honorable secretary of the interior, and to each of the senators and representatives in congress from this state.

On motion of Senator Jensen, the rules were suspended, the memorial read the second time and referred to committee on memorials.

The secretary read

HOUSE JOINT MEMORIAL NO. 8.

By Mr. McCoy:

Relative to the improvement of the Columbia river between the mouth of the Willamette river and the city of Vancouver, Washington.
To the Honorable Senate and the House of Representatives of the United States in Congress assembled:

WHEREAS, The Columbia river is the southern boundary of the State of Washington, and for one hundred (100) miles above its mouth and to the mouth of the Willamette river is navigable for deep sea vessels and at no point *on the above described river* within this state that can be reached by the transcontinental railroads are there harbor facilities to handle the commerce naturally tributary thereto, and

WHEREAS, There is sufficient channel to navigate deep water vessels between the mouth of the Willamette river and the port of Vancouver, a distance of five (5) miles, with the exception of a small bar which could be easily removed and at a moderate expense, and

WHEREAS, Under the statutes of this state a port district has been established at Vancouver, which district is levying taxes for the improvement of the harbor and it is of the utmost importance to the shipping interest of this state and the whole "Inland Empire" that this their nearest outlet to ocean commerce should be made available for deep sea shipping; therefore,

Your memorialists, the Senate and House of Representatives of the State of Washington in thirteenth regular session assembled, most respectfully represent and petition as follows:

That the removal of the bar between the port of Vancouver and the mouth of the Willamette river is essential to the development and convenience of the State of Washington and all of the great region drained by the Columbia river and its tributaries; and you are hereby earnestly requested to provide by appropriation all sums necessary to aid the port district of Vancouver in completeing the improvements of this harbor.

On motion of Senator Jensen, the rules were suspended, the memorial read the second time and referred to committee on memorials.

On motion of Senator French, engrossed House joint memorial No. 11, House joint memorial No. 10, and engrossed House joint memorial No. 8, were placed on general file.

Engrossed House bill No. 178, by Mr. Davis, entitled "An act regulating the keeping and deposit of municipal funds and

amending section 5079 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 458, by delegation of King county, entitled "An act relating to the leasing of county property and amending section 3854 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Rosenhaupt, the rules were suspended, the bill was read the second time by title and referred to committee on judiciary.

House bill No. 477, by committee on medicine, dentistry, surgery and hygiene, entitled "An act to provide for performing operations to prevent procreation by certain insane, feeble-minded and defective persons confined in certain charitable institutions of the state, and providing for appeals to the superior court in certain cases."

The bill was read the first time, and on motion of Senator Jensen, the rules were suspended, the bill was read the second time by title and referred to the committee on medicine, dentistry, surgery and hygiene.

GENERAL FILE.

Senator White moved that special order for consideration of Senate bill No. 450, set for 7:30 o'clock this evening be made a special order for 2 o'clock tomorrow afternoon.

The motion carried.

Senate bill No. 463, by Senator White, entitled "An act relating to taking effect of laws passed during the session of 1913 of the legislature of the State of Washington, relating to the size and capacity of berry boxes," was read third time.

The secretary called the roll on final passage of Senate bill No. 463 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hammer, Hewitt, Hutchinson, Imus,

Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Wende, White—33.

Absent or not voting were: Senators Anderson, Flummerfelt, Hall, Jackson, Nichols, Piper, Steiner, Stephens, Weatherford—9.

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

Senate bill No. 464, by Senators Iverson and Allen, entitled "An act authorizing and directing certain state officers to convey to the United States of America certain lands," was read third time.

The secretary called the roll on final passage of Senate bill No. 464 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Wende, White—34.

Absent or not voting were: Senators Anderson, Hall, Jackson, Nichols, Piper, Sharpstein, Troy, Weatherford—8.

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

Engrossed House bill No. 372, by Mr. Stewart, entitled "An act relating to taxation and amending section 9112 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Espy moved to amend the bill by striking the words "not to exceed" in lines 9 and 10, section 1 of the engrossed bill.

The amendment failed to carry.

The secretary called the roll on final passage of engrossed House bill No. 372, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen,

Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Troy, Wende—33.

Voting nay: Senator Shaefer—1.

Absent or not voting were: Senators Bethel, Espy, Jackson, Nichols, Piper, Sharpstein, Weatherford, White—8.

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

Senator Espy moved that the vote by which Senate bill No. 157 failed to pass the Senate be reconsidered.

The motion carried.

Senator Sharpstein moved that the rules be suspended and that all House bills received today or hereafter be placed on general file without reference to committees and that House bills received today and referred to committees be withdrawn and placed on general file.

The motion carried.

On motion of Senator Iverson, the rules were suspended and Senate bill No. 157 was taken up at this time.

On motion of Senator Iverson, the bill was amended as follows:

In section 1, line 13 of the original bill, strike the word "Article" and the balance of the section, and substitute therefor the words: "Article 16. Section 5. None of the permanent school fund of this state shall ever be loaned to private persons or corporations unless secured by first mortgage on farm lands in the State of Washington, at not to exceed one-half of the average of the assessed value of such real estate for general taxation for three assessments preceding the filing of the application for such loan, but such fund may be invested in national, state, county, municipal or school district bonds."

Senator Metcalf moved to amend the bill by adding to the end of section 1 the following "or land improvement bonds."

The motion was lost.

On motion of Senator Allen, the bill was amended by striking the words "unless secured by" in Senator Iversons' amendment, and substituting the words "except however, the legisla-

ture may provide under proper regulations and restrictions the loaning of such funds upon."

The secretary called the roll on final passage of Senate bill No. 157 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Weatherford—32

Voting nay were: Senators French, Scott—2.

Absent or not voting were: Senators Carlyon, Collins, Nichols, Rosenhaupt, Sutton, Troy, Wende, White—8.

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

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 10, 1913.

Your committee on enrolled bills, to whom was referred enrolled senate bill No. 332, entitled "An act relating to lands granted to the state for common schools and for educational, penal reformatory, charitable, capitol building and other purposes; providing for the completion of such grants and the relinquishment of certain granted lands; and making an appropriation;"

Also, enrolled Senate bill No. 356, entitled "An act relating to the salary of the state librarian and amending section 6958 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 359, entitled "An act making an appropriation of two hundred seventy-five dollars for the state library;"

Also, enrolled Senate bill No. 141, entitled "An act relating to the renting and repair of improved escheated lands;"

Also, enrolled Senate bill No. 142, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of the suit to foreclose the same;"

Also, enrolled Senate joint resolution No. 5, "Relating to the printing of additional copies of the advance sheets of Session Laws;"

Also, enrolled Senate concurrent resolution No. 19, "Relating to a bill granting to the United States certain lands for torpedo station;"

Also, enrolled Senate concurrent resolution No. 18, "Relating to introduction of bill relating to time of taking effect of laws passed during session of 1913 of the Legislature of the State of Washington;"

Also, enrolled Senate joint memorial No. 12, "Relating to state and federal co-operation in forest fire protection;"

Also, enrolled Senate joint memorial No. 10, "Relating to the construction of an additional dry dock at the Puget Sound Navy Yard, Bremerton, Washington;"

—have compared same with the original and engrossed bills, resolutions and memorials and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, John E. Chappell, Harry Rosenhaupt.

Senator Rosenhaupt stated he had compared enrolled Senate bill No. 332, with the original bill and found same correctly enrolled; Senator Anderson made the same statement relative to enrolled Senate bill No. 356; Senator Anderson, relative to enrolled Senate bill No. 359; Senator Phipps, relative to enrolled Senate bill No. 141, and enrolled Senate bill No. 142.

The president signed enrolled Senate bills Nos. 332, 356, 359, 141 and 142; enrolled Senate joint memorials Nos. 10 and 12; and Senate joint resolution No. 5; and enrolled Senate concurrent resolutions Nos. 18 and 19.

Senator Scott withdrew his notice of a motion to reconsider the vote by which Senate bill No. 453 passed the Senate.

Substitute Senate bill No. 175, by committee on cities of the first class, entitled "An act amending sections 11, 12, 13, 14, 24, 27, 33, 34, 47 and 72 of chapter 98, Laws of 1911, entitled 'An act relating to local improvements in cities and towns, and repealing certain acts and parts of acts,' approved March 17, 1911; and further amending said act by adding thereto a new section to be known as section 73," was read third time.

Senator Jensen moved to amend the bill by inserting after the word "improvement" in line 28, section 1 of the substitute bill, the words "Provided that such actual cost shall in no case be more than ten per cent in excess of first estimate."

The amendment failed to carry.

The secretary called the roll on final passage of substitute Senate bill No. 175, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Troy, Wende, White—31.

Those voting nay were: Senators Chappell, Cotter, Jensen, Weatherford—4.

Absent or not voting were: Senators Carlyon, Collins, Espy, Jackson, Sharpstein, Stephens, Sutton—7.

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

Senator Rosenhaupt withdrew his notice of a motion to reconsider the vote by which Senate concurrent resolution No. 21 passed the Senate.

At 12 o'clock noon, on motion of Senator Allen, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock p. m.

The secretary read Senate concurrent resolution No. 22, by Senator Nichols:

Resolved, by the Senate, the House concurring, that consent be and is hereby granted the Senate committee on roads and bridges to introduce a bill relating to public highways and providing a levy therefor.

Senator Nichols moved the adoption of the resolution.

The secretary called the roll and Senate concurrent resolution No. 22 was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende, White—35.

Absent or not voting were: Senators Brown, Hutchinson, Imus, Jackson, Landon, Troy, Weatherford—7.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 310, entitled "An act to amend section 8 and 16 of an act, entitled 'An act relating to the forests of the state; providing for fire wardens and forest rangers and a state forester and fire warden; defining the powers and duties of such officers and,' " etc;

Also, House bill No. 444, entitled "An act relating to local improvements in cities and towns and amending sections 47 and 52 of chapter 98 of the Laws of 1911;"

Also, House bill No. 501, entitled "An act relating to township organization, amending title 505, sections 37, 73, 75, 83, 87, 91, 143 and 165 of Pierce's Washington Code 1912;"

Also, House bill No. 536, entitled "An act relating to public service properties and utilities and amending sections 6, 15, 28, 37, 40, 48, 60, 81, 82, 86, 89, and 103 of the public service commission law, being chapter 117, Laws of 1911;"

Also, Senate concurrent resolution No. 20, "Relating to the introduction by the Senate committee on appropriations of bill carrying miscellaneous appropriations;"

Also, Senate bill No. 464, entitled "An act authorizing and directing certain state officers to convey to the United States of America certain lands;"

Also, Senate bill No. 463, entitled "An act relating to the time of taking effect of laws passed during the session of 1913 of the Legislature of the State of Washington relating to the size of berry boxes;"

Also, Senate concurrent resolution No. 22, "Relating to the introduction of a bill providing for a state road levy;"

Also, the speaker has signed enrolled Senate bill No. 141, entitled "An act relating to the renting and repair of improved escheated lands;"

Also, enrolled Senate bill No. 142, entitled "An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands," etc.;

Also, enrolled Senate bill No. 332, entitled "An act relating to lands granted to the state for common schools and for educational, penal, reformatory, charitable, capitol building and other purposes," etc.;

Also, enrolled Senate bill No. 356, entitled "An act relating to the salary of the state librarian," etc.;

Also, enrolled Senate bill No. 359, entitled "An act making an appropriation of two hundred seventy-five dollars for the state library;"

Also, enrolled Senate joint memorial No. 10, Relating to an additional dry dock at the Bremerton Navy Yard;

Also, enrolled Senate joint memorial No. 12, Relating to state and federal co-operation in forest fire protection;

Also, enrolled Senate concurrent resolution No. 18, Resolving that consent be given to the introduction of a bill relating to the time of taking effect of laws passed during the session of 1913, etc.;

Also, enrolled Senate concurrent resolution No. 19, Resolving that consent be given to the introduction in the Senate of a bill granting to the United States certain tide lands;

Also, enrolled Senate joint resolution No. 5, Relating to the printing of advance sheets of the Session Laws;

Also, enrolled House bill No. 475, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Kelso westerly to a point on the National Park highway where said highway crosses the Naselle or the Bear rivers;"

Also, enrolled House bill No. 27, entitled "An act relating to false statements, and making the same a gross misdemeanor;"

Also, enrolled House concurrent resolution No. 29, Relating to the introduction of a bill by Mr. Hastings, entitled "An act relating to the granting of franchises for street railways by cities of the first class, and reviving and validating certain charter provisions thereof, and declaring the application of this act and repealing certain acts and all laws or parts of laws in conflict therewith;"

Also, enrolled House concurrent resolution No. 30, relating, "Consent be and is hereby given to the introduction of a bill granting to the city of Wenatchee shore lands for park purposes;"

Also, enrolled House bill No. 93, entitled "An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands," etc.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 10, 1913.

Your committee on engrossed bills, to whom was referred engrossed Senate bill No. 157, entitled "An act to amend section 5 of article 16 of the Constitution of the State of Washington, relating to the investment of public funds," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

We concur in this report: John E. Chappell, G. E. Steiner, Walter S. Davis, W. C. McCoy.

The president signed enrolled House bills Nos. 475, 27, 93; enrolled House concurrent resolutions Nos. 29 and 30.

On motion of Senator Steiner Senate bill No. 311 was stricken from the calendar.

The secretary read the minority and majority reports on Senate bill No. 220.

On motion of Senator Phipps, the minority report was adopted.

Senate bill No. 220, by Senators Phipps and McGuire, entitled "An act authorizing the completion of the final survey of the Quincy valley irrigation project, and appropriating money therefor," was read third time.

On motion of Senator Phipps, the Senate resolved itself into a committee of the whole to consider Senate bill No. 220.

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

On motion of Senator Campbell, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 220, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Landon, Metcalf, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Wende, White—29.

Those voting nay were: Senators Allen, Anderson, Brown, Cotter, Jensen, McCoy, Nichols, Scott, Sharpstein, Troy, Weatherford—11.

Absent or not voting were: Senators Imus, Leonard—2.

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

When Senator Espy's name was called he made the following statement and requested that it be spread upon the journal:

Mr. President: I too desire to explain my vote. It is true the governor has vetoed certain bills, some of which, at least, I favored and voted for. It is also true that he has the constitutional right to veto any measure passed by the legislature if in his judgment such veto would be for the best interests of the state, and that without reference to the action of the legislature on any other matter. It is the privilege and duty of the legislature, and each member thereof to consider and vote on each matter and bill on its merits without respect to any veto

which may have been or in the future may be on other matters. Although believing in the utmost economy consistent with the best interests of the state, I believe this bill is a meritorious measure, and without reference to past or prospective vetoes, but on its individual merits alone, I am constrained to vote "aye." H. A. ESPY.

Senate bill No. 187, by Senators McGuire and Phipps, entitled "An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties known as Quincy Valley land and lands in the neighborhood of the system which can be feasibly brought under the same source of water supply and providing for the construction, maintenance and operation of a system of storage and irrigation works for that purpose; said system to consist of storage and irrigation works for the impounding and storage of water in and about Lake Wenatchee and Fish Lake, in Chelan county, and their inlets, and in and about the Wenatchee river and its tributaries, and for the carriage and distribution of said impounded water to said lands and to develop hydro-electric power incidental to the irrigation of said lands; and to provide for the creation of a state recalculation board and defining its duties and powers, and for the issuance and sale of state bonds to create a fund for said construction, and to provide ways and means, exclusive of loans, by means of a sinking fund and an improvement fund created by this act, to pay the interest on said bonds as it falls due; and also to pay and discharge the principal amount of said bonds within twenty years from the time for the contracting thereof; and to provide for the maintenance and operation of said works by means of said improvement fund; and to provide for the submission of this act to a vote of the people of the State of Washington under and in accordance with the provisions of article eight (8) section three (3) of the constitution of the state and making appropriation to carry this act into effect," was read third time.

On motion of Senator McGuire, the Senate resolved itself into a committee of the whole to consider Senate bill No. 187.

The bill was considered in the committee of the whole, Senator Collins in the chair, and reported back to the Senate with

the recommendation that it do pass with the following amendments:

In section 7, line 26 of the original bill, strike the words "hydraulic engineer" and substitute in lieu thereof the word "geologist."

In section 34, line 2, page 18 of the original bill, after the word "of" insert the words "ten thousand," and in line 3 of the original bill, after the word "dollars" insert the words "or so much thereof as may be necessary."

In section 35, line 10 of the original bill, strike the words "a majority" and substitute therefor the words "sixty per cent"; also in line 16 of the original bill, same section, strike the words "a majority" and substitute therefor the words "more than forty per cent." and add at the end of section 35 the following: "*Provided*, That the vote cast upon such question or measure shall equal one-third of the total vote cast at such election and not otherwise."

On motion of Senator Collins, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 187 and it failed to pass by the following vote:

Those voting aye were: Senators Bethel, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Metcalf, Nichols, Phipps, Shaefer, Sutton, White—20.

Those voting nay were: Senators Allen, Anderson, Bowen, Brown, Chappell, Cotter, Hall, Jensen, Landon, McCoy, McGuire, Rosenhaupt, Scott, Sharpstein, Steiner, Troy, Weatherford, Wende—18.

Absent or not voting were: Senators Imus, Leonard, Piper, Stephens—4.

Senator McGuire gave notice of a motion to reconsider the vote by which Senate bill No. 187 failed to pass the Senate.

On motion of Senator Nichols, the following statement was ordered entered upon the record:

"Only an ultimatum from the House leaders today finally forced Senator Nichols, of King, chairman of the Senate road committee, to consent to report the road appropriation bill out of his committee and let the Senate pass it. Nichols has balked for four days against the bill as it passed the House and threatened to leave the state without a road appropriation bill, as occurred two years ago, if he was not allowed to amend the bill to his own satisfaction. Late this afternoon

Nichols finally receded from his position and the bill was brought before the Senate and passed at 5:05 o'clock."

OLYMPIA, WASH., March 8, 1913.

We, the undersigned senators of the State of Washington, hereby protest against the above article which appeared in the Seattle Post-Intelligencer, Saturday, March 8, as being wholly uncalled for, and as being absolutely a misrepresentation of the position of the chairman of the roads and bridges committee and the facts in this case.

PLINY L. ALLEN.

E. L. FRENCH.

E. M. STEPHENS.

ED. BROWN.

OLIVER HALL.

A. W. ANDERSON.

JOHN L. SHARPSTEIN.

A. H. IMUS

D. A. SCOTT.

GEO. W. SHAEFER.

D. LANDON.

R. A. HUTCHINSON.

JOSIAH COLLINS.

PETER IVERSON.

E. HAMMER.

G. E. STEINER.

W. J. SUTTON.

HARVE H. PHIPPS.

HARRY ROSENHAUPT.

P. H. CARLYON.

FRANK C. JACKSON.

B. A. BOWEN.

W. C. MCCOY.

GEORGE U. PIPER.

H. B. HEWITT.

RALPH METCALF.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

The House has passed engrossed House bill No. 347, entitled "An act to establish a code of probate law and procedure including the making and probating of wills," etc.;

Also, engrossed House bill No. 537, entitled "An act defining what is an interest in public contracts by certain city officials, prescribing penalties, amending section 7702 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 466, entitled "An act relating to appeals to the supreme court of the State of Washington and amending sections 1718 and 1740 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 550, entitled "An act relating to the sale, use, and disposition of milk cans, milk bottles, milk jars, ice cream cans, ice cream tubs, and other milk or ice cream containers and providing a penalty for the violation thereof;"

Also, House bill No. 623, entitled "An act relating to the state law library and to its management, providing for the appointment of a librarian thereof and defining his duties."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on rules, to whom was referred Senate bills 447 and 465, recommend that said bills be placed at the head of the calendar for immediate consideration.

LOUIS F. HART, *Chairman*.

We concur in this report: Josiah Collins, P. H. Carlyon, Geo. W. Shaefer, John L. Sharpstein, D. S. Troy, Oliver Hall.

On motion of Senator Collins, the report of the committee was adopted.

Senate bill No. 465, by committee on roads and bridges, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended in chapter 53 of the Session Laws of 1911," was read first, second and third time, the rules being suspended on motion of Senator Nichols, and placed on final passage.

The secretary called the roll on final passage of Senate bill No. 465, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—33.

Those voting nay were: Senators Brown, Cotter, Espy, Jensen—4.

Absent or not voting were: Senators Chappell, Imus, Jackson, Piper, Stephens—5.

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

On motion of Senator Nichols, consideration of Senate bill No. 447 was laid over, the bill to retain its place on the calendar.

The secretary read the majority and minority reports on Senate bill No. 276.

On motion of Senator McGuire, the majority report was adopted.

Senate bill No. 276, by Senator McGuire, entitled "An act amending section 6675 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding sections 6661a, 6661b, 6661c, 6661d and 6675a thereto, providing for the sale of certain university lands and university transfer and indemnity lands, charitable, education, penal and reformatory institution lands, normal school lands, capitol building lands, and agricultural college lands in the State of Washington, and fixing the manner and condition of sale," was read third time.

On motion of Senator McGuire, the bill was amended by striking the words "capitol building lands," in line 20, section 1 of the original bill.

Senator Allen moved to amend the bill by striking in section 1, lines 17 and 18 of the original bill, the words "university lands, including university transfer and indemnity lands."

Senator Collins moved as a substitute to insert in Section 1, line 15 of the original bill, after the word "That," the words "not to exceed one-half" and strike in lines 21, 22, 23 and 24 all county names except "Douglas and Stevens."

The substitute motion failed to carry.

A roll call was demanded by Senators Allen, Bowen, Steiner, Piper, Hutchinson, Chappell, Jensen, on the motion made by Senator Allen.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Allen, Bowen, Davis, Espy, Iverson, Jensen, Landon, Nichols, Steiner, White—10.

Those voting nay were: Senators Anderson, Bethel, Brown, Campbell, Chappell, Collins, Cotter, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende—25.

Absent or not voting were: Senators Carlyon, Hewitt, Imus, Jackson, Metcalf, Stephens, Sutton—7.

On motion of Senator Allen, the bill was amended by substituting the word "or" for the word "and" in section 4, line 19 of the original bill, and by striking section 6 of the bill.

Senator Sutton moved to amend the bill by inserting the words "every odd-numbered section of" after the word "That" in line 15, section 1 of the original bill.

The amendment carried.

The secretary called the roll on final passage, and Senate bill No. 276, as amended, passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Troy, Weatherford, Wende—30.

Those voting nay were: Senators Allen, Davis, Espy, Jackson, Jensen, Landon, Steiner, White—8.

Absent or not voting were: Senators Hewitt, Imus, Nichols, Sutton—4.

On motion, the words "capitol building lands" were stricken from the title of the bill, and the amended title was ordered to stand as the title of the act.

When Senator Jensen's name was called he made the following statement and requested the same placed upon the record:

"The title to these lands should forever remain vested in the commonwealth subject to lease on terms most profitable to institutions for whose benefit they were set aside. I vote No.

"PEDER JENSEN."

Senator Allen moved that the Senate do now take a recess until 8 o'clock this evening.

The motion was lost.

Senate bill No. 455, by Senator McGuire, entitled "An act authorizing and directing the state highway commissioner to examine and report on the feasibility of a secondary highway from Wenatchee easterly through the towns of Quincy, Ephrata and Wilson Creek to the city of Harrington," was read third time.

Senator Bethel moved to amend the bill by substituting the word "primary" for word "secondary" in line 4, section 1 of the original bill.

The amendment was lost.

The secretary called the roll on final passage of Senate bill No. 455 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—37.

Absent or not voting were: Senators Campbell, Imus, Landon, Scott, Troy—5.

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

Senator Bethel gave notice of a motion to reconsider the vote by which Senate bill No. 455 passed the Senate.

Senate bill No. 456, by committee on roads and bridges, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a secondary state road from Bremerton, in Kitsap county, southwesterly to a point on the proposed Olympic highway between Shelton and Hoodspport, in Mason county," was read third time.

On motion of Senator Nichols, the bill was amended as follows:

In lines 1, 2 and 3, section 1 of the original bill, strike the words "is hereby authorized to make such surveys and examinations as may be necessary to determine" and insert in lieu thereof the words "having reported upon."

In line 13, section 1 of the original bill, after the word "county" strike the semicolon and insert in lieu thereof a comma, and strike the balance of the section and insert in lieu thereof the words "the same is hereby established as a secondary state road."

The secretary called the roll on final passage of Senate bill No. 456, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Campbell, Hutchinson, Imus, Landon, Scott, Shaefer, Steiner—7.

On motion of Senator Nichols, the title of the bill was amended by striking the words "directing the state highway commissioner to examine and report on the feasibility of" and insert in lieu thereof the word "establishing," and the title as amended was ordered to stand as the title of the act.

Senate bill No. 447, by committee on roads and bridges, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads," was read third time.

On motion of Senator Nichols, the Senate resolved itself into a committee of the whole to consider Senate bill No. 447.

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

On motion of Senator Phipps, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 447, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jackson, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Those voting nay were: Senators Bethel, Cotter, Jensen—3.

Absent or not voting were: Senators Imus, Iverson, Landon—3.

When Senator Espy's name was called he made the following statement and requested the same to be spread upon the journal:

"Mr. President, I believe this to be an iniquitable distribution of the state highway funds, but as it appears to be the best possible of realization, I wish to be recorded as voting 'aye.' H. A. ESPY."

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

Senator Bethel withdrew his notice of motion to reconsider the vote by which Senate bill No. 455 passed the Senate.

Senate bill No. 457, by committee on roads and bridges, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a state road from Meyers Falls, in Stevens county, southerly to a point on state road No. 7 at or near Davenport, in Lincoln county," was read third time.

On motion of Senator Nichols, the bill was amended by inserting the word "secondary" between the words "a" and "state" in line 10, section 1 of the original bill, and by striking the words "state road No. 7" in line 14, section 1 of the original bill, and inserting in lieu thereof the words "Sunset highway."

The secretary called the roll on final passage of Senate bill No. 457, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—36.

Absent or not voting were: Senators Carlyon, Flummerfelt, Iverson, Landon, Scott, Sharpstein—6.

On motion, the title of the bill was amended by inserting the word "secondary" between "a" and "state," and by striking the words "state road No. 7" and inserting "Sunset highway" in lieu thereof, and the amended title was ordered to stand as the title of the act.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 10, 1913.

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 148, entitled "An act relating to the establishment and

creation of diking districts, and the construction and maintenance of a system of dikes, providing the means of payment therefor and amending section 4107 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 357, entitled "An act relating to taxes in cities and towns and amending section 5131 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 428, entitled "An act creating the state public building board; prescribing its powers and duties; providing for the creating of a state public building sinking fund, and levying a tax therefor, and making an appropriation therefrom;"

Also, enrolled Senate bill No. 463, entitled "An act relating to the time of taking effect of laws passed during the session of 1913 of the Legislature of the State of Washington relating to the size of berry boxes;"

Also, enrolled Senate bill No. 464, entitled "An act authorizing and directing certain state officers to convey to the United States of America certain lands;"

Also, enrolled Senate concurrent resolution No. 20, "Relating to the introduction by the Senate committee on appropriations of a bill carrying miscellaneous appropriations;"

Also, enrolled Senate concurrent resolution No. 22, "Relating to the introduction of a bill providing for a state road levy;"

Also, enrolled Senate joint resolution No. 7, "Relating to the appointment of a commission to report on co-operative land mortgage banks, or other systems of agricultural credit adapted to the conditions and needs of this state, and to prepare bills on the subject for distribution to all members of the State Legislature;"

Also, enrolled Senate joint memorial No. 11, "Relating to Congress taking such action as will lead to the planting of adequate fortifications on Grays and Willapa harbors;"

Also, enrolled Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employes in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils, and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts;"

—have compared same with the engrossed bills and original bills, resolutions and memorial and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report D. A. Scott, John E. Chappell.

Senator Troy stated he had compared enrolled Senate bill No. 247 with the original and found it correctly enrolled; Senator Hammer made the same statement relative to enrolled

Senate bill No. 148; Senator Sharpstein relative to enrolled Senate bill No. 357; Senator Scott as to enrolled Senate bill No. 428; Senator White as to enrolled Senate bill No. 463; Senators Iverson and Anderson as to enrolled Senate bill No. 464.

The president signed enrolled Senate bills Nos. 148, 357, 428, 463, 464 and 247; enrolled Senate concurrent resolutions Nos. 20 and 22; enrolled Senate joint resolution No. 7, and enrolled Senate joint memorial No. 11.

At 5:30 p. m., on motion of Senator Allen, the Senate took a recess until 8 o'clock this evening.

EVENING SESSION.

The president called the Senate to order at 8 o'clock p. m.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

The House has adopted the report of the free conference committee on Senate amendments to engrossed House bill No. 523, entitled "An act relating to the initiative and referendum";

Also, the House has passed engrossed House bill No. 37, entitled "An act relating to barbering and amending sections 7010 and 7011 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 38, entitled "An act relating to the practice of medicine, surgery, osteopathy and other modes of treating the sick and afflicted, and amending section 8393 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 39, entitled "An act relating to the practice of veterinary medicine, surgery and dentistry, and amending sections 8437, 8438 and 8443 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 40, entitled "An act relating to nurses and amending section 8485 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 41, entitled "An act relating to the

practice of dentistry and amending section 8423 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 42, entitled "An act relating to compensation and duties of the state board of pharmacy, the members and officers thereof, and amending section 8456 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 43, entitled "An act relating to the practice of embalming and amending sections 7040 and 7041 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 44, entitled "An act relating to the duties of the board of examiners in optometry and the members and officers thereof, and amending section 8473 of Remington and Ballinger's Annotated Codes and Statutes of Washington and adding section 14 thereto relating to license fee;"

Also, engrossed House bill No. 184, entitled "An act to provide for exhibits of the resources, products and advantages of the State of Washington; the erection of a state building or buildings at the Panama-Pacific International Exposition, to be held at San Francisco," etc.;

Also, House bill No. 48, entitled "An act relating to an appropriation for the bureau of statistics, agriculture and immigration for the fiscal period commencing April 1st, 1913, and ending April 1st, 1915;"

Also, House bill No. 528, entitled "An act amending section 92 of an act, entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,' being chapter 117, Session Laws, 1911;"

Also, House bill No. 653, entitled "An act making an appropriation for the office of the secretary of state for the purposes of carrying out the law relative to the initiative and referendum and the recall."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 456, entitled "An act establishing a secondary state road from Bremerton, in Kitsap county, southwesterly to a point on the proposed Olympic highway between Shelton and Hoodspout, in Mason county;"

Also, Senate bill No. 455, entitled "An act authorizing and directing the state highway commissioner to examine and report on the feasibility of a secondary highway from Wenatchee easterly through

the towns of Quincy, Ephrata and Wilson Creek to the city of Harrington;"

—have compared same with the original bills and find them correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, W. C. McCoy, Walter S. Davis.

INTRODUCTION OF BILLS.

House bill No. 48, by Mr. Zednick, entitled "An act making an appropriation for the bureau of statistics, agriculture and immigration for the fiscal period commencing April 1, 1913, and ending April 1, 1915."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 528, by committee on revenue and taxation, entitled "An act amending section 92 of an act entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts,' being chapter 117, Session Laws 1911."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 653, by Messrs. Conner, Taylor, Sims and Davis, entitled "An act making an appropriation for the office of the secretary of state for the purpose of carrying out the law relative to the initiative and referendum and the recall."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 310, by Mr. Siler, entitled "An act to amend sections 8 and 16 of an act entitled 'An act relating to the forests of the state; providing for fire wardens and forest rangers and a state forester and fire warden; defining the powers and duties of such officers and of the state board of forest commissioners; providing punishment for the violation of this

act, and repealing sections 2 to 12, inclusive, of chapter 164 of the Session Laws of the State of Washington of 1905."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 347, by judiciary committee, entitled "An act to establish a code of probate law and procedure, including the making and probating of wills, administering of estates of deceased persons, appointment of guardians of the persons and estates of minors, insane and mentally incompetent persons and administering their estates, and providing penalties for the violation of certain provisions of this act and repealing sections 1278 to 1340, both inclusive, and sections 1372 to 1692, both inclusive, and section 5919 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and chapter 8 of the Laws of 1911, and all other laws or parts of laws in conflict herewith."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 444, by Mr. McCoy, entitled "An act relating to local improvements in cities and towns, and amending sections 47 and 52 of chapter 98 of the Laws of 1911."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 466, by judiciary committee, entitled "An act relating to appeals to the supreme court of the State of Washington, and amending sections 1718 and 1740 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 501, by committee on township organization, entitled "An act relating to township organization, amending title 505, sections 37, 73, 75, 83, 87, 91, 143 and 165 of Pierce's Washington Code, 1912."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 536, by joint committee on railroads, entitled "An act relating to public service properties and utilities, and amending sections 6, 15, 28, 37, 40, 48, 60, 81, 82, 86, 89 and 103 of the public service commission law, being chapter 117, Laws of 1911."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 537, by judiciary committee, entitled "An act defining what is an interest in public contracts by certain city officials, prescribing penalties, amending section 7702 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 550, by Messrs. Reid, Merriam, Corkery, Stevens, Newman and Mess, entitled "An act relating to the sale, use and disposition of milk cans, milk bottles, milk jars, ice cream cans, ice cream tubs, and other milk or ice cream containers, and providing a penalty for the violation thereof."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 623, by committee on state library, entitled "An act relating to the state law library and to its management, providing for the appointment of a librarian thereof, and defining his duties."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 37, by Mr. Goss, entitled "An act relating to barbering and amending sections 7010 and 7011 of

Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 38, by Mr. Goss, entitled "An act relating to the practice of medicine, surgery, osteopathy and other modes of treating the sick and afflicted, and amending section 8393 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 39, by Mr. Goss, entitled "An act relating to the practice of veterinary medicine, surgery and dentistry, and amending sections 8437, 8438 and 8443 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 40, by Mr. Goss, entitled "An act relating to nurses, and amending section 8485 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 41, by Mr. Goss, entitled "An act relating to the practice of dentistry and amending section 8423 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 42, by Mr. Goss, entitled "An act relating to compensation and duties of the state board of phar-

macy, the members and officers thereof, and amending section 8456 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 43, by Mr. Goss, entitled "An act relating to the practice of embalming and amending sections 7040 and 7041 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 44, by Mr. Goss, entitled "An act relating to the compensation and duties of the board of examiners in optometry and the members and officers thereof, and amending section 8473 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding section 14 thereto relating to license fee."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 184, by Mr. Conner, entitled "An act to provide for exhibits of the resources, products and advantages of the State of Washington; the erection of a state building or buildings at the Panama-Pacific International exposition, to be held at San Francisco, California, in the year 1915, and also at the Panama California exposition to be held at San Diego, California, and making an appropriation to pay the cost of such exhibits and state building or buildings, and the maintenance of said exhibits."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

GENERAL FILE.

Substitute Senate bill No. 289, by committee on roads and bridges, entitled "An act relating to the use of the public highways, and the rights and remedies of persons thereon, and fixing penalties for a violation of the conditions imposed; creating the department of motor vehicles, and providing for the licensing of motor vehicles and the drivers and operators thereof; and repealing chapter 154, Laws of 1905," was read third time.

On motion of Senator Phipps, the bill was amended by striking the word "Provided" in line 18, section 41 of the original bill, and the balance of the section, and by adding a new section as follows: "Section 42. This act is necessary for the public safety and shall take effect and be in force on and after the first day of June, 1913."

Senator Jensen moved to amend the bill by striking the word "three" and substituting therefor the word "ten" in line 2, section 18, page 9 of the original bill.

The amendment was lost.

Senator Jensen moved to substitute the word "five" for the word "three" in line 6, section 18, page 9 of the original bill.

The amendment failed to carry.

Senator Jensen moved to amend the bill by substituting the word "fifteen" for the word "seven" in line 9, page 9, and substitute the word "ten" for "five" in line 8, page 9, and to substitute the word "five" for "two" in line 13, page 9, section 18 of the original bill.

The amendment failed to carry.

Senators Brown, Collins and Landon moved the previous question.

The motion for previous question carried.

The secretary called the roll on final passage of substitute Senate bill No. 289, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Fair-

child, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—35.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Campbell, Espy, Imus, Iverson, Jackson, Scott—6.

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

Senate bill No. 182, by Senator Rosenhaupt, entitled "An act creating a state editing board, defining its powers and duties and regulating the printing and publication of reports," was read third time.

The secretary called the roll on final passage of Senate bill No. 182, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—34.

Absent or not voting were: Senators Campbell, Carlyon, Collins, Imus, Jackson, Nichols, Piper, Scott—8.

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

Senate bill No. 440, by Senator Metcalf, entitled "An act relating to common schools and amending section 4482 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Jensen moved to insert after the word "flag" the words "declaration of independence" in line 16, section 1 of the original bill.

The amendment was lost.

On motion of Senator Rosenhaupt, the bill was amended by substituting the word "month" for the word "week" in line 14, section 1 of the original bill.

The secretary called the roll on final passage of Senate bill No. 440, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Wende, White—27.

Those voting nay were: Senators Fairchild, McGuire, Steiner, Weatherford—4.

Absent or not voting were: Senators Allen, Anderson, Brown, Carlyon, French, Imus, Jackson, Landon, Nichols, Piper, Troy—11.

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

Senate bill No. 261, by Senator Sutton, entitled "An act providing for apportioning of the income of the permanent normal school fund between the normal schools of the state," was read third time.

The secretary called the roll on final passage of Senate bill No. 261, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel Bowen, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—33.

Absent or not voting were: Senators Anderson, Brown, Carlyon, French, Imus, Jackson, Landon, Nichols, Troy—9.

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

On motion of Senator Brown, Senate bill No. 162 was stricken from the calendar.

Senate bill No. 458, by judiciary committee, entitled "An act relating to practice in the superior and supreme courts," was read third time.

The secretary called the roll on final passage of Senate bill No. 458, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel Bowen, Chappell, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hewitt, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—26.

Voting nay: Senator Hammer—1.

Absent or not voting were: Senators Anderson, Brown, Campbell, Carlyon, Collins, Espy, French, Hutchinson, Imus, Iverson, Jackson, Landon, Nichols, Piper, Troy—15.

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

Senate bill No. 337, by Senator Shaefer, entitled "An act relating to the liability of municipal corporations for injuries upon streets, alleys and sidewalks," was read third time.

On motion of Senator Phipps, the bill was amended as follows: At the end of section 1 strike the period and insert a comma and add the following: "or when said municipal corporation has assumed control over said streets, alleys or sidewalks."

The secretary called the roll on final passage of Senate bill No. 337, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel Bowen, Campbell, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Leonard, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende—28.

Those voting nay were: Senators Steiner, White—2.

Absent or not voting were: Senators Anderson, Brown, Chappell, Carlyon, Espy, French, Imus, Jackson, Landon, Metcalf, Nichols, Troy—12.

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

Engrossed House bill No. 281, by Messrs. Kennedy and Hurd, entitled "An act relating to registration of births and deaths,

and amending sections 5424, 5425 and 5441 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 281, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Wende, White—31.

Those voting nay were: Senators McCoy, McGuire, Nichols, Weatherford—4.

Absent or not voting were: Senators Anderson, Hutchinson, Landon, Piper, Shaefer, Sutton, Troy—7.

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

Engrossed House bill No. 509, by committee on memorials, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority," was read third time.

On motion of Senator Rosenhaupt, the bill was amended by striking all of section 1 after the word "treasurer" in line 3 of the engrossed bill.

The secretary called the roll on final passage of engrossed House bill No. 509, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hammer, Jensen, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Stephens, Troy, Wende—27.

Those voting nay were: Senators Hall, Hutchinson, Jackson, Scott, Steiner, Weatherford, White—7.

Absent or not voting were: Senators Carlyon, Espy, Hewitt, Imus, Iverson, Landon, Shaefer, Sutton—8.

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

Senate bill No. 329, by Senator Wende, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911, and repealing sections 7656, 7657, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 329, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jensen, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Troy, Weatherford, Wende, White—34.

Voting nay: Senator McGuire—1.

Absent or not voting were: Senators Imus, Iverson, Jackson, Landon, Leonard, Sharpstein, Sutton—7.

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

Senate bill No. 315, by Senator Cotter, entitled "An act amending section 15 of chapter 98 of the Session Laws of 1911, the same being 'An act relating to local improvements in cities and towns and repealing certain acts and parts of acts,'" was read third time.

The secretary called the roll on final passage of Senate bill No. 315, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Jensen, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford—28.

Absent or not voting were: Senators Campbell, Carlyon, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Rosenhaupt, Sutton, Troy, Wende, White—14.

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

Senate bill No. 333, by Senator Hutchinson, entitled "An act relating to criminally insane persons and amending sections 2176, 2283, 5975, 5977, 5978 and 5979 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Jensen, the bill was amended by inserting the words "through a relative, guardian or counsel" after the word "shall" in line 27, section 3 of the original bill.

On motion of Senator Hutchinson, the bill was amended by inserting the words "ask for" after the word "shall" in line 10, section 3 of the original bill.

The secretary called the roll on final passage of Senate bill No. 333, and it passed the Senate, as amended, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jensen, Metcalf, McCoy, McGuire, Nichols, Piper, Scott, Shafer, Steiner, Stephens, Sutton, Troy, Weatherford, White—30.

Absent or not voting were: Senators Campbell, Carlyon, Chappell, Imus, Iverson, Jackson, Landon, Leonard, Phipps, Rosenhaupt, Sharpstein, White—12.

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

Senate bill No. 369, by committee on banks and banking, entitled "An act relating to banking and providing penalties for the violation thereof, and amending sections 3315, 3316, 3339 and 3340 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Collins, the bill was amended by inserting after the word "association" in line 20, section 1 of the orig-

inal bill the following words: "The provisions of this act shall not be construed to apply to building and loan nor savings and loan associations organized under or transacting business conformably to the laws of this state."

On motion of Senator Metcalf, the bill was amended by inserting the words "Section 4. Add a new section as follows:" before the word "Section" in line 28, section 3 of the original bill, and by renumbering the following sections, making the present section 4 section 5, and section 5 section 6.

Senator Nichols moved to amend the bill by striking section 4 being section 3339½.

The amendment failed to carry.

Senator Nichols moved to amend the bill by striking all of section 3 after the word "violation" in line 18 of the original bill.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 369, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jensen, Metcalf, Phipps, Piper, Scott, Stephens, Troy, Weatherford, White—25.

Those voting nay were: Senators Bethel, Brown, Iverson, Jackson, Landon, McCoy, McGuire, Nichols, Steiner—9.

Absent or not voting were: Senators Campbell, Imus, Leonard, Rosenhaupt, Shaefer, Sharpstein, Sutton, Wende—8.

On motion of Senator Metcalf, the title of the bill was amended by inserting after the word "Washington" the words "and adding thereto section 3339½," and the title as amended was ordered to stand as the title of the act.

Senate bill No. 283, by Senator Davis, entitled "An act relating to the protection of orphan, homeless or neglected children and amending section 1700, 1701, 1703, 1704 and 1707 and adding section 1707-B, chapter 28, title Probate Law and

Procedure, the same being chapter 49 of the Session Laws of 1903, of the State of Washington, entitled 'An act providing for the protection of orphan, homeless, dependent and delinquent children, and conferring powers upon the judges of the superior court, the county commissioners, parents, guardians, charitable societies to receive, control and dispose of the same, and repealing an act entitled "An act for the protection of orphan, homeless, neglected or abused children, and conferring powers upon judges of the superior court, the county commissioners, and charitable societies to receive, control and dispose of the same, and declaring an emergency," approved February 14, 1899," was read third time.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider Senate bill No. 283.

The bill was considered in the committee of the whole, Senator French in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments:

In section 1, line 14, page 2 of the original bill substitute a comma for the period after the word "made" and insert the following: "and wherein there is such a court commissioner."

In section 1, paragraph "E," page 3, line 18 of the original bill, after the word "sealed" insert the words "and deposited with the clerk of the court."

In section 5, line 29 of the original bill, after the word "commitment" insert the words "and be in full payment."

On motion of Senator French, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of Senate bill No. 283, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—38.

Absent or not voting were: Senators Campbell, Jackson, Sutton, White—4.

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

Senate bill No. 19, by Senator Hewitt, entitled "An act establishing a state athletic commission, and regulating boxing and sparring in the State of Washington," was read third time.

A call of the Senate was moved by Senators Nichols, Collins and Brown and the motion carried.

The sergent-at-arms locked the doors of the Senate chamber. The roll call showed absent, Senator White.

Senator Brown moved that Senate bill No. 19 be indefinitely postponed.

A roll call was demanded on the motion by Senators Iverson, Troy, Bowen, Bethel, Campbell, Hutchinson, Brown.

The secretary called the roll, and the motion was lost by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Davis, Espy, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Landon, McCoy, Phipps, Steiner, Troy—16.

Those voting nay were: Senators Allen, Anderson, Campbell, Carlyon, Chappell, Collins, Cotter, Fairchild, Flummerfelt, Hewitt, Imus, Jensen, Leonard, Metcalf, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—26.

On motion of Senator Hutchinson, the bill was amended by striking the following: Beginning with the word "shall" in line 7, section 8 of the original bill, down to and including the word "he" in line 13.

On motion of Senator Hewitt, the bill was amended by inserting after the word "exhibition" in line 1, page 4, section 7 of the original bill the words "or permit any betting or gaming on the result of such sparring match or exhibition."

Senator Brown moved to amend the bill by adding a new section as follows:

Section 12. This act shall not take effect, nor be in force until and unless the same shall be approved by the qualified electors of the state,

at the next general election to be held on the first Tuesday after the first Monday of November, 1914, in accordance with the provision in section 1 of article 2 of the said Constitution, as amended at the last general election, known as the referendum. The secretary of state shall cause this act to be published in a general manner authorized by law for the publication of initiative or referendum measures, provided that if no such general law shall be in force then this act shall be published in the same manner that proposed amendments to the Constitution are published. There shall be printed upon the official ballot of said election, the words: "For establishing a state athletic commission and regulating boxing or sparring"; "Against establishing a state athletic commission and regulating boxing and sparring"; together with the usual provisions made for indicating the voters choice. The votes cast thereon, unless otherwise provided by general law, shall be counted, and the returns thereof made to the secretary of state as other votes are counted and returned, who, after canvassing the same, shall certify the results thereof to the governor, who, if such act shall have been approved as provided in said section of the Constitution, shall issue a proclamation to that effect."

The amendment failed to carry.

Senator Jackson moved that the bill be re-referred to the committee on public morals.

The motion was lost.

The secretary called the roll on final passage of Senate bill No. 19, as amended in the Senate, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Chappell, Collins, Fairchild, Flummerfelt, Hewitt, Hutchinson, Imus, Jensen, Leonard, Metcalf, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Weatherford, Wende, White—25.

Those voting nay were: Senators Bethel, Bowen, Brown, Cotter, Davis, Espy, French, Hall, Hammer, Iverson, Jackson, Landon, McCoy, McGuire, Phipps, Steiner, Troy—17.

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

Senator Allen moved to adjourn.

The motion was lost.

On motion of Senator Allen, the call of the Senate was dissolved.

Senate bill No. 179, by Senator McGuire, entitled "An act relating to maintenance, repair and renewal of sidewalks in cities and towns, and providing for the payment thereof by the owners of abutting property, and repealing sections 7872 and 7873 of Remington and Ballinger's Annotated Code," was read third time.

The secretary called the roll on final passage of Senate bill No. 179, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—38.

Absent or not voting were: Senators Campbell, Hewitt, Leonard, Piper—4.

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

Senate bill No. 127, by Senator Metcalf, entitled "An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 127, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—38.

Absent or not voting were: Senators Campbell, Fairchild, Leonard, Phipps—4.

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

Senator Allen moved that the Senate do now adjourn.

The motion was lost.

Senate bill No. 155, by Senator Wende, entitled "An act relating to the sale of personal property belonging to counties, and amending section 3842 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

On motion of Senator Scott, the bill was amended by striking the words "one publication" and substituting therefor the words "three publications" in section 1, lines 28 and 29 of the original bill.

On motion of Senator McGuire, the bill was amended by inserting the words "after the publication herein provided for" after the word "days" in line 27, section 1, of the original bill.

The secretary called the roll on final passage of Senate bill No. 155, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—39.

Absent or not voting were: Senators Anderson, Hutchinson, Nichols—3.

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

Senator Bethel moved that we do now adjourn.

The motion was lost.

Senator Jackson moved that Senate bill No. 445 be made a special order for 11:15 o'clock this evening.

The motion failed to carry.

Senator Allen moved that Senate bill No. 445 be made a special order for 11 o'clock this evening.

The motion was lost.

Senate bill No. 420, by Senator Metcalf, entitled "An act relating to certain crimes and the punishments therefor, and amending section 2601 of Remington and Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of Senate bill No. 420, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—37.

Absent or not voting were: Senators Anderson, Campbell, Hutchinson, Landon, Nichols—5.

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

There being no objection, the Senate returned to order of business.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,

OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on state granted, school and tide lands, to whom was referred Senate bill No. 437, entitled "An act prohibiting the sale of tide and shore lands belonging to the state and providing for and prescribing the terms, conditions and methods of leasing the same," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

Strike the title and insert in lieu thereof the following: "An act prohibiting the sale of tide and shore lands belonging to the state and providing for and prescribing the terms, conditions and methods of leasing the same."

In section 1, line 2 of the printed bill, the same being section 1, line 3 of the original bill, after the word "but" strike the words "the same," and in section 1, line 2 of the printed bill, the same being sec-

tion 1, line 3 of the original bill, after the words "as hereinafter provided" strike the remainder of the section.

Amend section 2 to read as follows: "The board of state land commissioners may lease any tide lands or shore lands of the state for such term as they may fix, not to exceed ten years. Said lands shall be leased only at public auction to the person or corporation bidding the largest annual rental therefor: *Provided*, That no such lands shall be leased for less than the appraised annual rental and all leases made shall be subject to the provisions of this act; *Provided further*, That whenever application is made for a lease of such lands, the owner of abutting lands shall have preference right for a period of thirty days from the date of notice of appraisal to lease said lands by paying the first year's rental as appraised and the fees for the issuance of the lease, which preference rights are granted to the abutting owner in the following order: First, to the abutting upland owner; second, to the abutting tide or shore land owner on the shore side; and third, to any other abutting tide or shore land owner, but the owner of upland, tide land or shore land separated from the land offered for lease by a platted street, waterway or other public place shall not be considered an abutting owner. All proceedings now or that may hereafter be provided by law for the application for inspection, the inspection, appraisal, advertisement, sale and confirmation of sale of state school lands which, so far as applicable, govern and be carried out in leasing tide or shore lands."

In section 3, line 1 of the printed bill, the same being section 3, lines 1 and 2 of the original bill, strike the words "After the sale of the right to lease any such lands, and before any lease shall issue," and insert in lieu thereof the following: "Before any lease shall issue to the highest bidder or any abutting owner."

In section 3, line 6 of the printed bill, the same being section 3, line 8 of the original bill, strike the words "set aside any sale and."

In section 5, line 1 of the printed bill, the same being section 5, line 2 of the original bill, strike the word "sold" and insert in lieu thereof the word "leased."

G. E. STEINER, *Chairman*.

We concur in this report: Emerson Hammer, H. A. Espy, J. C. Weatherford, W. J. Sutton, W. D. Cotter.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred Senate bill No. 387, entitled "An act providing for the inspection, cruising and mapping of certain state granted lands and providing penalties for violations thereof," have had the same

under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendment:

Add a section to be known as section 6, as follows:

"Section 6. For the purpose of carrying this act into effect, there is hereby appropriated out of the general fund the sum of twenty thousand dollars (\$20,000.00)."

G. E. STEINER, *Chairman.*

We concur in this report: J. C. Weatherford, H. A. Espy, W. D. Cotter, W. J. Sutton, Emerson Hammer.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, your committee on state, granted, school and tide lands, to whom was referred House bill No. 387, "amending section 6605 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the board of state land commissioners," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

G. E. STEINER, *Chairman.*

We concur in this report: W. J. Sutton, W. D. Cotter, Emerson Hammer, J. C. Weatherford, H. A. Espy.

On motion of Senator Steiner, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR. PRESIDENT:

We, a majority of your committee on congressional apportionment, to whom was referred engrossed House bill No. 107, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass.

H. B. HEWITT, *Chairman.*

We concur in this report: John L. Sharpstein, P. H. Carlyon, A. W. Anderson, C. W. Bethel, D. S. Troy, W. C. McCoy.

SENATE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR. PRESIDENT:

I, a minority of your committee on congressional apportionment, to whom was referred House bill No. 107, entitled "An act to redistrict and reapportion the State of Washington into five congressional dis-

tricts," have had the same under consideration, and I respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In the first line of section 1 of the engrossed bill, strike the words "and Kitsap county."

In the first line of section 2 of the engrossed bill, after the word "Island" insert the word "Kitsap."

DANIEL LANDON.

On motion of Senator Hewitt, the reports of the committee and the bill ordered placed on general file.

SENATE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR. PRESIDENT:

We, your committee on roads and bridges, to whom was referred engrossed House bill No. 542, entitled "An act appropriating the sum of \$4,250,000 from the permanent highway fund to complete contracts and construction work now in force on permanent highways and for the purpose of making payments on new contracts on permanent highways," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it do pass with the following amendments:

In line 1, section 1 of the engrossed bill, strike the figure "4" and insert in lieu thereof the figure "3."

In line 1 of the title strike the figure "4" and insert in lieu thereof the figure "3."

RALPH D. NICHOLS, *Chairman.*

We concur in this report: E. L. French, Oliver Hall, W. C. McCoy, A. W. Anderson, Ed. Brown, J. E. Leonard.

On motion of Senator Nichols, the report of the committee was adopted.

On motion of Senator Allen, the rules were suspended and all bills passed by the Senate at today's session were ordered transmitted to the House immediately, except in such cases where a notice of a motion to reconsider had been given.

At 11:10 p. m., on motion of Senator Carlyon, the Senate adjourned until 9:30 o'clock to morrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-EIGHTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Tuesday, March 11, 1913.

The Senate was called to order at 9:30 a. m. by President Hart, pursuant to adjournment.

The secretaary called the roll, all members being present except Senator McCoy, excused.

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read

SENATE JOINT RESOLUTION No. 8.

By Senator Campbell:

Whereas, The fireman and elevator operators in the capitol building have, during the session of the legislature, served extra hours in their respective positions;

Therefore, Be it resolved, by the legislature of the State of Washington, that out of the appropriation for legislative expenses there be paid to the firemen and elevator operators in the capitol building for extra service performed by them during the session of this legislature, the amounts as follws:

Frank Ginley, Fireman.....	\$36.00
Harry Butcher, Fireman.....	36.00
Harold Morhous, elevator man.....	19.25
Howard Stack, elevator man.....	19.25
M. J. Glynn, elevator man.....	19.25

Senator Campbell moved the adoption of the resolution.

The secretary called the roll, and Senate joint resolution No. 8 passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, French, Hall, Hutchinson, Iverson, Jackson, Jensen, Landon, Phipps, Scott, Sharpstein, Steiner, Stephens, Wende—22.

Absent or not voting were: Senators Anderson, Bowen, Collins, Fairchild, Flummerfelt, Hammer, Hewitt, Imus, Leonard, Metcalf, McCoy, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Sutton, Troy, Weatherford, White—20.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES
OLYMPIA, WASH., March 10, 1913.

MR PRESIDENT:

The House has passed House bill No. 222, entitled "An act in aid of the celebration of the fiftieth anniversary of the battle of Gettysburg, and making an appropriation therefor;"

Also, House bill No. 287, entitled "An act authorizing the creating of a commission to be known as the 'Columbia river commission,' defining its duties, and providing for the maintenance thereof;"

Also, House bill No. 289, entitled "An act establishing a state zoological survey, defining its duties, and making an appropriation therefor;"

Also, House bill No. 597, entitled "An act making an appropriation for agricultural and industrial extension work in the public schools of the state;"

Also, House bill No. 598, entitled "An act authorizing the creating of a commission to be known as the vocational and industrial commission, defining its duties, providing for the maintenance thereof;"

Also, Senate bill No. 381, entitled "An act establishing a state school for girls in conjunction with the Washington state training school, authorizing the purchase of a site and the erection of buildings," etc., with the following amendments:

Section 2, lines 3, 4 and 5, after the word "land" strike the remainder of the sentence.

Amend line 4 of section 10 by inserting a comma after the word "reputable" the word "woman."

Amend section 12, strike all of line 2, to the first word "and" and insert "any employment for account of the institution or the girl employed."

Amend line 1 of the title by inserting after the word "state" the word "training" and insert a comma after the word "girls" and inserting the words "in conjunction with the Washington training school."

Amend section 6, line 1, strike the word "eight" and insert "ten";
And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Leonard moved that the Senate do not concur in the House amendments to Senate bill No. 381, and that the House be requested to recede therefrom.

The motion carried.

Senator Jackson moved that Senate bill No. 445 be taken from rules committee and be made a special order for 10:30 o'clock this morning.

A roll call was demanded by Senators Allen, Landon, Iverson, Steiner, Hutchinson, Hammer, Nichols.

The secretary called the roll, and the motion failed to carry by the following vote:

Those voting aye were: Senators Allen, Bethel, Brown, Chappell, Cotter, Davis, Flummerfelt, French, Hammer, Hutchinson, Jackson, Jensen, Landon, Metcalf, Nichols, Phipps, Rosenhaupt, Sharpstein, Steiner—19.

Those voting nay were: Senators Anderson, Campbell, Carlyon, Espy, Fairchild, Hall, Hewitt, Iverson, Leonard, McGuire, Troy, Wende—12.

Absent or not voting were: Senators Bowen, Collins, Imus, McCoy, Piper, Scott, Shaefer, Sutton, Stephens, Weatherford, White—11.

INTRODUCTION OF BILLS.

House bill No. 222, by Mr. Hurd, entitled "An act in aid of the celebration of the fiftieth anniversary of the Battle of Gettysburg, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 287, by Messrs. Hutchinson and Smith, entitled "An act authorizing the creating of a commission to be known as the 'Columbia river commission,' defining its duties, and providing for the maintenance thereof."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 289, by Mr. Freeman, entitled "An act establishing a state zoological survey, defining its duties, and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 597, by joint committee on education, entitled "An act making an appropriation for agricultural and industrial extension work in the public schools of the state."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 598, by Mr. Hedger, entitled "An act authorizing the creation of a commission to be known as the 'vocational and industrial training commission,' defining its duties, providing for the maintenance thereof."

The bill was read the first time, and on motion of Senator Sharpstein the rules were suspended, the bill was read the second time by title and placed on general file.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 10, 1913.

MR PRESIDENT:

We, your committee on free conference, to whom was referred engrossed House bill No. 523, and three Senate amendments thereto, recommend that the Senate recede therefrom and that the following amendments be adopted:

At the end of line 7, section 5 of the printed bill, same being line 20, section 5, of the engrossed bill, strike the words "shall be guilty of a felony," and insert in lieu thereof the words "shall be punished by fine or imprisonment or both."

Strike all of section 31, and insert in lieu thereof the following:

"Section 31. Every person who shall sign any initiative or referendum petition provided for in this act with any other than his true name, shall be guilty of a felony. Every person who shall knowingly sign more than one of such petitions for the same measure or who shall sign any such petition knowing that he is not a legal voter or who shall make on any such petition any false statement as to his place of residence, and every registration officer who shall make any false report or certificate on any such petition shall be guilty of a gross misdemeanor."

RALPH METCALF,
HARVE H. PHIPPS,
HENRY H. WENDE,
W. W. CONNER,
FRANK W. MIDDAGH,
ROBERT GRASS.

Senator Metcalf moved that the report be adopted.

The secretary called the roll and the report of the conference committee on House bill No. 523 was adopted by the following vote:

Those voting aye were: Senators Allen, Bethel, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Sharpstein, Stephens, Troy, Weatherford, Wende—28.

Voting nay: Senator Nichols—1.

Absent or not voting were: Senators Anderson, Bowen, Brown, Collins, Imus, McCoy, McGuire, Piper, Scott, Shaefer, Steiner, Sutton, White—13.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA WASH., March 11, 1913.

MR PRESIDENT:

We, your conference committee, to whom was referred the Senate amendments to engrossed House bill No. 379, recommend: First, that the House concur in the following amendments:

In section 1, line 8 of the printed bill, the same being section 1, line 11 of the engrossed bill, following the word "may" insert a comma and the following words "when authorized at a general election, or a special election called for the purpose."

In line 11, section 4, of the original bill, the same being line 7, section 4, of the printed bill, after the word "assessments" strike the word "of" and insert in lieu thereof the words "and shall assess upon."

In line 5, section 5, of the original bill, the same being line 3, section 5, of the printed bill, after the word "of" strike the word "two" and insert in lieu thereof the word "one."

Add a new section as follows: "Section 6. Where any assessment for the improvement of any permanent highway pursuant to petition has heretofore been made and extended upon the tax rolls of any county and said assessment has not been paid, the county commissioners may provide for the payment of the same in installments, and may issue bonds of the county to an amount not exceeding such unpaid assessment in the manner provided in section 4 of this act."

Second that the Senate recede from the following amendments:

In line 14, section 3, of the original bill, the same being lines 8 and 9, section 3, of the printed bill, after the word "bids" strike the words "All contracts shall be let on the lump sum basis."

Add to the end of section 3 the following:

"If in the opinion of the board of county commissioners in any

county having less than forty-five thousand inhabitants according to the last federal census, all the bids received are beyond the cost which ought to be incurred in the building of said road and are too high and the board of county commissioners have an estimate on file made by the county engineer or by a contracting engineer employed by the county commissioners showing that the said bid is excessive, the said board of county commissioners may reject any and all bids and may proceed to build said road and complete the same, purchasing and procuring all materials necessary therefor and paying for all labor and for the use of any machinery used in connection therewith, and payment made therefor shall be made in the same manner and from the same fund as though the same had been made under contract: Provided, That if the cost of making and completing said road by the board of county commissioners, without contract, shall exceed the lowest previously rejected bid then the excess above the amount of said bid so rejected shall be paid by the county from its county road fund."

Respectfully submitted,

RALPH D. NICHOLS,
ARTHUR MCGUIRE,
JOHN L. SHARPSTEIN,
L. D. MCARDLE,
R. W. CRAIG,
H. E. KENNEDY.

Senator Nichols moved that the report of the conference committee on House bill No. 379 be adopted.

The secretary called the roll and the report of the conference committee on House bill No. 379 was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jensen, Landon, Metcalf, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Stephens, Troy, Weatherford, Wende—30.

Absent or not voting were: Senators Campbell, Imus, Iverson, Jackson, Leonard, McCoy, McGuire, Piper, Shaefer, Steiner, Sutton, White—12.

GENERAL FILE.

House bill No. 478, by Mr. Earle, entitled "An act vacating a portion of Smith's cove waterway, in the city of Seattle, and vesting the title of the vacated portion in the port of Seattle," was read third time.

The secretary called the roll on final passage of House bill No. 478, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Carlyon, Chappell, Collins, Cotter, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Jackson, Jensen, Landon, Leonard, Metcalf, Nichols, Phipps, Rosenhaupt, Scott, Stephens, Wende—26.

Those voting nay were: Senators Espy, Steiner, Weatherford—3.

Absent or not voting were: Senators, Brown, Campbell, Davis, Imus, Iverson, McCoy, McGuire, Piper, Shaefer, Sharpstein, Sutton, Troy, White—13.

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

Substitute House bill No. 78, by harbors and waterways committee, entitled "An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierhead lines, and providing for the disposition of receipts therefrom," was read third time.

The secretary called the roll on final passage of substitute House bill No. 78, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Carlyon, Espy, Hall, Imus, Iverson, Jackson, McCoy, Piper, Shaefer—9.

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

Senaor Allen was called to preside.

Senator Collins moved a call of the Senate, seconded by Senators Metcalf and Hutchinson and the motion carried.

The scrgeant-at-arms locked the doors of the Senate chamber.

A roll call showed absent: Senators Espy, Iverson, McCoy, Piper, Shaefer.

House bill No. 79, by Mr. Freeman, entitled "An act providing for the disposition to be made of the rents received from leases of harbor areas and tide lands," was read third time.

The secretary called the roll on final passage of House bill No. 79, and it passed the Senate by the following vote:

Those voting aye were Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—34.

Those voting nay were: Senators Bethel, Chappell, Hutchinson—3.

Absent or not voting were: Senators Iverson, McCoy, Piper, Stephens, Weatherford—5.

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

Senator McGuire moved to reconsider the vote by which Senate bill No. 187 failed to pass the Senate.

The motion carried.

The secretary called the roll on final passage of Senate bill No. 187, and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Stephens, Wende, White—29.

Those voting nay were: Senators Allen, Anderson, Brown, Landon, Scott, Sharpstein, Steiner, Troy, Weatherford—9.

Absent or not voting were: Senators Iverson, McCoy, Piper, Sutton—4.

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

Senator Metcalf moved to suspend the rules and that House bill No. 15 be taken from the table.

The motion carried.

Senator Nichols moved to reconsider the vote by which House bill No. 15 failed to pass the Senate.

The motion carried.

Substitute House bill No. 80, by harbors and waterways committee, entitled "An act providing for the leasing of harbor areas and tide land situate within the territorial limits of port districts, annulling certain preferences relating to leasing of harbor areas and tide lands, and repealing all conflicting enactments," was read third time.

The secretary called the roll on final passage of substitute House bill No. 80, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—35.

Absent or not voting were: Senators Bowen, Brown, Campbell, McCoy, Piper, Sutton, White—7.

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

On motion of Senator Collins, re-engrossed House bill No. 8 was laid over.

House bill No. 553, by harbors and waterways committee, entitled "An act modifying the grant to certain tide lands to the city of Seattle for street purposes, and amending chapter 221 of the Laws of the State of Washington for the year 1909," was read third time.

The secretary called the roll on final passage of House bill No. 553, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter,

Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Scott, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators Fairchild, Hewitt, Imus, McCoy, Rosenhaupt, Shaefer, Sutton—7.

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

Senator Collins moved that Senate bill No. 445 be made a special order for 11:30 o'clock this morning.

Senator Anderson moved to amend by including Senate bill No. 287.

The amendment of Senator Anderson failed to carry.

A roll call was demanded by Senators Jackson, Landon, Nichols, Steiner, Hutchinson, Collins, Bowen.

On motion of Senator Espy, Senator Collins' motion was amended to include Senate bill No. 297.

Senator Cotter moved to amend the motion of Senator Collins to include Senate bill No. 138.

The motion to amend was lost.

Senator Collins moved the previous question, seconded by Senators Jackson and Piper.

The secretary called the roll on the motion of Senator Collins as amended, and it passed by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Flummerfelt, French, Hammer, Hutchinson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Piper, Steiner, White—22.

Those voting nay were: Senators Anderson, Carlyon, Cotter, Davis, Espy, Fairchild, Hall, Hewitt, Iverson, Rosenhaupt, Sharpstein, Stephens, Troy, Weatherford, Wende—15.

Absent or not voting were: Senators Imus, McCoy, Scott, Shaefer, Sutton—5.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider House bill No. 505; engrossed House bills Nos. 225 and 427.

The bills were considered in the committee of the whole, Senator Davis in the chair, and reported back to the Senate with the recommendation that:

House bill No. 505, do pass.

Engrossed House bill No. 225, do pass.

Engrossed House bill No. 427, do pass.

On motion of Senator Davis, the report of the committee of the whole was adopted.

House bill No. 505, by Mr. Davis, entitled "An act making an appropriation from the accident fund created by chapter 76 of the Laws of 1911 for the purposes to which said fund may be applied," was read third time.

The secretary called the roll on final passage of House bill No. 505, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Espy, Fairchald, Flummerfelt, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Nichols, Phipps, Piper, Steiner, Stephens, Troy, Weatherford—26.

Absent or not voting were: Senators Allen, Campbell, Cotter, French, Hewitt, Imus, McCoy, McGuire, Metcalf, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Wende, White—16.

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

Engrossed House bill No. 225, by Mr. Davis, entitled "An act for the relief of Poole's Seed & Implement Company and making an appropriation therefor," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 225 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Carlyon, Collins, Cotter, Davis, Espy, Fairchald, Flummerfelt, Hall, Hammer, Hutchinson, Iverson, Jackson, Landon, Nichols, Phipps, Piper, Scott, Steiner, Stephens, Troy, Weatherford—24.

Absent or not voting were: Senators Allen, Brown, Campbell, Chappell, French, Hewitt, Imus, Jensen, Leonard, Metcalf, McCoy, McGuire, Rosenhaupt, Shaefer, Sharpstein, Sutton, Wende, White—18.

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

Engrossed House bill No. 427, by committee on roads and bridges, entitled "An act relating to the management, control, maintenance and improvement of the rock quarries of the state, making an appropriation therefor and amending section 5914 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 427, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Iverson, Jackson, Landon, Leonard, McGuire, Nichols, Phipps, Piper, Sharpstein, Steiner, Stephens, Troy, Weatherford—26.

Absent or not voting were: Senators Brown, Campbell, Carlyon, Chappell, French, Hewitt, Imus, Jensen, Metcalf, McCoy, Rosenhaupt, Scott, Shaefer, Sutton, Wende, White—16.

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

Engrossed House bill No. 87, by Mr. Hedger, entitled "An act to dedicate certain strips of land in Walla Walla county for road and highway purposes," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 87 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Nichols, Phipps, Piper, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende—32.

Absent or not voting were: Senators Fairchild, French, Imus, Metcalf, McCoy, Rosenhaupt, Scott, Shaefer, Sutton, White—10.

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

The president resumed the chair.

SPECIAL ORDER.

The hour of 11:30 o'clock having arrived, the Senate took up Senate bill No. 445, which was a special order for that time.

Senator Espy moved that the bill be indefinitely postponed.

Senator Sharpstein moved the previous question, seconded by Senators Collins and Hall.

The motion carried.

A roll call was demanded by Senators Espy, Anderson, Bowen, Jackson, Iverson, Stephens, Collins, on the motion to indefinitely postpone.

The secretary called the roll and the motion failed to carry by the following vote:

Those voting aye were: Senators Anderson, Bethel, Carlyon, Espy, Hewitt, Imus, Iverson, Leonard, Scott, Sharpstein, Troy, Weatherford—12.

Those voting nay were: Senators Allen, Bowen, Brown, Campbell, Chappell, Collins, Davis, Flummerfelt, French, Hall, Hammer, Hutchinson, Jackson, Jensen, Landon, Metcalf, McGuire, Nichols, Piper, Rosenhaupt, Steiner, Stephens, Sutton, Wende, White—25.

Absent or not voting were: Senators Cotter, Fairchild, McCoy, Phipps, Shaefer—5.

At 12:05 p. m., on motion of Senator Carlyon, the Senate took a recess until 2 o'clock p. m.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock this afternoon.

Senator Sharpstein moved that the special order now pending go over until 8 o'clock this evening.

The motion carried.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

Your committee on engrossed bills, to whom was referred Senate bill No. 369, entitled "An act relating to banking and providing penalties for the violation thereof and amending sections 3315, 3316, 3339, and 3340 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding thereto section 3339½," have compared same with the original bill and find it correctly engrossed.

Respectfully submitted.

HENRY H. WENDE, *Chairman.*

We concur in this report: John E. Chappell, Walter S. Davis.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

The House has receded from its amendment to engrossed Senate bill No. 312, entitled "An act relating to public highways;"

Also, the House has adopted the report of the conference committee on House bill No. 379, "Relating to the improvement and maintenance of public highways;"

Also, the House has passed engrossed House bill No. 437, entitled "An act providing for the transfer of moneys from the public highway fund in the counties composed entirely of islands;"

Also, House bill No. 469, entitled "An act relating to the powers of cities and towns;"

Also, engrossed House bill No. 299, entitled "An act authorizing the holding of sessions of the superior court of the State of Washington for the county of Chehalis at the city of Aberdeen, in said county," etc.;

Also, substitute House bill No. 324, entitled "An act to amend section 982, of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to divorce and alimony;"

Also, House bill No. 344, entitled "An act relating to the lands

granted for the use and support of the agricultural college and scientific school;"

Also, House bill No. 391, entitled "An act relating to trust companies and amending section 3346 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 399, entitled "An act relating to the employment of matrons, supervisors, nurses-in-charge, or any attendant having charge of women and children's departments in public institutions;"

Also, House bill No. 544, entitled "An act relating to the sale of land and to false representation therefor, and amending section 2621 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, Senate bill No. 447, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;"

Also, Senate bill No. 465, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended in chapter 53 of the Session Laws of 1911;"

Also, Senate concurrent resolution No. 21, "Relating to the introduction of a joint resolution providing for the purchase of jute cloth;"

Also, the speaker has signed enrolled House bill No. 478, entitled "An act vacating a portion of Smith's Cove waterway in the city of Seattle, and affecting title of the vacated portion in the port of Seattle;"

Also, enrolled House bill No. 207, entitled "An act relating to insurance, and amending sections 79, 83, and 84, of chapter 49 of the Laws of 1911;"

Also, enrolled House bill No. 372, entitled "An act relating to taxation and amending section 9112 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled House bill No. 21, entitled "An act repealing section 2443 of Remington and Ballinger's Annotated Codes of Washington, relating to the rule of evidence in the case of certain crimes against morality and decency;"

Also, enrolled Senate bill No. 148, entitled "An act relating to dikes and drains, providing for assessments according to benefits, authorizing the incurring of additional obligations in case of emergency," etc.;

Also, enrolled Senate bill No. 247, entitled "An act creating a department of agriculture, providing for the organization and administration thereof," etc.;

Also, enrolled Senate bill No. 357, entitled "An act relating to taxes in cities and towns and amending section 5131 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 428, entitled "An act creating the state public building board; prescribing its powers and duties; providing for the creating of a state building fund," etc.;

Also, enrolled Senate bill No. 463, entitled "An act relating to the time of taking effect of laws passed during the Session of 1913 of the legislature of the State of Washington, relating to the size and capacity of berry boxes;"

Also, enrolled Senate bill No. 464, entitled "An act authorizing and directing certain state officers to convey to the United States of America certain lands;"

Also, enrolled Senate joint memorial No. 11, "Relating to the establishment of fortifications on Grays and Willapa Harbors;"

Also, enrolled Senate joint resolution No. 7, "Relating to the appointment of a commission to report on co-operative land mortgage banks or other systems of agricultural credit," etc.;

Also, enrolled Senate concurrent resolution No. 20, "Relating to the introduction of a bill carrying miscellaneous appropriations;"

Also, enrolled Senate concurrent resolution No. 22, "Relating to the introduction of a bill relating to public highways and providing a levy therefor;"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

By unanimous consent, the Senate returned to the order of business

INTRODUCTION OF BILLS.

Engrossed House bill No. 299, by Messrs. McKay and Mapes, entitled "An act authorizing the holding of sessions of the superior court of the State of Washington for the county of Chehalis at the city of Aberdeen, in said county, and authorizing the board of county commissioners of said county to incur the expense incident thereto."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Substitute House bill No. 324, by Mr. Cleland, entitled "An act to amend section 982 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to divorce and alimony."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 344, by Mr. Chamberlin, entitled "An act relating to the lands granted for the use and support of the agricultural college and scientific school."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 391, by Mr. Stewart, entitled "An act relating to trust companies and amending section 3346 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 399, by Messrs. Stewart and Davis, entitled "An act relating to the employment of matrons, supervisors, nurses-in-charge, or any attendant having charge of women and children's departments in public institutions."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 437, by Messrs. Capron and LeSourd, entitled "An act providing for the transfer of moneys from the public highway fund in counties composed entirely of islands."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 469, by Mr. Sumner, entitled "An act relating to powers of cities and towns."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 544, by Mr. Brislawn, entitled "An act relating to sale of land and to false representation concerning title to land, and fixing punishment therefor, and amending section 2621 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

The president signed enrolled House bills Nos. 207, 372, 21 and 478.

SPECIAL ORDER.

The hour of 2 o'clock having arrived, the Senate took up for consideration Senate bill No. 450, which was a special order for that time.

Senate bill No. 450, by committee on fisheries, entitled "An act establishing a salmon code and regulating the taking of salmon and certain other fish, licensing appliances therefor; providing for the acquisition and holding of fishing locations; licensing dealers, canners and packers of salmon; providing for the construction, maintenance and operation of Hatcheries; creating a board of fish commissioners; providing for the appointment of a state fish commissioner and deputies and a superintendent of hatcheries, fixing their compensation and defining their powers and duties; providing for the propagation and protection of food fishes; creating a fish hatchery fund; fixing penalties for the violation of this act, and repealing sections 5204, 5205, 5206, 5207, 5219, 5220, 5226, 5227, 5229, 5230, 5231 and 5232 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the taking, packing and marketing of salmon and other food fish," was read third time.

On motion of Senator White, the bill was amended by inserting the word "and" after the word "treasurer" in line 2, section 14 of the original bill, and by striking the words "and two persons to be selected by the governor" in lines 2 and 3, section 14 of the original bill.

On motion of Senator White, the bill was amended by striking the words "oyster beds" in line 4, page 6a, and the words "within the limits of township 18 north, range 2 west of the Willamette Meridian or over any oyster beds" in lines 7 and 8, page 6a, section 21 of the original bill.

On motion of Senator Nichols, the bill was amended as follows:

In section 21, of the original bill, under the heading "Willapa Harbor," strike all after the words "North river" in line 16, page 6-a and insert the following:

McGowan's Landing, near the north line of lots 6 and 7, section 26, township 15 north, range 10 west, W. M.;

On the Willapa river the mouth of Mailboat slough, near the east and west half section lines running through sections 20 and 21 of township 14 north, range 9 west;

On the Nasel river at the gap of the main log boom near the east and west center line of the south half of section 31, township 11 north, range 9 west, W. M.;

On Cedar river the mouth of said river or the line between townships 14 and 15 north, ranges 10 and 11 west, W. M.;

On the Palix river where the county bridge crosses said river in section 15, township 13 north, range 10 west, W. M.;

On North Nema river at the school house on lot 3 of section 22, township 12 north, range 10 west, W. M.;

On South Nema river at the confluence of the east and west forks of said South Nema river near the north line of section 27, township 12 north, range 10 west, W. M.;

On Bear river at Masny's Landing, near the east and west half section line running through sections 7 and 8 of township 10 north, range 10 west, W. M.;

On Smith creek the mouth thereof below the north and south line between sections 35 and 36, township 15 north, range 10 west, W. M.;

From April 15th to November 1st, but from November 1st to March 15th shall be construed to mean the actual point above which there is no tidal flow on the mean flood tide.

Senator Allen was called to preside.

Senator Brown moved to amend the bill by striking the words "four consecutive years" in lines 13 and 14, section 27 of the original bill, and substitute therefor the words "one year."

The amendment was lost.

On motion of Senator Nichols, the bill was amended by inserting after the word "no" in line 16, section 32 of the original bill, the word "stationary."

On motion of Senator Brown, the bill was amended by substituting the word "three" for the word "five" in line 8, page 13, section 40 of the original bill.

On motion of Senator Hutchinson, the vote by which the amendment offered by Senator Brown to substitute the word "three" for the word "five" was reconsidered.

The amendment offered by Senator Brown to substitute the word "three" for "five" in line 8, page 13, section 40 of the original bill, failed to carry.

Senator Iverson moved to amend the bill by substituting the word "four" for the word "two" in line 18, and substitute the word "two" for "one" in line 20, section 44 of the original bill.

The motion was lost.

The president resumed the chair.

Senator Iverson moved to amend the bill by substituting the word "thirtieth" for the word "twentieth" in lines 26 and 27 of section 50 of the original bill.

The motion was lost.

On motion of Senator Nichols, the bill was amended as follows: In section 53, line 22, of the original bill, strike the word "July" and insert in lieu thereof the word "April" and in line 22, same section, strike the words "first day of December in each year and the second" and insert in lieu thereof the words "fifth day of December in each year and the fifth" and in line 26, same section, strike the word "July" and insert in lieu thereof the word "April."

On motion of Senator White, the bill was amended by adding to the end of section 55 the following:

Provided, However, That this section shall be and become inoperative unless the Dominion of Canada or the Province of British Columbia shall by law, rule, order or regulation adopt provisions concerning the waters herein described similar in intent and purpose to those contained in this section, in which event the provisions contained herein shall continue to be and remain in full force and effect."

Senator Iverson moved to amend the bill by striking the word "fifteenth" in line 2, section 55 of the original bill, and inserting in lieu thereof the word "first," and in same line and section by striking the word "seventh" and inserting in lieu thereof the word "first."

The motion failed to carry.

On motion of Senator Brown, the bill was amended by inserting the words "by rings not more than four feet apart" after the words "pound net" in line 5, page 20b, section 56, of the original bill.

On motion of Senator Brown, the bill was amended as follows: in section 56, line 7, page 20b, after the words "pound net" insert the following:

"The two bottom corners of the mentioned apron shall be securely fastened to a shovedown or standard, one on each side of the apron, which shovedown or standard shall not be smaller than four inches in diameter and to extend from at least six feet above trap capping to the bottom of the Sound. The whole part of the shovedown extending above the trap capping, when such apron is closed shall be painted with white paint and at all times kept well painted so that any person can readily ascertain from a reasonable distance whether the fish entrance to the heart of the trap is closed or not."

On motion of Senator White, the bill was amended by inserting after the word "net" in line 7, page 20b, section 56 of the original bill, the following: "Provided, that an appeal may be taken from any order or ruling of the commissioner denying or refusing to grant any such application to the superior court of the county in which such pound net or trap is situated."

On motion of Senator Iverson, the bill was amended in line 25, section 57 of the original bill, by striking the words "weighing less than three pounds" and inserting in lieu thereof the words "less than sixteen inches in length."

On motion of Senator Hewitt, the bill was amended by inserting the words "except those caught with hook and line" after the word "fish" in line 28, section 57 of the original bill.

Senator Espy moved to amend the bill by adding to the end of section 68 the following: "No splash dam shall be operated or closed during the month of September above spawning grounds in tidal waters tributary to Willapa Harbor, where in the judgment of the fish commissioner, same is detrimental to the propagation of food fishes."

The motion carried.

Senator Espy moved to amend the bill by adding to the end of section 68 the following: "no splash dam located above

spawning grounds in tidal streams shall be closed or operated during the month of September of any year, where in the judgment of the fish commissioner it interferes with the propagation of food fish."

The amendment failed to carry.

On motion of Senator Nichols, the bill was amended by striking the figures "5219" in line 1, page 26, section 76 of the original bill.

On motion of Senator Steiner, the bill was amended by substituting the word "three" for "two" in line 18, section 44 of the original bill, and by substituting the words "one and one-half" for the word "one" in line 20, same section.

On motion of Senator Carlyon, the bill was amended by striking lines 5 to 11 inclusive of section 21, page 6a of the original bill, and inserting in lieu thereof the following:

"It shall be unlawful for any person at any time to take any food or game fish with drag seine, purse seine, pound net, drift net, set net or fish trap, within the limits of township 18 north, range 2 west of the Willamette Meridian, or over any oyster beds within the limits of townships 18 and 19 north, ranges 1, 2, and 3 west of the Willamette Meridian, in Thurston county. Provided, further, that it shall be unlawful for any person at any time to take any food or game fish with drag seine, purse seine, pound net, drift net or fish trap within the limits of sections 19, 20, 21, in township 20, range 2 west, all of township twenty, 3 west or in section 1, 2, 9, 10, 11, 14, 16, 17, 21, 22, 23, 29 and 32 of township 19, 3 west, Willamette Meridian, in Mason and Thurston counties."

On motion of Senator Steiner, the bill was amended by adding a new section between sections 55 and 56 as follows:

"Section No. 55½. The state fish commissioner shall, immediately after this act takes effect, proceed to definitely locate and chart the herring spawning grounds now known or hereafter discovered, in the waters of Puget Sound and its tributaries, in the State of Washington and particularly at Hadlock, Holmes Harbor, Discovery Bay, Jacksons Cove, Hale Pass (both sides), Cherry Point and Birch Bay Point, and shall mark the boundaries of not fewer than five of the most productive of such spawning grounds, to be designated by the fish commissioner, by driving at least one pile or erecting at least one monument on either side, at right angles with the shore, of such spawning grounds, and thereafter it shall be unlawful to take herring, except with hook and line, in, over or upon the spawning grounds thus mark-

ed during the spawning season of said fish, upon such grounds; such spawning season to be ascertained by the fish commissioner and when so ascertained to be promulgated by rule of the board of fish commissioners, and notice thereof shall be given by posting a copy of such notice, printed on cloth, upon the piles or monuments marking the boundaries of such spawning grounds."

On motion of Senator Steiner, the bill was amended by renumbering the sections so that they shall read consecutively.

The secretary called the roll on final passage of Senate bill No. 450 as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McGuire, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—36.

Absent or not voting were Senators Allen, Campbell, Leonard, McCoy, Phipps, Weatherford—6.

On motion, the title was amended by striking the figures "5219" in line 14 of the title of the original bill, and the amended title was ordered to stand as the title of the act.

The secretary read

HOUSE CONCURRENT RESOLUTION No. 31.

By rules committee:

Be It Resolved, By the House of representatives, the Senate concurring, that after 9 o'clock P. M., March 12th, 1913, no bill, resolution or memorial be considered by either House or Senate, and that the Senate shall confine its consideration to amendments made by the House to Senate bills, and the House shall confine its consideration to amendments made in the Senate to House bills, and that no other business whatsoever shall be considered by either House except the consideration of reports of conference committees and such other business as may properly and strictly pertain to conclusion of the routine business and affairs of the legislature.

On motion of Senator Metcalf, the resolution was referred to committee on rules.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

The House has passed engrossed House bill No. 589, entitled "An act relating to the inspection, disposition and sale of meats, and providing penalties for the violation thereof;"

Also, engrossed House bill No. 317, entitled "An act providing for the protection of incompetents, children and animals, and creating a state bureau therefor, defining its powers and duties, and making an appropriation therefor;"

Also, engrossed House bill No. 651, entitled "An act relating to agriculture; promoting the general welfare by bringing into productive use the unimproved agricultural lands of this state and aiding in the production and marketing of agricultural products; providing for the establishment of agricultural development districts, and authorizing the investment of all public funds in the bonds of such districts;"

Also, engrossed House concurrent resolution No. 25, "Relating to the office of the commissioner of public lands;"

Also, House bill No. 462, entitled "An act relating to trust companies, incorporation powers and duties and amending section 3349 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 512, entitled "An act relating to liens for labor performed, material, hay, grain and feed," etc.;

Also, substitute House bill No. 620, entitled "An act relating to the establishment of drainage improvement districts, providing for the construction, maintenance, extension and protection of drainage systems," etc.;

Also, engrossed House bill No. 50, entitled "An act to amend chapter 249 of the Session Laws of 1909, entitled 'An act relating to crimes and punishments and the rights and custody of persons accused or convicted of crime,' etc.;

Also, House concurrent resolution No. 31, "Relating to the time of consideration of bills, resolutions and memorials and providing that the same shall not be considered after 9 o'clock P. M., Wednesday, March 12th, 1913;"

Also, engrossed House bill No. 497, entitled "An act granting to the board of state land commissioners authority to grant to the town of Charleston, Washington, for public waterworks purposes, rights on a portion of an oyster reserve containing natural springs;"

Also, engrossed House bill No. 561, entitled "An act relating to venue of action against corporations and amending section 206 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 301, entitled "An act amending section 2 of

chapter 92 of the Laws of Washington of 1911, and providing for the exclusion of territory and property included and hereinafter to be included in any port district;"

Also, House bill No. 374, entitled "An act to allow counties of the first class to pay employes for services heretofore rendered in any case where such county had not at the time such services were rendered, the authority in law to make payment therefor;"

Also, House bill No. 540, entitled "An act legalizing and validating the incorporation of grand lodges of fraternal bodies in the State of Washington, and amending section 1 of an act entitled 'An act providing for the incorporation of subordinate lodges,'" etc.;

And the same are herewith transmitted.

Also, the House refuses to concur in Senate amendments to House bill No. 509, entitled "An act creating a state board of park commissioners" and asks the Senate to recede therefrom;"

Also, the House has refused to recede from its amendments to Senate bill No. 381, and the speaker has appointed as members of a conference committee Messrs. Davis and Field and Mrs. Axtell."

C. R. MAYBURY, *Chief Clerk of House.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

OLYMPIA, WASH., March 10, 1913.

MR PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 465, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended in Chapter 53 of the Session Laws of 1911;"

Also, enrolled Senate bill No. 447, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;"

Also, enrolled Senate bill No. 312, entitled "An act relating to public highways, classifying the same and naming and fixing the routes of certain state roads;"

Also, enrolled Senate concurrent resolution No. 21, "Relating to the introduction of a joint resolution providing for the purchase of jute cloth;"

—have compared same with the original bills and engrossed bill and resolution and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott, Ralph D. Nichols.

Senator Troy moved that the Senate do not recede from its amendments to House bill No. 509.

The motion carried.

The president appointed Senators Metcalf, French and Troy as a conference committee on Senate amendments to House bill No. 509.

The president appointed Senators Collins, Sharpstein and Leonard as a conference committee to act on House amendments to Senate bill No. 381.

Senator Nichols stated he had compared enrolled Senate bill No. 447 with the original bill and found same correctly enrolled; also Senate bills Nos. 465 and 312.

The president signed enrolled Senate bills Nos. 465, 447, 312 and enrolled Senate concurrent resolution No. 21.

INTRODUCTION OF BILLS.

House bill No. 301, by Messrs. Taylor, Mess and Tonkin, entitled "An act amending section 2 of chapter 92 of the Session Laws of Washington of 1911, and providing for the exclusion of territory and property included or hereafter to be included, in any port district."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 374, by Mr. Grass, entitled "An act to allow counties of the first class to pay employees for services heretofore rendered in any case where such county had not at the time such services were rendered, the authority in law to make payment therefor."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 540, by Mr. Hughes, entitled "An act legalizing and validating the incorporation of grand lodges of fraternal bodies in the State of Washington and amending section 1 of an act entitled 'An act providing for the incorporation of subordinate lodges, chapters and encampments of Free and Accepted Masons, Independent Order of Odd Fellows, Knights of Pythias and other fraternal societies, and for the re-incorpora-

tion of lodges heretofore incorporated,' approved March 12th, 1903."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 497, by Mr. Pierce, entitled "An act granting to the board of state land commissioners authority to grant to the town of Charleston, Washington, for public waterworks purposes rights on a portion of an oyster reserve containing natural springs."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 561, by Mr. Kingery, entitled "An act relating to venue of actions against corporations and amending section 206 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 50, by Mr. Brown, entitled "An act to amend chapter 249 of the Session Laws of 1909, entitled 'An act relating to crimes and punishments and the rights and custody of persons accused or convicted of crime, and repealing certain acts,' by inserting an additional section number 349 $\frac{1}{2}$."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 462, by Mr. Foster, entitled "An act relating to trust companies, incorporation powers and duties and amending section 3349 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

House bill No. 512, by Mr. Gilkey, entitled "An act relating to liens for labor performed, material, hay, grain and feed, pro-

visions and supplies furnished, and amending chapter 116 of the Laws of 1905, approved March 9th, 1905, section 1129 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Substitute House bill No. 620, by Mr. Moren, entitled "An act relating to the establishment of drainage improvement districts, providing for the construction, maintenance, extension and protection of drainage systems, the method of apportioning, assessing and collecting funds and paying for the construction and maintenance thereof, repealing chapter LXVI of the Laws of 1901, saving in certain particulars, providing the method of bringing certain existing districts and ditches under the provisions of this act, declaring the legislative intent as to the effect of adjudications, providing penalties for the violation thereof, and declaring that this is necessary for the immediate preservation of the public health and shall take effect immediately."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 589, by Mr. Hurd, entitled "An act relating to the inspection, disposition and sale of meats, and providing penalties for the violation thereof."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 317, by Mr. Newman, entitled "An act providing for the protection of incompetents, children and animals, and creating a state bureau therefor, defining its powers and duties, and making an appropriation therefor.

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

Engrossed House bill No. 651, by joint committee on logged-

off lands, entitled "An act relating to agriculture; promoting the general welfare by bringing into productive use the unimproved agricultural lands in this state and aiding in the production and marketing of agricultural products, providing for the establishment of agricultural development districts, and authorizing the investment of all public funds in the bonds of such districts."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

The president called Senator Allen to preside.

On motion of Senator Metcalf, the Senate took up the consideration of House bill No. 15 at this time.

On motion of Senator Metcalf, the bill was amended as follows:

In lines 5 to 10 inclusive of the printed bill, being line 12 to 21 inclusive of the original bill, by striking all the words therein and substitute in lieu thereof the following:

Section 33. The ownership of lands by aliens, other than those who, in good faith, have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: Provided, that the provisions of this section shall not apply to lands containing valuable deposits of mineral, metals, iron, coal or fire clay, and the necessary land for mills and machinery to be used in the development thereof, and the manufacture of the products therefrom. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purpose of this prohibition. Provided, however, that this section shall not apply to conveyance of lands lying wholly within the limits of municipal corporations when made to resident aliens. In the event a resident alien becomes a non-resident for the term of five years, his interest in lands in the State of Washinton shall be vested in the common school fund.

In section 3, line 3 of the printed bill, by striking all after the first word "aliens" and all of line 4, and insert a period.

In section 3, line 6 of the printed bill, by striking all after the first word "aliens" and all of line 7, and insert a period.

The secretary called the roll on House bill No. 15 as amended, reading as follows:

AN ACT providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens.

Be It Enacted by the Legislature of the State of Washington:

Section 1. That at the general election to be held in this state on the Tuesday next after the first Monday in November, 1914, there shall be submitted to the qualified electors of the state, for their adoption and approval or rejection, an amendment to section 33 of article 2, of the Constitution of the State of Washington, so that the same shall read, when so amended, as follows:

Section 33. The ownership of lands by aliens, other than those, who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: *Provided*, That the provisions of this section shall not apply to lands containing valuable deposits of mineral, metals, iron, coal, or fire clay, and the necessary land for mills and machinery to be used in the development thereof, and the manufacture of the products therefrom. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purpose of this prohibition: *Provided, however*, That this section shall not apply to conveyances of lands lying wholly within the limits of municipal corporations when made to resident aliens. In the event a resident alien becomes a nonresident for the term of five years, his interest in lands in the State of Washington shall be vested in the common school fund.

Section 2. The secretary of state is hereby directed to cause the amendment proposed in section 1 of this act to be published for three months next preceding the said election mentioned in section 1 hereof, in some weekly newspaper, in every county where a newspaper is published throughout the state.

Section 3. There shall be printed on all ballots provided for the said election the words:

"For the proposed amendment to section 33 of article 2, of the Constitution providing for the ownership of lands by aliens."

"Against the proposed amendment to section 33 of article 2 of the Constitution providing for the ownership of lands by aliens."

Section 4. If it shall appear from the ballots cast at the said election that a majority of the qualified electors voting upon the question of the adoption of said amendment have voted in favor of the same the governor shall make proclamation of the same in the manner

provided by law, and the said amendment shall be held to have been adopted and to have been a part of the Constitution from the time of such proclamation.

And it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Troy, White—28.

Those voting nay were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Hutchinson, Leonard, Shaefer, Sharpstein, Weatherford, Wende—11.

Absent or not voting were: Senators Campbell, Iverson, McCoy—3.

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

Senator Hutchinson made the following statement and requested that the same be spread upon the journal: "I protest against the passage of House bill No. 15, as amended, as it is in the interests of Chinese and Japanese and is a great menace to American labor as it will afford factory sales where the labor of the orient can compete with the American labor free of duty."

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

The House has passed over the governor's veto, House bill No. 164, entitled "An act making appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor," and the enrolled bill and the veto message of the governor are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Sutton, House bill No. 164 and the veto message were made a special order for immediate consideration.

The secretary read as follows :

HOUSE BILL NO. 164.

AN ACT making appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor.

Be It Enacted By the Legislature of the State of Washington:

Section 1. There is hereby appropriated out of any moneys in the general fund the sum of three hundred thousand (300,000) dollars, to be used in the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor.

Passed the House February 4, 1913.

HOWARD D. TAYLOR, *Speaker of the House.*

Passed the Senate February 5, 1913.

LOUIS F. HART, *President of the Senate.*

Vetoed: Veto message attached hereto:

ERNEST LISTER, *Governor.*

OLYMPIA, WASH., February 14, 1913

To the Honorable, the House of Representatives of the Thirteenth Legislature of the State of Washington:

I herewith return House bill No. 164 without my approval. In my first message to your honorable body I indicated the view held by me regarding the continuance of three normal schools by the state. During the time this bill was before your honorable body, and also since its passage, advocates both in favor of and opposed to the measure, have been given an opportunity to be heard. With all the additional information received I still hold the views expressed in my message.

The appropriations required for the re-establishment of the Cheney normal school, in addition to the \$300,000.00 appropriated by this bill, would amount to approximately \$200,000.00 more during the two years beginning April 1st, 1913. This would make a total of half a million dollars the tax-payers of the state would be called upon to expend for this institution during the coming biennium.

Following the lines suggested in my message the expenditure of a small part of this sum in more completely equipping one of the other two normal schools would, in my opinion, result in a much higher degree of efficiency in training teachers than can be obtained by the continuation of three normal schools along the lines now being followed. The appropriations for the five state educational institutions are constantly increasing; two years ago the amount appropriated for these institutions was approximately \$1,700,000.00, and the requests made for the coming biennium amount to almost \$3,000,000.00.

In the consideration of appropriations, I believe it is our duty to consider carefully the matter of revenues. The cost of conducting our institutions is a direct tax upon the people of the state. It is

scarcely necessary for me to call your attention to the fact that the valuation of the property of the State of Washington has not materially increased during the past two years, while the demands for appropriations for the five educational institutions for the state have increased almost eighty per cent. Should the same proportionate increase be called for by the other departments of the state, the legislature would indeed be facing a serious situation.

My views regarding this subject have been well known to all members of the legislature since I assumed the duties of my office. While it has been under consideration by your honorable body this department has made no effort whatever to change the opinion of a single member of the legislature or influence his or her vote on the subject.

The responsibility is now upon your shoulders. In the further consideration by your honorable body of this bill, I sincerely hope that each and every member will consider it strictly upon its merits and the matter of influence, or trade of votes will not enter into its consideration.

I regret exceedingly that my judgment in this matter does not coincide with the views of the legislature; yet entertaining these objections to the bill I feel it my duty to disapprove it and return it to your honorable body for such action as you may deem advisable.

Respectfully submitted. (Signed) ERNEST LISTER, *Governor*.

The president stated the question to be: "Shall House bill No. 164 pass notwithstanding the objection of the governor?"

The secretary called the roll and House bill No. 164 passed over the governor's veto by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Landon, Metcalf, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Wende—30.

Those voting nay were: Senators Cotter, Fairchild, Iverson, Jensen, Stephens, Troy, Weatherford, White—8.

Absent or not voting were: Senators Bethel, Leonard, McCoy, Steiner—4.

When Senator Sharpstein's name was called he made the following statement and requested same spread upon the journal:

"In the explanation of my vote now as compared to my former vote, I wish to state that I have made no trades or combinations but have studied and considered the question and having reached the conclusion that in the cause of better education this bill should pass and that the money will be well invested, I vote 'yes.'"

Substitute re-engrossed House bill No. 8, by minority of judiciary committee, entitled "An act granting and confirming to purchasers of second class shore lands the title to shore lands, including those uncovered by the artificial lowering of the waters upon which they abut, and providing for the setting apart for public purposes of parts of the same," was read third time.

On motion of Senator Collins, the bill was amended as follows:

In section 2, line 14 of the engrossed bill, after the word "situate" insert the following; "the title to and control of any lands so selected and designated upon such plat for parkway and boulevard purposes shall, if the same lie outside of the corporate limits of any city or town and if the same form a part of the general parkway and boulevard system of a city of the first class, be in such city."

In section 2, line 1 of the engrossed bill, strike the word "nine" and insert in lieu thereof the word "twelve."

In section 2, line 8 of the engrossed bill, after the word "avenues" insert the words "parkways and boulevards."

In section 1, line 18 of the engrossed bill, after the word "avenues" insert the words "parkways and boulevards."

Add to the end of section 1, after striking the period and substituting a colon therefor, the following: "*Provided, further,* That all shore lands and the bed of Lake Washington from the southerly margin of the plat of Lake Washington shore lands southerly along the westerly shore of said lake to a line three hundred feet south of and parallel with the east and west center line of section 35, township 24 north, range 4 east, W. M., are hereby reserved for public uses and are hereby granted and donated to the city of Seattle for public park, parkway and boulevard purposes, and as a part of its public park, parkway and boulevard system and any diversion or attempted diversion of such lands so donated from such purposes shall cause the title to said lands to revert to the state."

The secretary called the roll on final passage of re-engrossed substitute House bill No. 8, and it passed the Senate, as amended, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Nichols, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—32.

Those voting nay were: Senators Bethel, Hall—2.

Absent or not voting were: Senators Carlyon, Fairchild, Imus, Metcalf, McCoy, McGuire, Phipps, Stephens—8.

On motion of Senator Collins, the title of the re-engrossed substitute bill was amended as follows: In second line strike words "second class" and insert in lieu thereof the word "certain." In line 7 after the word "apart" insert the words "and donating." In last line strike the words "of parts of the same" and insert the words "certain shore lands," and the title as amended was ordered to stand as the title of the act.

House bill No. 420, by Mr. Hughes, entitled "An act to legalize and validate warrants and obligations heretofore issued or incurred by counties for the purchase of or in payment for, armory sites," was read third time.

The secretary called the roll on final passage of House bill No. 420 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Collins, Cotter, Davis, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Nichols, Piper, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—30.

Those voting nay were: Senators Brown, Chappell—2.

Absent or not voting were: Senators Carlyon, Espy, Fairchild, Imus, Metcalf, McCoy, Phipps, Rosenhaupt, Stephens, Sutton—10.

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

Re-engrossed House bill No. 369, by Mr. Kennedy, entitled "An act relating to revenue and taxation and amending section 9098 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Espy moved to amend the bill by inserting the words "State Historical Society" after the word "associations" in line 17, section 1 of the re-engrossed bill.

The amendment was lost.

On motion of Senator Davis, the bill was amended by inserting after the word "associations" in line 17, section 1 of the re-

engrossed bill the following "or any exhibit deposited in the State Historical Society building."

The secretary called the roll on final passage of re-engrossed House bill No. 369, as amended, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jensen, Landon, Leonard, McGuire, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford—34.

Absent or not voting were: Senators Campbell, Imus, Jackson, Metcalf, McCoy, Nichols, Wende, White—8.

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

Engrossed House bill No. 244, by Messrs. Adams and Brown, entitled "An act relating to the organization and government of irrigation districts, and the sale of bonds arising therefrom, and amending sections 6417, 6418, 6419, 6425, 6426, 6427, 6431, 6432, 6433, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6450, 6451, 6452, 6466 and 6488 of Remington & Ballinger's Annotated Codes and Statutes of Washington, contained in chapter VII, title XLVIII of said codes and statutes, relating to irrigation districts, and repealing sections 6448, 6458, 6459, 6460, 6461, 6474, 6484 and 6485 thereof, and saving rights relating to or affecting existing irrigation districts or any proceedings therein," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 244, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Phipps, Piper, Rosenhaupt, Shaefer, Stephens, Sutton, Troy—29.

Absent or not voting were: Senators Campbell, Davis, Hall, Hutchinson, Imus, McCoy, Nichols, Scott, Sharpstein, Steiner, Weatherford, Wende, White—13.

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

Engrossed House bill No. 275, by Mr. Adams, entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds may be made legal investments for the funds of banks, banking associations, trust companies, insurance companies, and for state funds and trust funds, and providing for the deposit of such bonds as security for public moneys, and providing for a commission for approving certain bonds of irrigation districts, for a report thereon, for the filing of such reports, for a certificate of the state auditor, and for registering of such bonds in the office of the state auditor," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 275 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Jensen, Leonard, McGuire, Piper, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—30.

Absent or not voting were: Senators Allen, Campbell, Carlyon, Davis, Hutchinson, Imus, Landon, Metcalf, McCoy, Nichols, Phipps, Scott—12.

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

At 5:35 p. m., on motion of Senator Allen, the Senate took a recess until 8 o'clock this evening.

EVENING SESSION.

The president called the Senate to order at 8 p. m.

SPECIAL ORDER.

The hour of 8 o'clock having arrived, the Senate took up Senate bill No. 445, a special order for this time.

Senator Carlyon moved that the special order be re-set for 11 o'clock Thursday morning.

Senator Sharpstein moved the previous question, seconded by Senators Wende and Troy.

The motion carried.

A roll call was demanded by Senator Piper, Steiner, Nichols, Bowen, Landon, Allen, Jensen, on the motion of Senator Carlyon.

The secretary called the roll and the motion carried by the following vote:

Those voting aye were: Senators Anderson, Bethel, Carlyon, Chappell, Espy, Fairchild, French, Hall, Hewitt, Imus, Iverson, Leonard, McGuire, Phipps, Sharpstein, Stephens, Troy, Weatherford, Wende—19.

Those voting nay were: Senators Allen, Bowen, Davis, Flummerfelt, Hammer, Hutchinson, Jackson, Jensen, Landon, Metcalf, Nichols, Piper, Shaefer, Steiner, White—15.

Absent or not voting were: Senators Brown, Campbell, Collins, Cotter, McCoy, Rosenhaupt, Scott, Sutton—8.

Engrossed House bill No. 284, by Messrs. Wells, Sisson and Conner, entitled "An act relating to the dissolution of union high school districts and amending section 4469 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 284 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Espy,

Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Troy, Wende, White—32.

Those voting nay were: Senators Jackson, McGuire, Weatherford—3.

Absent or not voting were: Senators Campbell, Cotter, McCoy, Nichols, Piper, Sharpstein, Sutton—7.

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

House bill No. 381, by judiciary committee, entitled "An act to adopt Pierce's Code as an official compilation," was read third time.

The secretary called the roll on final passage of House bill No. 381 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Piper, Shaefer, Steiner, Stephens, Weatherford, Wende, White—29.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Campbell, Cotter, Espy, Hall, McCoy, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Sutton, Troy—12.

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

Senator Metcalf moved to reconsider the vote by which re-engrossed House bill No. 369 passed the Senate.

The motion carried.

Senator Metcalf moved to amend re-engrossed House bill No. 369 by adding two new sections as follows:

"Section 2. That section 9099, Remington and Ballinger's Annotated Codes and Statutes of Washington, be and the same is hereby amended to read as follows:

Section 9099. There shall be exempted from taxation in the State of Washington, all property, real and personal, owned by any school or college in this state, or any humane society, or any museum of arts, history and science regularly incorporated as such under the laws of

the state, where such school, college, humane society, or museum is apart from and not connected with any other building or institution conducted for private gain and is supported in whole or in part by gifts, endowments, or charity, the entire income or revenue of which said school, college, humane society or museum, after paying the expenses thereof, is devoted to the purposes of such institution, and which is open to all persons upon equal terms, and including all loan exhibits of arts, curios and similar property while loaned by any such institution: *Provided*, Such institution, if a museum, must be open to the public free of charge at least three days in each week: *Provided further*, That said property be used solely for educational purposes, (or the revenue therefrom be devoted exclusively to the support and maintenance of such institution): *And provided further*, That the real estate so exempted shall not exceed forty acres in extent, and shall be used exclusively for college or campus purposes or for purposes of such humane society or museum: *And provided further*, That the real estate owned and controlled by such institution, and leased and rented by them for the purpose of deriving revenue therefrom shall not be exempted from taxation under the provisions of this act: *And provided further*, That in the case of schools and colleges the annual income from such endowment is equal to or exceeds all incomes from tuitions received by such institutions."

"Section 3. That section 9199 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions from the inheritance tax, be, and the same is, amended to read as follows:

Section 9199. All bequests and devises of property or money within this state, when the same is for one of the following purposes, namely: the relief of aged, indigent and poor people, maintenance of the sick or maimed, or the support or education of orphans or indigent children, or for the use of churches, Young Men's Christian Associations, Young Women's Christian Associations, colleges or seminaries, public libraries, museums which are open to the public free of charge and are a part from and not connected with any other building or institution conducted for private gain and are supported in whole or in part by gifts and societies organized for and engaged exclusively in the prevention of cruelty to children or animals, shall be exempt from the payment of any tax or sum under any inheritance tax law, and any property or money in this state which has been devised or bequeathed for such purposes and upon which a state inheritance tax is claimed or is owing, is hereby declared exempt from the payment of such tax and the same is hereby remitted."

The amendment failed to carry.

The secretary called the roll on final passage of re-engrossed House bill No. 369, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—35.

Absent or not voting were: Senators French, Collins, McCoy, Nichols, Phipps, Stephens, Sutton—7.

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

Engrossed House bill No. 204, by Mr. Earle and King county delegation, entitled "An act relating to validation of indebtedness by school districts, and bonds therefor, and amending chapter XXIX of Remington & Ballinger's Annotated Codes and Statutes of Washington, by adding one section thereto," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 204, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, French, Hall, Hammer, Hutchinson, Iverson, Jensen, Landon, McGuire, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende—26.

Absent or not voting were: Senators Campbell, Flummerfelt, Hewitt, Imus, Jackson, Leonard, Metcalf, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Scott, Stephens, Sutton, White—16.

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

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

The speaker has appointed as a conference committee on Senate amendments to House bill No. 509, Messrs. Capron, Picken and McFarland;

Also, the speaker has signed enrolled House bill No. 523, entitled "An act to facilitate the operation of provisions of section 1 of article II of the constitution relating to the initiative and referendum, to

prevent fraud, providing penalties for violations thereof, and declaring that this act shall take effect immediately;"

Also, enrolled House bill No. 281, entitled "An act relating to the registration of births and deaths and amending sections 5424, 5425 and 5441 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled House bill No. 87, entitled "An act to dedicate certain strips of land in Walla Walla county for road and highway purposes;"

Also, enrolled House bill No. 505, entitled "An act making an appropriation from the accident fund created by chapter 76 of the Laws of 1911, for the purpose to which said fund may be applied;"

Also, enrolled House bill No. 225, entitled "An act for the relief of Poole's Seed and Implement Company, and making an appropriation therefor;"

Also, enrolled House bill No. 427, entitled "An act relating to the management, control, maintenance and improvement of the rock quarries of the state, making an appropriation therefor, and amending section 5914 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 447, entitled "An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads;"

Also, enrolled Senate bill No. 312, entitled "An act relating to public highways, classifying the same and naming and fixing the routes of certain state roads;"

Also, enrolled Senate bill No. 465, entitled "An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington, as amended in chapter 53 of the Session Laws of 1911;"

Also, enrolled Senate concurrent resolution No. 21, "Resolving, by the Senate, the House concurring, that permission be and it is hereby granted to Senator Scott to introduce a joint resolution authorizing the state board of control to use certain moneys to purchase jute cloth for the manufacture of grain bags in any amount not to exceed \$50,000.00;"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

By consent, the order of business "Introduction of Bills" was returned to.

INTRODUCTION OF BILLS.

Senate bill No. 466, by committee on appropriations, entitled "An act making appropriations for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at the various state institutions, schools and state

offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1st, 1913, and ending March 31st, 1915, except as otherwise provided, and making an appropriation for certain deficiencies."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title and placed on general file.

The president signed enrolled house bills Nos. 523, 281, 87, 505, 225, 427.

The president appointed Senator Metcalf as a member of the committee provided for under Senate joint resolution No. 7.

Engrossed House bill No. 200, by Mr. Goss, entitled "An act relating to the crime of murder and the unishment therefor, and amending section 2392 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

Senator Collins moved to amend the bill by adding after section 4 the following: "Section 5. This act shall be referred to the people at the time and in the manner provided by law, and shall not become a law until approved by the vote of the people as provided in the constitution."

A roll call was demanded on the proposed amendment of Senator Collins by Senators Hutchinson, Allen, Brown, Bowen, Piper, Jensen, Chappell.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Allen, Brown, Collins, Espy, Nichols, Phipps—6.

Those voting nay were: Senators Anderson, Bethel, Bowen, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, McGuire, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—31.

Absent or not voting were: Senators Iverson, Jackson, McCoy, Stephens, Sutton—5.

Senator Scott moved the previous question, supported by Senators McGuire and White.

The motion lost.

The secretary called the roll on final passage of engrossed House bill No. 200, and it passed the Senate by the following vote:

Those voting aye were: Senators Bowen, Campbell, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Piper, Rosenhaupt, Shaefer, Steiner, Sutton—22.

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Carlyon, Collins, Espy, Metcalf, McGuire, Nichols, Phipps, Scott, Sharpstein, Troy, Weatherford, Wende, White—17.

Absent or not voting were: Senators Iverson, McCoy, Stephens—3.

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

The conference committee on House bill No. 509 reported that it had failed to agree with the House committee and recommended the appointment of a free conference committee.

On motion of Senator Metcalf the report of the conference committee was adopted.

The president appointed as a free conference committee Senators French, Troy and Metcalf.

Senator Landon gave notice of a motion to reconsider the vote by which engrossed House bill No. 200 passed the Senate.

Senator Allen moved that the rules be suspended and all bills passed by the Senate at today's session be immediately transmitted to the House, except where notice of a motion to reconsider had been given.

The motion carried.

The governor appeared and was escorted to the president's desk by Senator Hutchinson.

On motion of Senator Allen, the Senate resolved itself into a committee of the whole to hear the glee club of the University of Puget Sound.

The committee of the whole having risen, the Senate resumed its sitting.

The secretary read a communication from the president of the United States thanking the members of the Senate for their good wishes.

At 11:30 p. m., on motion of Senator Allen, the Senate adjourned until tomorrow morning.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate.

FIFTY-NINTH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Wednesday, March 12, 1913.

The Senate was called to order at 10 o'clock a. m. by President Hart, pursuant to adjournment.

Reverend F. W. Bateson, of Olympia, offered prayer.

The secretary called the roll, all members being present except Senator McCoy (excused).

On motion of Senator Chappell, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read

SENATE JOINT RESOLUTION No. 9.

By Senator Scott:

Be It Resolved by the Senate and House of Representatives of the Legislature of the State of Washington:

That the state board of control be and it is hereby authorized, if in its judgment it shall deem it advisable so to do, to purchase, with the moneys appropriated for the operation of the jute mill at the state

penitentiary, jute cloth for the manufacture of grain bags in any amount not to exceed the total cost of \$50,000.00.

Senator Scott moved the adoption of the resolution.

The secretary called the roll and Senate joint resolution No. 9 was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jensen, Landon, Leonard, Nichols, Phipps, Scott, Sharpstein, Steiner, Sutton, Weatherford, Wende—27.

Voting nay: Senator Jackson—1.

Absent or not voting were: Senators Allen, Anderson, Espy, Hewitt, Hutchinson, Metcalf, McCoy, McGuire, Piper, Rosenhaupt, Stephens, Troy, White, Shaefer—14.

Committee on rules and joint rules to whom was referred House concurrent resolution No. 31, report the same back to the Senate with the recommendation that it be adopted with the following amendment: Strike the words and figures "9 o'clock p. m." in line 2.

Senator Nichols moved to amend to except special order on Senate bill No. 445, set at 11 o'clock, Thursday morning, March 13.

The motion carried.

The secretary called the roll on the adoption of the report of the committee, as amended, and it was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Weatherford—27.

Those voting nay were: Senators Brown, Espy, Iverson, Landon, Metcalf, White, Cotter—7.

Absent or not voting were: Senators Allen, Anderson, Davis, Hewitt, McCoy, Piper, Troy, Wende—8.

Senator Rosenhaupt moved that engrossed House bill No. 341 be placed on the calendar in the same order as it appeared on

yesterday's calendar immediately following engrossed House bill No. 290.

A roll call was demanded on the motion by Senators Nichols, Rosenhaupt, Iverson, Anderson, Espy, Phipps, Jensen.

The secretary called the roll and the motion prevailed by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, Iverson, Jensen, Landon, Nichols, Phipps, Rosenhaupt, Steiner, Stephens, Sutton, White—21.

Those voting nay were: Senators Collins, Cotter, Hall, Leonard, McGuire, Sharpstein, Troy, Weatherford, Wende—9.

Absent or not voting were: Senators Allen, French, Hammer, Hewitt, Hutchinson, Imus, Jackson, Metcalf, McCoy, Piper, Scott, Shaefer—12.

GENERAL FILE.

On motion of Senator Rosenhaupt, the Senate resolved itself into a committee of the whole to consider Senate bill No. 466.

The bill was considered in the committee of the whole, Senator Anderson in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendments: Add the following after the words "Cowlitz County" in line 11, page 4 of the original bill:

"For the relief of the persons named below, \$3,800."

This sum, or so much thereof as may be necessary is appropriated for the payment to the persons named below of the amounts set opposite their respective names upon contracts for construction and equipment of the Washington state reformatory, with interest from the date of acceptance of the work under such contract, the principal sums being as follows:

C. C. Moore & Co.	\$1300.00
Eckhart Plumbing & Heating Co.	1500.00
Z. C. Miles & Piper Co.	220.00
Agutter-Griswold Co.	403.00

The total sum of money paid by this appropriation shall be charged against the appropriation for the Washington state reformatory for the biennium ending March 31, 1913, and no greater sum shall be expended from the state reformatory appropriation for said biennium than the sum resulting from the difference between said reformatory appropriation and the total amount expended under this appropriation.

In line 16, page 5, section 1 of the original bill, strike the figures "136.25" and insert in lieu thereof the figures "427.26."

In line 17, page 6, section 1 of the original bill, substitute the figures "3,000" for figures "4,000."

After the words "supreme court reporter, 4,000" in line 31, page 6, section 1, add the following paragraph: "For the installation of a proper fire protection and sprinkler system for the school for the deaf and the school for the blind at Vancouver, ten thousand dollars, (\$10,000.00.)"

After the words "department 1856)" in line 14, section 1, page 2 of the original bill, add the following paragraph: "For the relief of Samuel Triebwasser \$500.00 (for the loss of certain horses and mules while quarantined by state veterinarian.)"

After the figures "5000" the last figures in the original bill, add a new paragraph as follows: "For site and expenses for the Everett trade school, \$20,000."

In line 35, page 7, section 1, of the original bill, after the words and figures "printing, 1,000" insert a new paragraph as follows: "For the repair of the armory at Spokane, \$4,000."

In line 27, page 5, section 1 of the original bill, after the figures "12,468.70" insert a new line as follows: "From the University of Washington current fund until exhausted the balance from the University fund; for a women's building at the state university, \$100,000."

In the last line of section 1, page 7, substitute the figures "12,000" for the figures "5,000."

Add at the end of section 1 of the bill the following: "From the salmon hatchery fund for the purpose of reimbursing the general fund for the monies appropriated for the office of the state fish commissioner by chapter 12 of the Laws of 1913, to be repaid to the general fund as soon and so fast as there are monies in the salmon hatchery fund to repay the same or any part thereof; \$181,100."

In line 22, page 5 of section 1 of the original bill, after the figures "913.27" add a new paragraph as follows: "For advance confidential cruise of lands liable to be sold during the biennium, to be expended under the direction of the state land commissioner, \$20,000."

At the end of the bill add a new section as follows:

"Section 2. This act is necessary for the immediate support of the state government and its existing public institutions and shall take effect immediately."

On motion of Senator Anderson, the report of the committee of the whole was adopted.

Senate bill No. 466, by Senate appropriations committee, entitled "An act making appropriatibns for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government

for the fiscal term beginning April 1, 1912, and ending March 31, 1915, except as otherwise provided, and making an appropriation for certain deficiencies," was read third time.

The secretary called the roll on final passage of Senate bill No. 466, and it passed the Senate, as amended, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Landon, Metcalf, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende, White—31.

Voting nay were: Senators Jensen, McGuire, Weatherford—3.

Absent or not voting were: Senators Carlyon, Hewitt, Imus, Leonard, McCoy, Piper, Rosenhaupt, Sutton—8.

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

At 12:30 p. m., on motion of Senator Scott, the Senate took a recess until 2 o'clock this afternoon.

AFTERNOON SESSION.

The president called the Senate to order at 2 o'clock p. m.

Senator Anderson moved a call of the Senate supported by Senators Scott and Bowen.

The motion carried.

The sergeant-at-arms locked the doors of the Senate chamber.

A roll call showed absent Senators McCoy (excused), Leonard and Sharpstein.

At request of Senator Rosenhaupt House bill No. 60 was substituted for House bill No. 177 on today's calendar.

REPORTS OF STANDING COMMITTEES.

SENATE CHAMBER,
OLYMPIA, WASH., March 12, 1913.

MR PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 60, entitled "An act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HENRY ROSENHAUPT, *Chairman.*

We concur in this report: Harve H. Phipps, A. H. Imus, Geo. W. Shaefer, G. E. Steiner, D. Landon, Henry H. Wende, A. McGuire.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

SENATE CHAMBER,
OLYMPIA, WASH., March 12, 1913.

MR PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed substitute House bill No. 7, entitled "An act relating to justice courts and amending section 6547 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file with the following amendment:

In section 1, line 4 of the printed bill, same being section 1, lines 5 and 6 of the original bill, strike the words "one hundred fifty" and insert in lieu thereof the words "two hundred twenty-five."

HENRY ROSENHAUPT, *Chairman.*

We concur in this report: H. M. White, Ralph Metcalf, John L. Sharpstein, A. McGuire, Josiah Collins, D. Landon.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR PRESIDENT:

The House has passed engrossed House bill No. 376, entitled "An act creating a board of regents of state educational institutions, defining its powers and duties," etc.;

Also, engrossed House bill No. 394, entitled "An act to fix the salary of county superintendents of schools;"

Also, engrossed House bill No. 33, entitled "An act providing for

the establishment and maintenance of a nautical school as a branch of the University of Washington," etc.;

Also, House bill No. 431, entitled "An act changing the name of Chehalis county to Grays Harbor county;"

Also, House bill No. 467, entitled "An act providing for the investment of any idle moneys in the treasury of any municipality of the State of Washington and defining the character of the securities in which such investment may be made;"

Also, House bill No. 452, entitled "An act relating to the use, display and desecration of flags, standards, colors and ensigns, providing penalties for violations, and amending section 2675 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, House bill No. 554, entitled "An act relating to instruction in the educational institutions of the state and prohibiting the charging of tuition or fees therefor;"

Also, House bill No. 635, entitled "An act amending section 6, chapter 49 of the Session Laws of 1911, entitled 'An act to provide an insurance Code for the State of Washington,' " etc.;

Also, engrossed House bill No. 125, entitled "An act permitting county and city offices to close their respective offices at twelve o'clock noon on Saturday afternoons, and amending section 3863 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, the House has adopted the report of the free conference committee on amendments to House bill No. 509, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority;"

Also, the House has passed engrossed House bill No. 392, entitled "An act conveying title in fee simple to certain lands granted by the state for the propagation and cultivation of oysters," etc.;

Also, Senate bill No. 298, entitled "An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons responsible for or contributing to their dependency or delinquency," with the following amendments:

Amend title by adding thereto the following before the period at the end: "And repealing sections 1987, to 2004, both inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington, and Chapter 56 of the Laws of 1911.

Section 3, line 14, of the printed bill, strike "with the approval of the county commissioners."

Section 8, line 16, after the word "child" insert "and in cases where the child is committed to one of the institutions or associations above mentioned."

In line 19, section 8, after the word "county" strike the comma and insert the word "shall" and after the word "not" strike the word "to."

Section 9, line 5 of the printed bill, strike the words "or one of them" after the word "parents."

In line 12 of section 10 of the printed bill, beginning with the word

"such" strike out down to and including the word "destroyed" in line 14 and insert in lieu thereof as follows: "such records shall be kept as unofficial records of the court and shall be destroyed at any time in the discretion of any judge presiding in said court on or before the child shall arrive at the age of 21 years;"

Strike out section 18 and number section 19 as 18.

Add a new section as follows: Section 19. Sections 1987, 1988, 1989, 1990, 1991, 1992, 1993,, 1994, 1995, 1996, 1997, 1998, 1999, 2000, 2001, 2002, 2003, and 2004, of Remington and Ballinger's Annotated Codes and Statutes of Washington and chapter 56 of the Laws of 1911 are hereby repealed;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

MR PRESIDENT:

OLYMPIA, WASH., March 11, 1913.

The committee on free conference, having under consideration House bill No. 509, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority," and Senate amendment thereto, recommend that the Senate recede from its amendment to section 1, and that the bill be amended by adding a new section, to read as follows:

"Section 4. This act is necessary for the immediate preservation of the public peace, health or safety, support of the state government and its existing institutions and shall take effect immediately."

J. E. MCFARLAND,

E. L. FRENCH,

D. S. TROY,

RALPH METCALF,

R. L. PICKEN,

V. J. CAPRON.

Senator French moved the adoption of the report.

The secretary called the roll and the report was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Iverson, Jensen, Landon, Metcalf, Piper, Rosenhaupt, Scott, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—28.

Those voting nay were: Senators Jackson, Nichols—2.

Absent or not voting were: Senators Allen, Campbell, Collins, French, Hutchinson, Imus, Leonard, McCoy, McGuire, Phipps, Shaefer, Sharpstein—12.

The secretary read the House amendments to Senate bill No. 298.

Senator Phipps moved that the Senate concur in the House amendments to Senate bill No. 298.

The secretary called the roll and the House amendments to Senate bill No. 298 were adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—32.

Absent or not voting were: Senators Allen, Collins, Hewitt, Imus, Leonard, Metcalf, McCoy, McGuire, Sharpstein, White—10.

On motion of Senator Brown, the following resolution was adopted:

Be It Resolved, By the Senate that from and after this time Senators shall be limited to two minutes in the length of their remarks on any question save that of a bill, and when speaking to the merits of a bill shall be limited to five minutes.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 79, entitled "An act providing for the disposition to be made of the rents received from the leases of harbor areas and tide lands;"

Also, enrolled House bill No. 379, entitled "An act relating to the improvement and maintenance of public highways providing for the payment of the cost thereof," etc.;

Also, enrolled House bill No. 553, entitled "An act modifying the grant of certain tide lands to the city of Seattle for street purposes and amending chapter 221 of the Laws of the State of Washington for the year 1909;"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 79, 379 and 553.

On motion of Senator Troy, the Senate resolved itself into a committee of the whole to consider House bills Nos. 542, 653 and 184.

The bills were considered in the committee of the whole, Senator Anderson in the chair, and reported back to the Senate with the recommendation that they do pass.

On motion of Senator Anderson, the report of the committee of the whole was adopted.

House bill No. 542, by committee on roads and bridges, entitled "An act appropriating the sum of \$3,250,000 from the permanent highway fund to complete contracts and construction work now in force on permanent highways and for the purpose of making payments on new contracts on permanent highways," was read third time.

The secretary called the roll on final passage of House bill No. 542, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—38.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators McCoy, Piper, White—3.

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

House bill No. 653, by Messrs. Conner, Taylor, Sims and Davis, entitled "An act making an appropriation for the office of the secretary of state for the purpose of carrying out the law relative to the initiative and referendum and the recall," was read third time.

The secretary called the roll on final passage of House bill No. 653, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Chappell, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Wende—31.

Voting nay were: Senators Jensen, Collins, Cotter, Davis, Nichols, Phipps, Troy, Weatherford—8.

Absent or not voting were: Senators McCoy, Piper, White—3.

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

Engrossed House bill No. 184, by Mr. Connor, entitled "An act to provide for exhibits of the resources, products and advantages of the State of Washington, the erection of a state building or buildings at the Panama-Pacific International Exposition, to be held at San Francisco, California, in the year 1915, and also at the Panama-California Exposition to be held at San Diego, California, and making an appropriation to pay the cost of such exhibits, and state building or buildings, and the maintenance of said exhibits," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 184, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Campbell, Carlyon, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Landon, Leonard, Metcalf, McGuire, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Troy Weatherford, Wende, White—31.

Those voting nay were: Senators Brown, Chappell, Espy, Imus, Jensen, Nichols, Phipps, Shaefer—8.

Absent or not voting were: Senators McCoy, Piper, Scott—3.

When Senator Imus' name was called he made the following statement and requested that it be spread upon the journal:

"While I am in favor of the State of Washington making a creditable exhibit at this exposition, I think \$200,000.00 is too much for us to appropriate for this purpose and therefore I vote no."

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

Senator Collins moved that the Senate take up House concurrent resolution No. 25 at this time.

The motion carried.

The secretary read:

HOUSE CONCURRENT RESOLUTION No. 25.

By Mr. Houser:

Resolved, By the House, the Senate concurring, that the auditor of the State of Washington be and he is hereby ordered and directed to cause a thorough and searching investigation to be made of every deed, lease or other conveyance of state lands or state timber made by the state since statehood and report the result of such investigation, together with a written opinion of a competent attorney, as to the regularity and legality of each such deed, lease or other conveyance, to the fourteenth legislature of this state; that it shall be the duty of said state auditor to investigate the nature of the present occupancy and use of all harbor areas held under lease from the state, and where such occupancy and use is wrongful and, in the opinion of such state auditor, is harmful to the growth and development of commerce and navigation, to immediately cancel such lease and bring suit in the name of the state to recover possession of the lands therein described, and in any event to report his findings in the premises to said fourteenth legislature; that it shall be the duty of said state auditor to investigate and report as aforesaid the regularity and legality of the establishment of harbor lines in all port cities of this state; that it shall be the duty of said state auditor to investigate and report as aforesaid the rates of wharfage and other tolls imposed upon commerce by the lessees of harbor areas in this state, and where such state auditor shall find that rates of wharfage and other tolls imposed on commerce by lessees of harbor areas are in excess of the maximum rate established by law or by the rules and regulations of the board of state land commissioners, it shall be his duty, and he is hereby authorized, empowered and directed to report such findings to the fourteenth legislature; that where such state auditor finds that abutting owners, or their assigns, have been wrongfully allowed to purchase tide or shore lands after the expiration of the period allowed by law for the exercise of the preference right of purchase, it shall be his duty, and he is hereby authorized, empowered and directed to bring suit in the name of the state for the recovery of the land so wrongfully sold; that where said state auditor finds that grantees of oyster lands are using the same for purposes other than the cultivation of oysters, it shall be his duty, and he is hereby authorized, empowered and directed to bring suit in the name of the state for the recovery of such lands so wrongfully used; that

where said state auditor shall find that school lands, or other state lands or state timber have been wrongfully sold by failure to comply with the provisions of existing statutes governing such sales, and where, in the opinion of such state auditor, the title of such lands or timber is still in the state, it shall be his duty and he is hereby authorized, empowered and directed to bring suit in the name of the state to recover such lands, or timber.

That the sum of thirty thousand dollars (30,000), heretofore appropriated by House bill No. 525, known as the general budget bill, for the purpose of defraying the cost of checking the office of the commissioner of public lands shall be used in defraying the costs and expenses of the investigation ordered hereby, or so much thereof as may be necessary; Provided, however, that there shall be used to pay the costs of each investigation no other moneys than appropriated by said House bill No. 525 as aforesaid.

That it shall be the duty of the attorney general to furnish said commissioner all legal assistance possible in such investigation and to institute and prosecute such suits for the recovery of state property as may be required and requested by such commissioner.

Senator Sharpstein moved the adoption of the resolution.

The secretary called the roll and House concurrent resolution No. 25 was adopted by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Davis, Espy, Fairchild, French, Hammer, Hewitt, Imus, Jackson, Jensen, Landon, Leonard, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton—24.

Those voting nay were: Senators Chappell, Collins, Cotter, Flummerfelt, Hall, Hutchinson, Iverson, McGuire, Nichols, Steiner, Stephens, Troy, Weatherford, Wende, White—15.

Absent or not voting were: Senators Metcalf, McCoy, Piper—3.

Senator Hewitt gave notice of a motion to reconsider the vote by which House concurrent resolution No. 25 passed the Senate.

The president ruled the notice of a motion to reconsider out of order.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 11, 1913.

MR. PRESIDENT:

The House has passed over the veto of the governor the section pertaining to the Cheney normal school of House bill No. 525, as follows:

CHENEY NORMAL SCHOOL.

Salaries of principal, instructors and other employes	\$146,460
Permanent improvements	13,740
Fuel, pumping plant, telephone, traveling expenses postage and miscellaneous expenses and printing and purchase of land,	21,600
Miscellaneous supplies for training school and other departments	13,200
	\$195,000

(The sum of \$14,854 of the above amount to be paid from the normal school current fund)

Also the following item under the caption or heading of

OFFICE OF STATE AUDITOR.

For checking land commissioner's office..... \$30,000

And certified copies of said sections, together with the governor's veto message on the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read:

UNITED STATES OF AMERICA—THE STATE OF WASHINGTON
DEPARTMENT OF STATE

To All to Whom these Presents shall come:

I, I. M. Howell, secretary of State of the State of Washington and custodian of the seal of the said state, do hereby certify that I have carefully compared the annexed copy of pages 3, 4, 5, 8 and 9, of House bill No. 525, Laws of 1913, An act making appropriation for various state institutions, certain items of which were vetoed by the governor, as indicated thereon, with the original copy of said pages as enrolled (the same being chapter 12, Laws of 1913 now on file in this office) and find the same to be a full, true and correct copy of said original and of the whole thereof, together with all official endorsements thereon.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the seal of the State of Washington. Done at the capitol, at Olympia, this 1st day of March, A. D., 1913.

I. M. HOWELL, *Secretary of State.*

HOUSE BILL No. 525.

Pages 3, 4, 5, 8 and 9. Chapter 12.

FOR THE STATE SCHOOL FOR THE DEAF.

Maintenance	\$ 81,760	
Manual training supplies, etc.	2,000	
Repairs and improvements	2,500	
Traveling expenses of students to Gallaudet College, Washington, D. C.	800	
[Vetoed, E. L.]—Remodeling and fireproofing chapel, dining room and kitchen	15,000	
Library	200	
		\$102,260

FOR THE STATE SCHOOL FOR THE BLIND.

Maintenance	\$ 43,435	
Repairs, improvements and furniture	3,500	
Manual training supplies	2,700	
[Vetoed, E. L.]—Administration and school building	75,000	
Library	200	
		\$124,835

FOR THE STATE PENITENTIARY.

Maintenance	\$ 281,050	
Furniture and carpets	1,000	
Repairs and improvements	10,000	
Library	500	
Salary of Chaplain	2,400	
Operation of jute mill:		
Jute, salaries, light and power, machinery and repairs, oils, freight, advertising and miscellaneous	412,500	
		\$707,450

FOR THE TRAINING SCHOOL.

Maintenance (from the C. E. P. & R. I. current fund until exhausted)	\$ 153,300	
Hospital and equipment, fire escapes, slate roofs, walks, seats for chapel, laundry equipment, hogs pens, school books and desks	14,975	
Repairs and alterations	5,700	
Greenhouse, repairing and equipping kitchen, well and pump, fruit trees, bakery and refrigerator, farm machinery, stock, iron stairway and amusement fund	20,000	
		\$193,975

FOR THE INSTITUTE FOR THE FEEBLE MINDED.

Buildings, heating plant and farm buildings....\$	230,000	
Water and sewage, furniture, improvements and repairs	7,500	
Maintenance	131,400	
		\$368,900

FOR THE STATE SOLDIERS' HOME AND COLONY.

Maintenance of home	\$ 87,500	
Furniture and carpets	1,500	
Repairs, improvements and sidewalk.....	7,000	
Water and sewer system, engine house, laundry and equipment	27,000	
Library	200	
Maintenance of colony	30,000	
[Vetoed, E. L.]—Custodian of commissary.....	1,800	
		\$155,000

FOR THE WASHINGTON VETERANS' HOME.

Maintenance	\$ 87,500	
Assembly hall, laundry, workshop, etc.	18,000	
2 eight room cottages and 1 dormitory	58,000	
Boiler, engine and reservoir.....	10,000	
Furniture and equipment.....	4,000	
Repairs and improvements and superintendent's cottage	15,200	
		\$192,700

FOR THE OFFICE OF ATTORNEY GENERAL.

Salary of attorney general.....\$	6,000	
Assistants, clerk hire, stenographers, traveling expenses, postage, stationery, witness fees and incidentals	58,000	
Employment of special counsel in distributive rate case and Puget Sound rate case in federal court	10,000	
Employment of special counsel for legislative aid.	2,000	
		\$76,000

FOR THE OFFICE OF STATE AUDITOR.

Salary of state auditor.....\$	6,000	
Salary of assistant state auditor	4,800	
Salary of deputy state auditor	3,600	
Clerk hire, traveling expenses, postage, telegraph, telephone and incidentals	16,000	
[Vetoed, E. L.]—For checking land commissioner's office	30,000	
		\$60,400

FOR THE OFFICE OF STATE TREASURER.

Salary of state treasurer	\$ 6,000	
Salary of deputy treasurer	4,200	
Clerk hire, postage and incidentals	4,860	
Premium on treasurer and deputy treasurer's bonds	2,000	
Traveling expenses	150	
Vault fixtures	800	
		\$18,010

FOR SUPERIOR COURTS.

Salaries of judges	\$ 132,000	
Salaries of judges pro tem	1,500	
Traveling expenses	6,000	
		\$139,500

FOR THE PUBLIC SERVICE COMMISSION.

Salaries of commissioners	\$ 28,000	
Salary of rate expert	6,000	
Salary of assistant rate expert	3,000	
Salary of inspector of tracks	6,000	
Salary of assistant inspector of tracks.....	4,800	
Salary of chief engineer	7,200	
Salary of secretary	4,000	
Salary of accountant	3,600	
Salary of reporter (stenographer)	3,600	
Salaries of assistant engineers	21,200	
Salary of engineering accountant	4,800	
Salary of chief clerk, stenographers and office em- ployes	40,200	
Laboratory equipment	2,000	
Furniture and incidental office expenses for engi- neering department	2,000	
Salaries and expenses of meter inspectors, real estate experts for valuation work, traveling ex- penses of commissioners and employes, ex- penses of hearings and valuation work, witness fees, stationery, office supplies and incidentals.	42,000	
Engineering expense, account of distributive rate case and Puget Sound rate case	15,000	
		\$193,400

FOR THE GRAIN DEPARTMENT.

Salary of state grain inspector	\$ 4,000	
Clerk hire	2,500	
Deputy inspectors	3,000	
Office expense, etc.	1,000	
Deputy inspectors, traveling expense, postage and incidentals (so much thereof as may be neces- sary but in no event to exceed the collections of this department)	100,000	
		\$110,400

FOR THE STATE COLLEGE OF WASHINGTON.

Maintenance, experimental and extension work, buildings, improvements, equipment, printing, improvements of streets and highways leading to or abutting upon the campus, including improvements under construction (at least the amount of 57,175.75 to be expended at the Puyallup experiment station)	\$ 635,306	
For the use and maintenance of the state college of Washington (from the Agricultural college and scientific school current funds)	104,000	
		<u>\$757,306</u>

FOR THE UNIVERSITY OF WASHINGTON.

(From the current University fund until exhausted, balance from University of Washington fund).

Salaries of faculty	\$ 612,345 80	
Salaries of officers and employes	104,455 20	
Department equipment.....	78,000.00	
Library fund and museum	15,000 00	
Graduate fund and summer school	23,500 00	
Campus	30,000 00	
Extension division	25,000 00	
Repairs and additions to buildings	23,000 00	
Repairs to Arctic Brotherhood building.....	2,000 00	
Fuel and power plant	46,000 00	
Traveling expenses of regents, telephone and telegraph, freight, express, postage, office supplies, catalogues, furniture and fixtures, general repairs and janitor supplies.....	31,900 00	
Bulkhead for Lake Washington	10,000 00	
[Vetoed, E. L.]—Road to marine station.....	3,500 00	
		<u>\$1,004,701 00</u>

FOR THE BELLINGHAM NORMAL SCHOOL.

(From the Bellingham Normal school fund.)

Salaries of principal, instructors and other employes	\$ 136,060 00
Heating plant, training school equipment, manual training shop and equipment.....	9,000 00
Additional rooms for training school.....	25,000 00
Repairs and improvements	7,100 00
Fuel, light and water, library fixtures, printing, postage, miscellaneous expenses.....	15,750 00

Miscellaneous supplies for training school and other departments	5,690 00	
		\$ 198,600 00

(The sum of \$14,854.00 of the above amount to be paid from the normal school current fund.)

*(The above amount from the proceeds of the Washington state college fund, provided for by mill tax.)

FOR THE CHENEY NORMAL SCHOOL.

(From the Cheney normal school fund.)

[Vetoed, E. L.]—Salaries of principal, instructors and other employes	\$ 146,460 00	
[Vetoed, E. L.]—Permanent improvements....	13,740 00	
[Vetoed, E. L.]—Fuel, pumping plant, telephone, traveling expenses, postage and miscellaneous expenses and printing and purchase of land	21,600 00	
[Vetoed, E. L.]—Miscellaneous supplies for training school and other departments....	13,200 00	
		\$ 195,000 00

(The sum of \$14,854.00 of the above amount to be paid from the normal school current fund.)

FOR THE ELLENSBURG NORMAL SCHOOL.

(From the Ellensburg school fund.)

Salaries of principal, instructors and other employes	\$ 84,000 00	
Fuel, light and water, summer school, postage, printing, freight, express, traveling expenses, etc.	26,000 00	
Permanent improvements, purchase of land, addition to dormitory and manual training	40,000 00	
		\$ 150,000 00

(The sum of \$14,854.00 of the above amount to be paid from the normal school current fund.)

TO PAY JUDGMENTS AGAINST THE STATE OF WASHINGTON.

Oregon Railroad and Navigation Co.	\$ 618.59	
Adolf Dacke	52.13	
Peter Hunley (from public highway fund)	5,064.26	
		\$ 5,734.98

FOR EXPENSES OF UNIFORM LAW COMMISSIONERS.

Charles E. Shepard	\$ 215 93	
W. V. Tanner	160 50	
		\$ 376 43

FOR EXPENSES OF PRESIDENTIAL ELECTORS.

Helen J. Scott	\$ 11 40	
Geo. H. Walker	19 80	
Donald Urquhart	63 20	
G. A. Haynes	53 60	
Wm. J. Bigger	40 00	
Austin Mires	37 00	
Fred J. Meineke	18 40	
	<u> </u>	\$ 243 40

FOR THE PAYMENT OF DEFICIENCIES.

Traveling expenses, superior court judges ..\$	600 00	
Bounties on wild animals.....	25,000 00	
Criminal cost bills	10,000 00	
	<u> </u>	\$ 35,600 00

FOR THE STATE FAIR AT NORTH YAKSMA.

Administration and office expenses.....\$	6,000 00	
Advertising and printing.....	3,250 00	
Grounds, buildings, etc.	4,500 00	
Premiums, amusements, music, exhibits, labor and repairs, etc.	26,250 00	
	<u> </u>	\$ 40,000 00

FOR THE WASHINGTON STATE REFORMATORY.

Maintenance	\$ 219,000 00	
Buildings, wall, equipment and improvements	195,000 00	
Farm equipment and stock.....	10,000 00	
	<u> </u>	\$ 424,000 00

FROM THE MILITARY FUND.

For the support of the national guard and naval militia of Washington, from April 1, 1913, to March 31, 1915.

Maintenance	\$ 135,000 00
Salary of adjutant general	5,000 00
Salary of assistant adjutant general	3,000 00
Salary of chief clerk	2,400 00
Salary of storekeeper	2,400 00
Salary of stenographer	1,800 00
Naval militia	20,000 00
Printing	1,850 00
[Vetoed, E. L.]—For the purchase of horses..	4,000 00

For payment of pay of officers and men and retained pay of enlisted men and companies H and I, second infantry, for service on November 2nd and 3rd, 1909, as shown by payrolls on file in the office of the adjutant general	296 02
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For the treasurer of United States to relieve former United States disbursing officer Geo. B. Lamping from suspension on account of erroneous purchase of shoes for national guard from general funds.....

3,504 00

—————\$ 179,250 02

[Vetoed, E. L.]—(The above appropriations to be available only on the condition that the state armories be given rent free for all public, fraternal or political entertainments to which there is no charge; this to be construed not to interfere with the actual work of the national guard.)

FROM THE PUBLIC HIGHWAY FUND FOR STATE HIGHWAY COMMISSION.

Salary of commissioner	\$ 10,000 00
Salaries of engineers and other employes	41,000 00
Office expense, postage, etc.	5,000 00
Engineer's instruments and outfits	2,000 00
Traveling expenses	8,000 00
Investigating roads in other states	1,000 00
Printing	3,000 00
Preliminary surveys and estimates	20,000 00
	—————\$ 90,000 00

FOR THE OPERATION OF QUARRIES.

(To be used in case of no money in rotary fund.)

HIGHWAY FUND.

Salary of superintendent	\$ 4,000 00
Clerk	2,400 00

FOR THE REDEMPTION OF WENATCHEE BRIDGE BONDS FROM HIGHWAY FUND.

Redemption of bonds	\$ 50,000 00
Interest on bonds	7,980 00
	—————\$ 57,980 00

FOR PUBLIC PRINTING.

For the printing for state offices and institutions to be paid for upon requisition and vouchers duly approved by the office designated in the law relating to public printing: Provided, That not more than 100 copies of any annual or biennial report shall be bound in full cloth or leather, or any binding except pamphlet binding, for the state offices and institutions and for no other purpose, as follows:

Industrial insurance department	\$ 8,000 00
Attorney General	3,000 00
Traveling librarian	600 00
Labor commissioner	2,000 00
Governor	1,500 00
Secretary of state	6,000 00
Insurance commissioner	6,000 00
State auditor	6,000 00

State treasurer	1,500 00
Land commissioner	8,000 00
Superintendent of public instruction	8,000 00
State librarian	1,500 00
Supreme court	4,000 00
Fish commissioner	800 00
Dairy and food commissioner	500 00
Public service commission	7,500 00
Oil inspector	200 00
State board of health	3,000 00
Tax commission	3,000 00
Fire warden	1,000 00
Bank examiner	1,500 00
Horticultural commissioner	1,500 00
State board of equalization	450 00
State veterinarian	200 00
Coal mine inspector	500 00
Law library	1,000 00
State historical society	2,000 00
Board of control and institutions	7,500 00
Bureau of inspection	3,000 00
Board of finance	200 00
Hotel inspector	250 00
House and Senate journals and Session Laws	14,000 00
Bureau of immigration	3,000 00
	-----\$ 107,200 00

. FOR MISCELLANEOUS PURPOSES.

Florence Crittenden Home, Seattle	\$ 3,000 00
Florence Crittenden Home, Spokane.....	3,000 00
White Shield Home, Tacoma	3,000 00
Cost bills on convictions of felonies.....	60,000 00
Care of graves of the Spanish-American war veterans	144 00
Interest on A. Y. P. warrants.....	31,424 00
[Vetoed, E. L.]—Local improvement taxes against state property	20,000 00
Interest on State of Washington 15 year 3% normal school bonds	12,781 50
Interest on Capitol fund warrants	48,739 74
Indexing Senate and House journals and Ses- sion Laws	800 00
State geological survey	20,000 00
For topographic and hydrographic surveys (conditioned upon a similar sum being ex- pended by the U. S. geological survey)....	35,000 00
Temple of justice maintenance	26,220 00

Transportation of incorrigibles, convicts and insane	65,000 00	
Bounties on wild animals	40,000 00	
Services of the National Guard when called out to aid civil authorities (from the military fund)	10,000 00	
		—————\$ 379,109 24

FOR THE TEMPLE OF JUSTICE.

[Vetoed, E. L.]—For the completion of the Temple of Justice under the direction of state capitol commission, to be repaid to the general fund from the capitol fund	\$ 551,750 00	
		—————\$ 551,750 00

This act is necessary for the immediate preservation of the public peace, health and safety, and the support of the state government and its existing public institutions, and shall take effect April 1, 1913.

Passed the House February 20, 1913.

HOWARD D. TAYLOR, *Speaker of the House.*

Passed the Senate February 20, 1913.

LOUIS F. HART, *President of the Senate.*

Approved, this 27th day of February, 1913, on all items excepting those listed on attached message and marked vetoed directly opposite each such item on the bill.

(ENDORSED.)

ERNEST LISTER, *Governor.*

Filed in the office of the secretary of state, February 27, 1913, at 4:00 o'clock, P. M.

I. M. HOWELL, *Secretary of State.*

February 27, 1913.

Hon. I. M. Howell, Secretary of State, Olympia, Washington:

DEAR SIR:—I have the honor to herewith transmit to you House bill No. 525, being:

“An act making appropriations for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government and for miscellaneous purposes for the fiscal term beginning April 1, 1913, and ending March 31st, 1915, except as otherwise provided, and making an appropriation for certain deficiencies, and declaring this act shall take effect April 1, 1913.”

The bill is forwarded to you with my approval, excepting insofar as it relates to the items herein enumerated.

FOR THE STATE SCHOOL FOR THE DEAF.

Remodeling and fireproofing chapel, dining room and kitchen	\$ 15,000 00
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This item is vetoed for the reason that I am informed by the superintendent of the school for the deaf that it would not be practical to make these changes in connection with the present building.

FOR THE STATE SCHOOL FOR THE BLIND.

Administration and school building.....\$ 75,000 00

Two years ago appropriations were made for two dormitories for this institution; these are now built and in use. The old building is not used only as dining rooms for the pupils, living quarters for the help at the institution and for class rooms. While it is not a building of high grade, yet in my opinion the work of the institution will not in any way be retarded by continuing it in use for at least two years longer. Therefore this item of \$75,000.00 is vetoed.

FOR THE OFFICE OF STATE AUDITOR.

For checking land commissioner's Office.....\$ 30,000 00

I have not been able to secure sufficient information to indicate to me the advisability of this appropriation being made at this time. There has recently been a change in the head of the land commissioner's department, and, should be, two years from this time feel that work along this line is necessary, I shall be pleased to join with him in a recommendation to that effect. In the consideration of this particular item I also have in mind the fact that an appropriation of \$32,400 00 is made in this bill for the bureau of inspection and supervision of public offices. I have allowed that particular item to remain in the bill, feeling that if there be need of immediate action in the matter of checking the land commissioner's office, the time of the members of the bureau of inspection would be well spent in that work. I, therefore, veto the item of \$30,000 00 for checking the land commissioner's office.

FOR THE UNIVERSITY OF WASHINGTON.

Road to marine station\$ 3,500 00

I find that this appropriation is for the purpose of constructing a road from Friday Harbor for a distance of about one mile to the marine station, this station being a part of the University of Washington, It appears to me that the students who spend part of their time at the marine station, now have but little trouble in getting to the station, and I can see no necessity for the state expending \$3,500.00 from its university fund for the road. The item of \$3,500.00 for road to marine station is therefore vetoed.

FOR THE CHENEY NORMAL SCHOOL.

(From the Cheney Normal School Fund.)

Salaries of principal, instructors and other employees	\$ 146,460 00
Permanent improvements	13,740 00
Fuel, pumping plant, telephone, traveling expenses, postage and miscellaneous expenses and printing and purchase of land	21,600 00
Miscellaneous supplies for training school and other departments	13,200 00
	\$ 195,000 00

(The sum of \$14,854 of the above amount to be paid from the Normal school current fund.)

I had hoped that before the time arrived for me to deliver this bill to you, the Senate would have acted upon my veto of the appropriation for school buildings at Cheney, which vote the House did not sustain. Had the action of the Senate been the same as the House I would have approved this item of \$195,000.00 for the maintenance of the Cheney Normal school. Inasmuch as no action has yet been taken by the Senate along this line, I hand the bill to you with my veto on these items, the total amount of which is \$195,000.00.

FROM THE MILITARY FUND.

For the support of the National Guard and Naval Militia of Washington, from April, 1913, to March 31, 1915.

For the purchase of horses\$ 4,000 00

I am informed by the adjutant general of the state that only a part of this amount was required for the purchase of horses, and that the balance of the \$4,000.00 would be needed for maintenance. Inasmuch as the wording of the bill would not provide maintenance for the horses if purchased, this item is vetoed.

The following language appearing under this heading is vetoed:

“(The above appropriations to be available only on the condition that the state armories be given rent free for all public, fraternal or political entertainments to which there is no charge; this to be construed not to interfere with the actual work of the National Guard.)”

This language is so far reaching that without doubt the armories of the state could be used for almost any type of public entertainments for which there would be no charge on the part of those in charge of the entertainment. I can readily see that under this section the state would be furnishing its armories rent free which would include the cost of heating and lighting, and inasmuch as the language is such that the appropriations would be available only on the conditions therein stated, the officers in charge of the armories would feel they had but little control over the matter.

There has been some objections raised to the method of renting the armories for public entertainments and meetings and I beg to say at this time that I will take the matter up with those in charge of the armories to the end that the best possible results be given, and at the same time that the property of the state be properly protected. For the reasons above given the language quoted under the head of “From the Military Fund” is vetoed.

FOR MISCELLANEOUS PURPOSES.

Local improvement taxes against state property\$ 20,000 00

This item is vetoed, the veto being based upon information I have received that to make this effective it would be necessary to go more fully into the matter in some act passed by the legislature.

FOR STATE SOLDIER'S HOME AND COLONY.

Custodian of commissary.....\$ 1,800 00

I am informed by the superintendent of the state soldier's home that no such position as this now exists, therefore I cannot see any need for the appropriation being made. In case it should be necessary to have such an official, his salary could be properly paid from the fund appropriated for the maintenance of the institution. This item is vetoed.

FOR THE TEMPLE OF JUSTICE.

For the completion of the Temple of Justice
under the direction of the state Capitol com-
mission, to be repaid to the general fund
from the Capitol building fund\$ 551,750 00

This item is vetoed for the reason that it calls for this money to be used from the general fund of the state. Personally I am in favor of continuing the work of constructing capitol buildings but believe that the time has arrived when the cost of such buildings should be paid from the fund derived from the sale of capitol building lands. I am in favor of the issuance of bonds against the capitol building land grant for the construction of these buildings and the bill now pending before the legislature authorizing the sale of bonds for this purpose will meet with my approval should it be passed by the legislature.

In addition to the advantages in the bond issue covering future improvements, it will also make it possible for the money heretofore advanced from the general fund for capitol building purposes to be repaid to that fund. In the above bill, provisions could be made for an appropriation to become available immediately upon the sale of a part or all of the bonds provided for and this department will lend its assistance to the proper prosecution of the work if such a measure is passed.

In the matter of the appropriations made for the different institutions I have called upon those in charge for their views. In some instances they have indicated that additional appropriations ought to have been made, but in practically every case state that the institutions can be satisfactorily conducted during the next biennium with the amounts allowed.

In the case of the appropriation for the new administration building at the school for the blind, I decided on the course followed as a result of personal investigation.

If it is possible during the two years to properly maintain the institutions for a less amount than has been appropriated this will be done, and whatever balance there may be in any of the funds will be returned to the state treasury at the close of the biennium.

This bill also covers appropriations for a number of departments, the consolidation of which was recommended in my first message to the legislature, and bills covering the same are now pending in the

legislature. I am informed that when such bills are considered, a section can be placed in each bill that will allow the funds appropriated in this budget to be used for the departments after consolidation. With this understanding, such appropriations have been approved by me. By enacting into law of the department consolidation bills, a large saving can be made, and, without doubt, efficiency increased.

Respectfully submitted. (Signed.) ERNEST LISTER, *Governor*.

The Senate took up the governor's veto under the caption of Cheney Normal School as follows:

FOR CHENEY NORMAL SCHOOL.	
(From Cheney Normal School fund.)	
Salaries of principal, instructors and other employees	\$ 146,460 00
Permanent improvements	13,740 00
Fuel, pumping plant, telephone, traveling expenses, postage and miscellaneous expenses and printing and purchase of land.....	21,600 00
Miscellaneous supplies for training school and other departments	13,200 00
	\$ 195,000 00

(The sum of \$14,854 of the above amount to be paid from the normal school fund.)

The president stated the question to be: Shall the above items stand notwithstanding the objections of the Governor.

The secretary called the roll and the items were passed over the Governor's veto by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—39.

Absent or not voting were: Senators Bethel, McCoy, Piper—3.

When Senator Iverson's name was called he made the following statement and asked that same be put in the record: "Having voted to sustain the Governor's veto before, and as the appropriation for the rebuilding of the Cheney Normal School

passed over the Governor's veto, I wish to explain my vote. I think it would be a great waste to the state not to support the appropriation for its maintenance, hence I vote aye.

“PETER IVERSON.”

The Senate took up the Governor's veto under the caption of: For the office of State Auditor, as follows:

FOR THE OFFICE OF STATE AUDITOR.

For the checking of land commissioner's office \$30,000 00

The president stated the question to be: “Shall the item stand notwithstanding the objection of the Governor.”

The secretary called the roll and the Governor's veto was sustained as to this item by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Espy, French, Hall, Imus, Jackson, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Scott, Sharpstein, Sutton—20.

Those voting nay were: Senators Bethel, Collins, Cotter, Davis, Fairchild, Flummerfelt, Hammer, Hewitt, Hutchinson, Iverson, Jensen, McGuire, Nichols, Shaefer, Steiner, Stephens, Troy, Weatherford, Wende, White—20.

Absent or not voting were: Senators McCoy, Piper—2.

Senator Sharpstein moved to reconsider the vote by which House concurrent resolution No. 25 passed the Senate.

The motion carried.

The secretary called the roll on the adoption of House concurrent resolution No. 25, and it failed to pass by the following vote:

Those voting aye were: Senators Anderson, Campbell, Chappell, Davis, Fairchild, Jensen, Rosenhaupt—7.

Those voting nay were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Collins, Cotter, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—29.

Absent or not voting were: Senators Espy, French, McCoy, Piper, Shaefer, Stephens—6.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

The House has passed House bill No. 76, entitled "An act relating to elections and providing for the election of United States senators and amending section 4841 of Remington and Ballinger's Annotated Codes and Statutes of Washington," etc.;

Also, House bill No. 552, entitled "An act granting a right-of-way through lands in the State of Washington held for state encampment grounds at American Lake in Pierce County;"

Also, House bill No. 630, entitled "An act authorizing the working of persons being held under sentence in the state penitentiary and the state reformatory upon the construction and improvement of highways and providing for the control, management and expenses of the same;"

Also, engrossed House bill No. 295, entitled "An act creating the state fiscal commission, abolishing the offices of board of state land commissioners, commissioner of public lands," etc.;

Also, engrossed House bill No. 359, entitled "An act relating to the hours of labor constituting a day upon all public work or construction and amending sections 6572 and 6575 of Remington and Ballinger's," etc.;

Also, House bill No. 539, entitled "An act creating the office of state architect, defining his powers and duties and making an appropriation therefor;"

Also, House bill No. 595, entitled "An act to amend an act approved March 6, 1909, entitled 'An act to provide for the vacation of portions of waterways, and the extension of streets over the portion so vacated and for the sale and dispositions of portions so vacated not embraced within any street or streets extended over the same';"

Also, the House has failed to pass engrossed Senate bill 134, entitled "An act relating to easements across, over, under and along state roads and other public highways under the control of the state and regulating the granting thereof;"

Also, the House has passed engrossed amended Senate bill No. 100, entitled "An act to protect the lives, health, morals of women and minors, workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties and providing for the fixing of minimum wages and the standard condition of labor for such workers and providing penalties for violation of the same, and making an appropriation therefor;"

Also, engrossed Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor;"

Also, engrossed Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution," etc.;

Also, engrossed Senate bill No. 364, entitled "An act regulating the load in proportion to the width of tires," etc.;

Also, the speaker has signed enrolled substitute House bill No. 78, entitled "An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierhead lines, and providing for the disposition of receipts therefrom;"

Also, enrolled substitute House bill No. 80, entitled "An act providing for the leasing of harbor areas and tide lands situate within the territorial limits of port districts, annulling certain preferences relating to leasing of harbor areas and tide lands, and repealing all conflicting enactments;"

Also, enrolled House bill No. 420, entitled "An act to legalize and validate warrants and obligations heretofore issued or incurred by counties for the purchase of, or in payment for, armory sites;"

Also, the House has passed engrossed House bill No. 442, entitled "An act relating to the sale of second-class tide and shore lands, confirming sales heretofore made, and amending sections 6756, 6757, 6758, 6759 and 6760 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 486, entitled "An act relating to the registration of voters, providing for the registering of voters at the time of voting, and amending sections 4762, 4764, 4766, 4767 and 4772 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and repealing section 4773 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed House bill No. 641, entitled "An act requiring the sheriffs of the counties of this state to furnish descriptions, fingerprints and other measurements to the warden of the state penitentiary, and directing the said warden to furnish said sheriffs the necessary supplies for a compliance therewith."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

INTRODUCTION OF BILLS.

Engrossed House bill No. 33, by Mr. Freeman, entitled "An act providing for the establishment and maintenance of a nautical school as a branch of the University of Washington, in accordance with the provisions of the act of congress approved March 4th, 1911, entitled 'An act for the establishment of marine schools and for other purposes.'"

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 125, by Messrs. Wray and Hastings, entitled "An act permitting county and city officers to close their respective offices at twelve o'clock noon on Saturday afternoon and amending section 3863 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 376, by Mr. Zednick, entitled "An act creating a board of regents of state educational institutions, defining its powers and duties with respect to such institutions and the educational work in other state institutions, providing penalties for the violation thereof and repealing certain acts and parts of acts."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 392, by Messrs. Robe and Brown, entitled "An act conveying title in fee simple to certain lands granted by the state for the propagation and cultivation of oysters, declaring forfeitures of certain lands granted for said purposes, repealing chapter 24 of the Session Laws of 1895, and providing for the bringing of actions to determine such conditions.

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 394, by Mr. Stewart, entitled "An act to fix the salary of the county superintendent of schools."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 431, by Messrs. Mapes, McKay and Craig, entitled "An act changing the name of Chehalis county to Grays Harbor county."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 452, by Messrs. Brown, Houser, Merriam, LeSourd, Wells and Hughes, entitled "An act relating to the use, display and desecration of flags, standards, colors and ensigns, providing penalties for violations, and amending section 2675 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 554, by Messrs. Zednick and McArdle, entitled "An act relating to instruction in the educational institutions of the state and prohibiting the charging of tuition or fees therefor."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 467, by Mr. Sumner, entitled "An act providing for the investment of any idle moneys in the treasury of any municipality of the State of Washington and defining the character of the securities in which such investment may be made."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 635, by Mr. Childe, entitled "An act amending section 6, chapter 49, of the Session Laws of 1911, entitled 'An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for the violation of the provisions of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto,'" approved March 10, 1911.

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

Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 76, by Mr. Murphine, entitled "An act relating to elections and providing for the election of United States senators and amending section 4841 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and repealing section 4840 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and repealing all laws in conflict herewith."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 295, by Mr. Hastings, entitled "An act creating the state fiscal commission, abolishing the offices of board of state land commissioners, commissioner of public lands, state capitol commission, public property commission, public archives commission, state historical building commission, state board of equalization, state board of finance, state oyster commission, state highway board, state board of fish commissioners, state board of forest commissioners, state board of tax commissioners, state board of control, state library commission, and board of managers Washington State Reformatory, transferring the bureau of inspection and supervision of public officers to the jurisdiction of said state fiscal commission, repealing sections 5053, 5054, 5055, 5164, 5168, 5241, 5242, 5243, 5244, 5276, 6605, 6623, 6624, 6625, 6626, 6629, 6632, 6696, 7001, 8931, 8932, 8964, 8965, 8966, 8967, 8968, 9084, and 9089 of Remington & Ballinger's Annotated Codes and Statutes of Washington and fixing the salaries and duties of the members of said state fiscal commission."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 359, by Mr. Lum, entitled "An act relating to the hours of labor constituting a day on all public work or construction and amending sections 6572 and 6575 of

Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 539, by Messrs. Adams, Gray and Hedger, entitled "An act creating the office of state architect, defining his powers and duties and making an appropriation therefor."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 552, by entire delegation of Pierce county, entitled "An act granting a right-of-way through lands in the State of Washington held for state encampment grounds, at American Lake, in Pierce county."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 595, by Mr. Freeman, entitled "An act to amend an act approved March 6, 1909, entitled 'An act to provide for the vacation of portions of waterways and the extension of streets over the portions so vacated, and for the sale and disposition of the portions so vacated not embraced within any street or streets extended over the same.'"

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

House bill No. 630, by roads and bridges committee, entitled "An act authorizing the working of persons being held under sentence in the state penitentiary and the state reformatory upon the construction and improvement of highways, and providing for the control, management and expense of the same."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 442, by committee on tidelands, entitled "An act relating to the sale of second-class tide and shore lands, confirming sales heretofore made, and amending sections 6756, 6757, 6758, 6759 and 6760 of Remington & Ballinger's Annotated Codes and Statutes of Washington."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 486, by Messrs. Gray and Midaugh, entitled "An act relating to the registration of voters, providing for the registering of voters at the time of voting, and amending sections 4762, 4764, 4766, 4767 and 4772 of Remington & Ballinger's Annotated Codes and Statutes of Washington," etc.

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

Engrossed House bill No. 641, by Messrs. Hill and Gray, entitled "An act requiring the sheriffs of the counties of this state to furnish descriptions, fingerprints and other measurements to the warden of the state penitentiary, and directing the said warden to furnish said sheriffs the necessary supplies for a compliance therewith."

The bill was read the first time, and on motion of Senator Sharpstein, the rules were suspended, the bill was read the second time by title, and placed on general file.

The president signed enrolled substitute House bills Nos. 78 and 80, and enrolled House bill No. 420.

GENERAL FILE.

Re-engrossed House bill No. 209, by Mr. Catlin, entitled "An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, and providing penalties for the violation thereof," was read third time.

The secretary called the roll on final passage of re-engrossed House bill No. 209, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Chappell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hammer, Imus, Iverson, Jensen, Landon, Leonard, Metcalf, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, White—27.

Those voting nay were: Senators Bethel, McGuire—2.

Absent or not voting were: Senators Campbell, Carlyon, Espy, Hall, Hewitt, Hutchinson, Jackson, McCoy, Piper, Sutton, Troy, Weatherford, Wende—13.

On motion of Senator Rosenhaupt, the title of the re-engrossed House bill was amended by inserting after the words "liabilities of persons under such receipts" the following words: "creating liens thereunder and providing for the enforcement of the same," and the title as amended was ordered to stand as the title of the act.

When Senator McGuire's name was called, he made the following statement and requested the same spread upon the journal:

"Not having had an opportunity to investigate this bill fully and not being fully advised of the practical operation of its provisions, I vote 'no.'"

Engrossed House bill No. 175, by Mr. Moll, entitled "An act to amend section 2665 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to trespass," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 175 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jensen, Landon, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Weatherford—31.

Those voting nay were: Senators Hutchinson, Phipps, Wende—3.

Absent or not voting were: Senators Hewitt, Jackson, Leonard, Metcalf, McCoy, Piper, Sutton, White—8.

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

Senator Allen was called to preside.

Engrossed House bill No. 350 by Messrs. Aagaard, Brooks and Stevenson, entitled "An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring the same to be a secondary highway," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 350, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Weatherford, White—30.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Campbell, Collins, Hall, Hewitt, Metcalf, McCoy, Piper, Sutton, Troy, Wende, Jackson—11.

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

Engrossed House bill No. 510, by Mr. Greenbank, entitled "An act amending section 7685 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to the powers of the city council of third class cities and declaring the act necessary for the immediate preservation of the public peace, health and safety, and providing that it shall take effect on its approval," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 510, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jen-

sen, Leonard, Metcalf, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Weatherford, Wende, White—29.

Voting nay: Senator Landon—1.

Absent or not voting were: Senators Campbell, Chappell, Collins, French, Jackson, McCoy, McGuire, Nichols, Piper, Steiner, Stephens, Sutton—12.

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

On motion of Senator Cotter, the call of the Senate was suspended.

House bill No. 397 was read third time.

On motion of Senator Brown, further consideration of the bill went over until 8 o'clock this evening.

Engrossed House bill No. 290 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 40 went over until 8 o'clock this evening.

Engrossed House bill No. 341 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 341 went over until 8 o'clock this evening.

Senator Hutchinson demanded that all bills be read in full.

Senator Campbell made the following statement and requested that it be entered upon the records:

"The senator from Spokane, Mr. Hutchinson, has jumped at conclusions without consideration of facts. There has been no disposition on the part of the House of Representatives to hold up legislation passed by the Senate and it is simply childish to attempt to start a fight of this kind at this late day in the session. If the senator from Spokane desires to bring about a tangle that will result in the defeat of all pending legislation he is following the proper course. I wish to repeat my statement of this morning that this controversy was started by Senator Hutchinson and that his action was without just cause. It seems to me the gentleman is assuming too much power when he declares that he, as one member of this Senate, will kill off 100 House bills before the close of this session, which he stated to me this morning he would do. I am simply making this statement because I believe in fair play and for the further reason that the senator from Spokane has apparently acted without consideration of possible results."

Senator Hutchinson made the following statement and requested that it be spread upon the journal:

"I protest that I have the right to have all bills read in full and I cannot and will not allow any bills to become law that are not read. It is due the people of the state that all bills be read in full. I said that at least 100 bills would not pass for the reason that I would not allow them to be passed without being read and I stand on that statement."

Engrossed House bill No. 269 was read third time.

On motion of Senator Sharpstein, further consideration of the bill went over until 8 o'clock this evening.

Engrossed House bill No. 303 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 303 went over until 8 o'clock this evening.

Engrossed House bill No. 235 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 235 went over until 8 o'clock this evening.

Engrossed House bill No. 407 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 407 went over until 8 o'clock this evening.

Engrossed House bill No. 190 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 190 went over until 8 o'clock this evening.

Engrossed House bill No. 252 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 252 went over until 8 o'clock this evening.

Engrossed House bill No. 458 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 458 went over until 8 o'clock this evening.

Engrossed House bill No. 528 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 528 went over until 8 o'clock this evening.

Engrossed House bill No. 60 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 60 went over until 8 o'clock this evening.

House bill No. 324 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 324 went over until 8 o'clock this evening.

House bill No. 374 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 374 went over until 8 o'clock this evening.

The president resumed the chair.

Engrossed House bill No. 37 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 37 went over until 8 o'clock this evening.

Engrossed House bill No. 38 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 38 went over until 8 o'clock this evening.

Engrossed House bill No. 39 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 39 went over until 8 o'clock this evening.

Engrossed House bill No. 40 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 40 went over until 8 o'clock this evening.

Engrossed House bill No. 41 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 41 went over until 8 o'clock this evening.

Engrossed House bill No. 42 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 42 went over until 8 o'clock this evening.

Engrossed House bill No. 43 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 43 went over until 8 o'clock this evening.

Engrossed House bill No. 44 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 44 went over until 8 o'clock this evening.

House bill No. 466 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 466 went over until 8 o'clock this evening.

House bill No. 536 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 536 went over until 8 o'clock this evening.

House bill No. 344 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 344 went over until 8 o'clock this evening.

House bill No. 477 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 477 went over until 8 o'clock this evening.

House bill No. 544 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 544 went over until 8 o'clock this evening.

House bill No. 301 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 301 went over until 8 o'clock this evening.

Engrossed House bill No. 178 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 178 went over until 8 o'clock this evening.

Engrossed House bill No. 125 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 125 went over until 8 o'clock this evening.

House bill No. 462 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 462 went over until 8 o'clock this evening.

House bill No. 501 was read third time.

On motion of Senator Sharpstein, further consideration of House bill No. 501 went over until 8 o'clock this evening.

Substitute House bill No. 620 was read third time.

On motion of Senator Sharpstein, further consideration of substitute House bill No. 620 went over until 8 o'clock this evening.

House bill No. 444 was read third time.

On motion of Senator Sharpstein, further consideration of engrossed House bill No. 444 went over until 8 o'clock this evening.

The secretary called the roll on final passage of engrossed House bill No. 397, by Mr. Sumner, entitled "An act authorizing the establishment of water districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a water supply for all uses and purposes, public and private other than irrigation, with full power to regulate and control the use, distribution and price thereof, and pro-

viding the method of payment therefor," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Carlyon, Chappell, Collins, Davis, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Sharpstein, Troy, Weatherford, Wende, White—25.

Voting nay: Senator Bowen—1.

Absent or not voting were: Senators Allen, Brown, Campbell, Cotter, Espy, Fairchild, Hewitt, Iverson, Metcalf, McCoy, Piper, Scott, Shaefer, Steiner, Stephens, Sutton—16.

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

The secretary called the roll on final passage of engrossed House bill No. 290, by Mr. Siler, entitled "An act relating to the public school system of the State of Washington, and amending section 4657 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Davis, Espy, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Sutton, Troy, Weatherford, White—28.

Absent or not voting were: Senators Allen, Campbell, Cotter, Fairchild, French, Hewitt, Iverson, McCoy, Piper, Shaefer, Steiner, Stephens, Wende, Collins—14.

On motion of Senator Rosenhaupt, the title of the engrossed bill was amended by striking the words "public school system of the State of Washington" and inserting in lieu thereof the following: "election of school directors," and the title as amended was ordered to stand as the title of the act.

Engrossed House bill No. 269 was placed on final passage.

Senator Espy moved to amend the bill by adding a new section as follows:

Section 2. That section 9252 of Remington and Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows:

Section 9252. After the expiration of twelve months after the taxes charged against real property are delinquent, the treasurer shall upon the payment of taxes and interest *and in the manner herein provided* issue a certificate or certificates of delinquency against such property, and such certificate or certificates shall be numbered and have a stub, which shall be a summary of the certificate and shall contain a statement:

- (1) Description of the property assessed;
- (2) Year or years for which assessed;
- (3) Amount of tax and interest due;
- (4) Name of owner, or reputed owner, if known;
- (5) The rate of interest the certificate shall bear;
- (6) The time when a deed may be had, if not sooner redeemed;
- (7) When a certificate of any preceding year is outstanding and unredeemed, it shall be stated in subsequent certificates issued, and the principal sum due, with date of issue; and,

(8) A guaranty of the county or municipality to which the tax is due that if for any irregularity of the taxing officers this certificate be void, then such county or municipality will repay the holder the sum paid thereon with interest at the rate *not exceeding* six per cent. per annum, *and in no event exceeding the rate of interest drawn by such certificate of delinquency* from the date of its issuance: *Provided*, That nothing herein contained shall prevent the running of interest during the said period of twelve months from the date of delinquency, at the rate of interest provided by law on delinquent taxes: *And provided further, Certificates of delinquency shall be sold only at public auction to the person bidding for the same, agreeing to take the least rate of interest on such certificate of delinquency. In the months of June and December of each year, the county treasurer shall cause to be published, at least two weeks in the county official paper, a list of all property within the county on which taxes are delinquent, and on the first Saturday in each month therein, unless the same be a legal holiday, then on the Saturday subsequent thereto, shall offer at public auction at the court house door of the county, certificates of delinquency against such property as herein provided, and in case no bid is received for certificates of any tax due after the same shall have been offered for six consecutive times, a certificate of delinquency for such tax against the property, shall be made out and issued to the county. All property in the county subject to the issuance of certificates of delinquency against the same, shall be offered by separate parcel or tract at each sale as herein provided without formal calling of each separate tract of property.*

Sec. 3. That section 9253 of Remington and Ballinger's Annotated Codes and Statutes of Washington be and the same is hereby amended to read as follows:

Section 9253. Certificates of delinquency shall bear interest, from the date of issuance till redeemed, at the rate of *the amount named herein not exceeding in any event fifteen per cent. per annum*, and shall be sold *in the manner provided by law* to any person applying therefor, upon the payment of the value in principal and interest thereof: *Provided*, That when, from the failure of the taxing officers to do or perform any act in listing or assessing property, or in issuing such certificate, the same is declared void and the same is redeemed by the county or municipality issuing the same, such rate of interest shall be six per cent. per annum.

Certificates of delinquency shall be *prima facie* evidence that:

- (1) The property described was subject to taxation at the time the same was assessed;
- (2) The property was assessed as required by law;
- (3) The taxes or assessments were not paid at any time before the issuance of the certificates;
- (4) Such certificate shall have the same force and effect as a judgment execution and sale of and against the premises included therein.

Senator Nichols raised a point of order that the amendment was not germane to the subject of the bill.

The president ruled the point well taken and declared the amendment out of order.

The secretary called the roll on final passage of engrossed House bill No. 269, by joint committee on revenue and taxation, entitled "An act to prevent the removal of timber standing upon timbered lands, no portion of which is occupied for farming purposes by the owner thereof, upon which taxes are delinquent, and providing a penalty for the violation of the same," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Sutton, Troy, Weatherford, Wende, White—32.

Absent or not voting were: Senators Allen, Campbell, Carlyon, Chappell, French, Hewitt, Metcalf, McCoy, Piper, Steiner—10.

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

Senator Allen was called to preside.

Engrossed House bill No. 341 was placed on final passage.

On motion of Senator Nichols, the engrossed bill was amended by substituting the word "days" for the word "month" in line 6 of the committee report, section 16 of the original bill, and the same amendment in line 10 of the amendment by the committee, and by striking last two paragraphs of committee report to section 16 of the engrossed bill, being the following: "No partial withdrawal shall be permitted, i. e., whenever notice of withdrawal is given it shall apply to all the shares and accumulations thereof, evidenced by the certificate to which it refers. Reserved fund stock and shares pledged to the association to secure a mortgage loan shall not be withdrawn under the provisions of this section."

Senator French moved to amend the engrossed bill by adding to the end of section 16 the following:

Provided, That nothing herein contained shall be construed as exempting any such association or society from the general provisions of chapter 225 of Laws of 1907 and any acts amendatory thereof, where said association or society shall receive money on deposit, whether on certificate or subject to check, or payment on stock of co-operative saving associations or other method of demand and withdrawals or subject to withdrawal by any method under one year from the date of the opening of such deposit account.

The amendment failed to carry.

On motion of Senator Rosenhaupt, the engrossed bill was amended by inserting after the word "on" in line 3 of section 8 of the engrossed bill, the word "improved," and in line 4, section 8 of the engrossed bill, strike the comma after the word "loan" and insert a period, and strike beginning with the word "in" in same line, down to and including the word "estate" in line 7 of section 8 of the engrossed bill.

On motion of Senator Stephens the engrossed bill was amended by adding a section to be known as section 24, and numbering the remaining sections consecutively: "Section 24. It shall be unlawful for any savings and loan association to make, publish, or circulate any advertisement, sign, circular or statement intended or calculated to induce persons to purchase stock of such association in the belief that such stock is subject to withdrawal on demand or that a stipulated or agreed rate of interest or dividend is payable thereon, except as provided in section six."

The secretary called the roll on final passage of engrossed House bill No. 341, by committee on corporations other than municipal and railroads, entitled "An act relating to the organization and to the management, regulation and control of building and loan and savings and loan associations and societies; providing penalties for the violations thereof; and repealing sections 3601 to 3638, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Steiner, Stephens, Sutton—30.

Those voting nay were: Senators Sharpstein, Troy, Weatherford, Wende—4.

Absent or not voting were: Senators Carlyon, Chappell, Fairchild, Hutchinson, Landon, McCoy, Piper, White—8.

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

REPORT OF STANDING COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

We, your committee on judiciary, to whom was referred engrossed House bill No. 541, entitled "An act relating to the management, control and disposition of property belonging to absentees," have had the

same under consideration, and we respectfully report the same back to the Senate with the recommendation that it be placed on general file.

HARRY ROSENHAUPT, *Chairman.*

We concur in this report: Geo. W. Shaefer, A. H. Imus, H. M. White, Henry H. Wende, J. L. Sharpstein, Harve H. Phipps.

On motion of Senator Rosenhaupt, the report of the committee was adopted.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

The House has passed engrossed Senate bill No. 29, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters;"

Also, engrossed Senate bill No. 223, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third and fourth class of the State of Washington;"

Also, engrossed substitute Senate bill No. 224, entitled "An act prohibiting persons from going upon or being upon certain portions of rights-of-way of railroads and interurban electric roads, providing penalties for violation hereof and requiring certain signs to be erected at highway crossings;"

Also, engrossed Senate bill No. 240, entitled "An act appropriating the sum of one hundred twenty-eight thousand nine hundred seventy-three and 87-100 dollars from the state shore land improvement fund;"

Also, Senate bill No. 309, entitled "An act relating to the construction of state roads;"

Also, Senate bill No. 388, entitled "An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary, and permitting the use of certain funds therefor;"

Also, Senate bill No. 36, entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor," with the following amendment: In section 2, line 4 of the printed bill, the same being section 2, line 15, of the original bill, strike the words "moneys in the state treasury" and insert in lieu thereof the words "General Fund";

Also, Senate bill No. 220, entitled "An act authorizing the completion of the final survey of the Quincy Valley Irrigation Project, and appropriating money therefor;"

And the same are herewith transmitted.

Also, the speaker has appointed as a conference committee on House concurrent resolution No. 31, Messrs. Sims, Adams and Connor;

Also, the House refuses to concur in Senate amendments to House concurrent resolution No. 31 and asks the Senate to recede therefrom.

C. R. MAYBURY, *Chief Clerk.*

Senator Collins moved that the Senate do not recede from its amendments to House concurrent resolution No. 31, and that a conference committee be appointed.

The motion carried.

The president appointed Senators Collins, Sharpstein and Carlyon to act as a conference committee on House concurrent resolution No. 31.

The secretary read the House amendments to Senate bill No. 36.

Senator Collins moved that the Senate do concur in the House amendments to Senate bill No. 36.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 36 by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Steiner, Stephens, Troy, Weatherford, White—31.

Absent or not voting were: Senators Anderson, Brown, Carlyon, Jensen, Landon, McCoy, Piper, Shaefer, Sharpstein, Sutton, Wende—11.

Senator Metcalf was called to preside.

Engrossed House bill No. 303 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 303, by Hr. Hastings, entitled "An act relating to stamps, coupons, tickets, certificates, cards, or other similar devices, for or with the sale of goods, wares and merchandise, and providing a penalty for violation thereof," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Cotter, Davis, Espy, Fairchild,

Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Leonard, McGuire, Nichols, Phipps, Scott, Steiner, Troy, Weatherford, Wende, White—30.

Voting nay: Senator Metcalf—1.

Absent or not voting were: Senators Anderson, Carlyon, Hutchinson, Jackson, McCoy, Piper, Rosenhaupt, Shaefer, Sharpstein, Stephens, Sutton—11.

On motion of Senator Rosenhaupt, the title of the engrossed bill was amended by inserting the words "the use and furnishing of" after the word "to" in line 2 of the title, and the title as amended was ordered to stand as the title of the act.

Senator Allen resumed the chair.

Engrossed House bill No. 235 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 235, by Mr. Field, entitled "An act relating to the commitment of persons to the Washington State Training School, and to their discharge therefrom," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Collins, Davis, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Jackson, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—27.

Voting nay: Senator Jensen—1.

Absent or not voting were: Senators Anderson, Carlyon, Chappell, Cotter, Espy, Fairchild, Hutchinson, Iverson, McCoy, Piper, Rosenhaupt, Stephens, Sutton, Weatherford—14.

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

Engrossed House bill No. 407 was placed on final passage.

On motion of Senator Espy, the engrossed bill was amended by adding a new section as follows:

Section 4. That section 4046 of Remington and Ballinger's Annotated Codes and Statutes of Washington be amended to read as follows:

Section 4046. County auditors, fifteen hundred dollars; county clerk, fourteen hundred dollars; county treasurer, fifteen hundred dollars; county sheriff, fifteen hundred dollars; county attorney, fourteen

hundred dollars; county superintendent of common schools, twelve hundred dollars; county commissioners, four dollars per day; county assessor, fifteen hundred dollars; county coroner, such fees as are allowed by law.

Senator Steiner moved to amend the bill by adding a new section as follows:

Section 5. Hereafter salaries of county officers in counties of the first class, containing a population of more than two hundred and fifty thousand as determined by the last federal census, shall be as follows:

County auditor, three thousand six hundred dollars per annum; county clerk, three thousand six hundred dollars per annum; county treasurer, three thousand six hundred dollars per annum; county sheriff, three thousand, six hundred dollars per annum; county attorney, four thousand dollars per annum; county superintendent of common schools, three thousand six hundred dollars per annum; county commissioners, four thousand two hundred dollars per annum; county assessor, four thousand two hundred dollars per annum; county engineer, four thousand two hundred dollars per annum; county coroner, two thousand four hundred dollars per annum.

A roll call was demanded by Senators Nichols, Iverson, Bethel, Hutchinson, Hammer, Chappell, Jensen, Bowen, on the motion offered by Senator Steiner.

The secretary called the roll and the amendment failed to carry by the following vote:

Those voting aye were: Senators Hall, Steiner, Allen—3.

Those voting nay were: Senators Anderson, Bethel, Bowen, Brown, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende, White—30.

Absent or not voting were: Senators Campbell, Carlyon, French, Hewitt, Landon, McCoy, Piper, Rosenhaupt, Stephens—9.

The secretary called the roll on final passage of engrossed House bill No. 407, by Mr. Sims, entitled "An act relating to the salaries of county officers of the fifteenth, sixteenth and seventeenth classes, and amending sections 4047, 4048, and 4049, of Remington & Ballinger's Annotated Codes and Stat-

utes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Cotter, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—29.

Those voting nay were: Senators Chappell, Davis, Iverson, Steiner—4.

Absent or not voting were: Senators Carlyon, Collins, Jackson, Landon, Leonard, McCoy, Piper, Stephens, Weatherford—9.

On motion, the title of the engrossed bill was amended by inserting the figures "4046" before the figures "4047" in line 3, and the word "fourteenth" before the word "fifteenth" in line 2, and the amended title was ordered to stand as the title of the act.

The president resumed the chair.

Engrossed substitute House bill No. 190 was placed on final passage.

Senator Hutchinson moved that the bill be indefinitely postponed.

The motion was lost.

The secretary called the roll on final passage of substitute engrossed House bill No. 190, by Mr. Truax, entitled "An act providing for the transfer of territory from one county to another, and amending sections 3812 and 3821 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Collins, Flummerfelt, Hammer, Hewitt, Imus, Jensen, Leonard, Nichols, Scott, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende—15.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, Chappell, Cotter, Davis, French, Hall, Hutchinson, Landon, Metcalf, McGuire, Phipps, Shaefer, Troy, White—18.

Absent or not voting were: Senators Campbell, Carlyon, Espy, Fairchild, Iverson, Jackson, McCoy, Piper, Rosenhaupt—9.

Engrossed House bill No. 252 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 252, by Mr. Hastings, entitled "An act relating to the submission of constitutional amendments and other questions to popular vote and amending section 4890 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Collins, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—30.

Absent or not voting were: Senators Carlyon, Chappell, Espy, Iverson, Jackson, McCoy, McGuire, Nichols, Piper, Scott, Sharpstein, White—12.

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

Senator Hewitt moved to reconsider the vote by which House bill No. 200 passed the Senate.

The motion carried.

House bill No. 200 was placed on final passage.

Senators Collins, Jensen and Allen moved the previous question.

The motion carried.

The secretary called the roll on final passage of House bill No. 200 and it passed the Senate by the following vote:

Those voting aye were: Senators Bowen, Campbell, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, Rosenhaupt, Shaefer, Steiner, Sutton—22.

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Carlyon, Collins, Iverson, Metcalf, McGuire, Nichols, Phipps, Scott, Sharpstein, Stephens, Troy, Weatherford, Wende, White—18.

Absent or not voting were: Senators McCoy, Piper—2.

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

Engrossed House bill No. 458 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 458, by delegation of King county, entitled "An act relating to the leasing of county property and amending section 3854 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—33.

Voting nay: Senator Shaefer—1.

Absent or not voting were: Senators Chappell, Collins, Fairchild, Hutchinson, McCoy, Nichols, Piper, Scott—8.

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

House bill No. 528 was placed on final passage.

The secretary called the roll on final passage of House bill No. 528, by committee on revenue and taxation, entitled "An act amending section 92 of an act entitled 'An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts' being chapter 117, Session Laws of 1911," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Jackson, Jensen, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende—31.

Those voting nay were: Senators Brown, Iverson, Landon, Metcalf, Weatherford, White—6.

Absent or not voting were: Senators Campbell, Chappell, McCoy, Piper, Scott—5.

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

Engrossed House bill No. 60 was placed on final passage.

Senator Metcalf moved that the bill be laid on the table.

The motion was lost.

Senator Nichols moved that the bill be laid over and remain on the calendar.

A roll call was demanded by Senators Bethel, Hammer, Fairchild, Iverson, Phipps, Espy, Imus, on the motion proposed by Senator Nichols.

The secretary called the roll and the motion was lost by the following vote:

Those voting aye were: Senators Allen, Brown, Carlyon, Collins, Hewitt, Metcalf, Nichols, Steiner, White—9.

Those voting nay were: Senators Anderson, Bethel, Bowen, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Phipps, Rosenhaupt, Scott, Shaefer, Troy, Weatherford, Wende, White—26.

Absent or not voting were: Senators Campbell, Leonard, McCoy, Piper, Sharpstein, Stephens, Sutton—7.

Senators Phipps, Fairchild and Hammer moved the previous question.

The motion carried.

The secretary called the roll on final passage of engrossed House bill No. 60, by Messrs. Corkery and Rowland, entitled "An act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild,

Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McGuire, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende, White—34.

Those voting nay were: Senators Brown, Collins, Nichols—3.

Absent or not voting were: Senators Campbell, Leonard, McCoy, Piper, Scott—5.

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

Substitute House bill No. 324 was placed on final passage.

On motion of Senator McGuire, the bill was amended by striking the word "five" in line 5, page 2 of the original bill, and inserting in lieu thereof the word "ten."

The secretary called the roll on final passage of substitute House bill No. 324, by Mr. Cleland, entitled "An act to amend section 982 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to divorce and alimony," and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, McGuire, Phipps, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford—27.

Those voting nay were: Senators Jensen, Landon, Metcalf, Nichols, Sharpstein, Wende, White—7.

Absent or not voting were: Senators Anderson, Campbell, Hutchinson, Leonard, McCoy, Piper, Rosenhaupt, Scott—8.

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

Senator Jackson moved to reconsider the vote by which substitute House bill No. 324 passed the Senate.

The motion carried.

Senator Jackson moved that the substitute bill be indefinitely postponed.

The motion failed to carry.

The secretary called the roll on final passage of substitute House bill No. 324 and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Leonard, McGuire, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Troy, Weatherford—30.

Those voting nay were: Senators Anderson, Jackson, Jensen, Landon, Metcalf, Nichols, Scott, Sharpstein, Wende, White—10.

Absent or not voting were: Senators McCoy, Piper—2.

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

Senator Allen moved that the Senate resolve itself into a committee of the whole to consider House bills Nos. 48, 317, 598.

Senator Campbell moved as an amendment to the motion that Senate bill No. 382 be included.

The motion of Senator Campbell failed to carry.

The motion of Senator Allen prevailed.

The bills were considered in the committee of the whole, Senator Davis in the chair, and reported back to the Senate with the recommendation that House bill No. 48 be indefinitely postponed; also House bill No. 317 be indefinitely postponed; also that House bill No. 598 be indefinitely postponed.

Senator Brown moved that the report of the committee of the whole as to House bill No. 48 be adopted.

The motion was lost.

House bill No. 48, by Mr. Zednick, entitled "An act making an appropriation for the bureau of statistics, agriculture and immigration for the fiscal period commencing April 1st, 1913, and ending April 1, 1915," was read third time.

The secretary called the roll on final passage of House bill No. 48, and it failed to pass by the following vote:

Those voting aye were: Senators Bowen, Campbell, Carlyon, Collins, Davis, Fairchild, French, Hall, Hammer, Iverson, Jack-

son, Metcalf, Scott, Sharpstein, Steiner, Stephens, Sutton—17.

Those voting nay were: Senators Allen, Anderson, Bethel, Brown, Chappell, Flummerfelt, Hutchinson, Imus, Jensen, Landon, McGuire, Nichols, Rosenhaupt, Troy, Weatherford, Wende, White—17.

Absent or not voting were: Senators Cotter, Espy, Hewitt, Leonard, McCoy, Phipps, Piper, Shaefer—8.

Senator Allen moved to reconsider the vote by which House bill No. 48 failed to pass the Senate.

The motion carried.

On motion of Senator Brown, the report of the committee of the whole was adopted as to House bill No. 317, and No. 598.

On motion of Senator Allen, the Senate resolved itself into a committee of the whole to consider House bill No. 48.

The bill was considered in the committee of the whole, Senator Phipps in the chair, and reported back to the Senate with the recommendation that it do pass with the following amendment:

Substitute the words and figures "twenty-five" and "\$25,000" for "fifty" and "\$50,000" where they appear in line 9, section 1 of the original bill.

On motion of Senator Phipps, the report of the committee of the whole was adopted.

The secretary called the roll on final passage of House bill No. 48, and it passed the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jackson, Landon, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton—27.

Those voting nay were: Senators Bethel, Brown, Chappell, Hutchinson, Imus, Jensen, Leonard, Troy, Weatherford, Wende, White—11.

Absent or not voting were: Senators Cotter, McCoy, Piper, Shaefer—4.

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

Engrossed House bill No. 595 was read third time.

The secretary called the roll on final passage of House bill No. 559, by Mr. Freeman, entitled "An act to amend an act approved March 6th, 1909, entitled 'An act to provide for the vacation of portions of waterways and extensions of streets over the portions so vacated, and for the sale and disposition of the portions so vacated not embraced within any streets or streets extending over the same,'" and it passed the senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, Nichols, Phipps, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Sutton, Troy, Weatherford, Wende—31.

Voting nay: Senator Chappell—1.

Absent or not voting were: Senators Campbell, Cotter, Espy, Hutchinson, Landon, Troy, McGuire, Piper, Shaefer, White—10.

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

Engrossed House bill No. 392, by Messrs Robe and Brown, entitled "An act conveying title in fee simple to certain lands granted by the state for the propagation and cultivation of oysters, declaring forfeitures of certain lands granted for said purposes, repealing chapter 24 of the Session Laws of 1895 and providing for the bringing of actions to determine such conditions," was read third time.

Senator Rosenhaupt moved to amend the bill by inserting after the word "same" in line 8, section 2 of the engrossed bill, the words "absolutely at all times."

The amendment failed to carry.

Senators Scott, Hammer and Jackson moved the previous question.

The motion for previous question carried.

The secretary called the roll on final passage of engrossed

House bill No. 392 and it failed to pass the Senate by the following vote:

Those voting aye were: Senators Carlyon, French, Hewitt, Jensen, Metcalf, Scott, Troy—7.

Those voting nay were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Davis, Espy, Flummerfelt, Hammer, Hutchinson, Imus, Iverson, Jackson, Landon, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Steiner, Weatherford, Wende, White—25.

Absent or not voting were: Senators Collins, Cotter, Fairchild, Hall, Leonard, McCoy, Piper, Sharpstein, Stephens, Sutton—10.

When Senator Iverson's name was called he made the following statement and requested the same be spread upon the journal:

"Not having had sufficient time to consider this bill to its full extent, and not knowing for certain whether this is a good or bad bill, and believing that the bill should be gone through carefully and further investigation to that effect should be had, I vote 'no.'"

On motion of Senator Metcalf, the Senate resolved itself into a committee of the whole to consider engrossed House bill No. 651.

The bill was considered by the committee of the whole, Senator Steiner in the chair, and was reported back to the Senate with the recommendation that it do pass with the following amendments:

In section 58, in line 3 of the engrossed bill, after the word "act" strike the balance of the section.

In section 32 of the engrossed bill, line 2 of the section, strike the words "or otherwise."

In section 24, line 5 of the section of the engrossed bill, strike the words "condemnation and purchase."

On motion of Senator Steiner, the report of the committee of the whole was adopted.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 12, 1913.

The House has adopted the report of the conference committee on House concurrent resolution No. 31, relating to the time at which the Legislature shall cease to take bills under consideration.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

We, your conference committee on House concurrent resolution No. 31, report as follows:

In line 2, strike everything following the word "after" and insert the following:

"adjournment on March 12, 1913, no bill, joint resolution or memorial shall be passed by either House or Senate; that the Senate shall confine its action to amendments made by the House to Senate bills and that the House shall confine its action to amendments made by the Senate to House bills; and that no other business whatsoever shall be considered by either House except the reports of conference committees and such other business as may properly and strictly pertain to the conclusion of the routine business and affairs of the legislature: *Provided*, That the provisions of this resolution shall not prevent the Senate from disposing of its special order on Senate bill No. 445 at 11 o'clock a. m., March 13, 1913: *Provided further*, That no action shall be had in either house on said Senate bill No. 445 later than 1:00 p. m. of said March 13th, except the consideration of the reports of conference committees as hereinabove provided."

JOHN L. SHARPSTEIN.

P. H. CARLYON.

JOSIAH COLLINS.

E. A. SIMS.

W. W. CONNER,

P. H. ADAMS.

Senator Collins moved the adoption of the report of the conference committee.

The secretary called the roll and the report of the conference committee on House concurrent resolution No. 31 was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Collins, Davis, Fairchild, Flummerfelt, Hall, Imus, Jensen, Leonard, McGuire, Phipps, Rosenhaupt, Scott, Shafer, Sharpstein, Stephens, Sutton, Troy, Wende—23.

Those voting nay were: Senators Bowen, Chappell, Espy, French, Hammer, Hewitt, Hutchinson, Iverson, Jackson, Landon, Metcalf, Nichols, Steiner, White—14.

Absent or not voting were: Senators Allen, Cotter, McCoy, Piper, Weatherford—5.

The Senate resumed consideration of engrossed House bill No. 651.

Engrossed House bill No. 651, by joint committee on logged-off lands, entitled "An act relating to agriculture, promoting the general welfare by bringing into productive use the unimproved agricultural land of this state and aiding in the production and marketing of agricultural products; providing for the establishment of agricultural districts, and authorizing the investment of all public funds in the bonds of such districts," was read third time.

On motion of Senator McGuire, the bill was amended by adding a new section as follows:

"Section 60. This act shall not apply to the following named counties: Pend Oreille, Spokane, Garfield, Asotin, Columbia, Walla Walla, Grant, Adams, Lincoln, Stevens, Ferry, Okanogan, Chelan, Douglas, Benton, Kittitas, Yakima and Klickitat counties."

The secretary called the roll upon the final passage of engrossed House bill No. 651 and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Shaef-er, Sharpstein, Steiner, Stephens, Troy, Wende—29.

Those voting nay were: Senators Anderson, Chappell, Hewitt, Leonard—4.

Absent or not voting were: Senators Allen, Cotter, Hutchinson, McCoy, Piper, Scott, Sutton, Weatherford, White—9.

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

House bill No. 630, by roads and bridges committee, entitled "An act authorizing the working of persons being held under sentence in the state penitentiary and the state reformatory, upon the construction and improvement of highways, and providing for the control, management and expense of the same," was read third time.

On motion of Senator Jackson, the bill was amended by striking the words "or in the state reformatory" in section 1, line 2, and by striking all of section 1 after the word "state" in line 5, section 1 of the original bill, and by striking the last letter from the word "institutions" in section 2, lines 2 and 3 of the original bill; and by striking the words "or reformatory" in section 3, line 4 of the original bill.

The secretary called the roll on final passage of House bill No. 630 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Stephens, Troy, Wende—32.

Absent or not voting were: Senators Allen, Campbell, Collins, Cotter, Landon, McCoy, Piper, Sutton, Weatherford, White—10.

On motion of Senator Jackson, the title of the bill was amended by striking the words "and the state reformatory," and the title of the bill as amended was ordered to stand as the title of the act.

House bill No. 406, by Mr. Sisson, entitled "An act providing for the issuing of bonds by diking districts on petition of sixty per cent in acreage, of the property owners of such district, to provide for the expense of repairs, improvements, maintenance and the purchase of machinery and other appliances," was read third time.

The secretary called the roll on final passage of House bill No. 406 and it passed the Senate by the following vote:

Those voting aye were: Senators Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Rosenhaupt, Scott, Shaefer, Sharpstein, Troy, Wende, White—28.

Absent or not voting were: Senators Allen, Anderson, Cotter, Espy, Hewitt, Hutchinson, Iverson, McCoy, Phipps, Piper, Steiner, Stephens, Sutton, Weatherford—14.

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

House bill No. 374 was placed on final passage.

The secretary called the roll on final passage of House bill No. 374, by Mr. Grass, entitled "An act to allow counties of the first class to pay employes for services heretofore rendered in any case where such county had not at the time such services were rendered the authority in law to make payment therefor," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende—33.

Absent or not voting were: Senators Allen, Cotter, Hewitt, McCoy, Piper, Stephens, Sutton, Weatherford, White—9.

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

Engrossed House bill No. 37 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 37, by Mr. Goss, entitled "An act relating to barbering and amending sections 7010 and 7011 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

There being no objection, the title of the engrossed bill was ordered to remain the title of the act.

Engrossed House bill No. 38 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 38, by Mr. Goss, entitled "An act relating to the practice of medicine, surgery, osteopathy, and other modes of treating the sick and afflicted, and amending section 8393 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

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

Engrossed House bill No. 39 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 39, by Mr. Goss, entitled "An act relating to the practice of veterinary medicine, surgery and dentistry, and amending sections 8437, 8438 and 8443 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

There being no objection, the title of the engrossed bill was ordered to remain the title of the act.

Engrossed House bill No. 40 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 40, by Mr. Goss, entitled "An act relating to nurses and amending section 8485 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

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

Engrossed House bill No. 41 was placed on final passage.

The secretary called the roll on engrossed House bill No. 41 by Mr. Goss, entitled "An act relating to the practice of dentistry and amending section 8423 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

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

Engrossed House bill No. 42 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 42, by Mr. Goss, entitled "An act relating to compensation and duties of the state board of pharmacy the members and officers thereof, and amending section 8456 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

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

Engrossed House bill No. 43 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 43, by Mr. Goss, entitled "An act relating to the practice of embalming and amending sections 7040 and 7041 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

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

Engrossed House bill No. 44 was placed on final passage.

The secretary called the roll on final passage of engrossed House bill No. 44, by Mr. Goss, entitled "An act relating to the compensation and duties of the board of examiners in optometry and members and officers thereof, and amending section 8473 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and adding section 14 thereto relating to license fee," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—32.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Hewitt, Iverson, McCoy, Piper, Stephens, Sutton, Weatherford—10.

There being no objection, the title of the engrossed bill was ordered to remain the title of the act.

House bill No. 466 was placed on final passage.

On motion of Senator Sharpstein, the bill was amended by striking sections 3 and 4 from the bill.

The secretary called the roll on final passage of House bill No. 466, by judiciary committee, entitled "An act relating to appeals to the supreme court of the state of Washington and amending sections 1718 and 1740 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Chappell, Collins, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Troy, Wende, White—29.

Voting nay: Senator Bowen—1.

Absent or not voting were: Senators Allen, Carlyon, Cotter, Davis, Hewitt, Hutchinson, Iverson, Troy, Piper, Stephens, Sutton, Weatherford—12.

On motion of Senator Rosenhaupt, the title of the bill was amended by striking all after the word "Washington" in line 2 of the title, and the title as amended was allowed to stand as the title of the act.

Senator Nichols was excused.

House bill No. 536 was placed on final passage.

The secretary called the roll on final passage of House bill No. 536, by joint Senate and House committee on railroads, entitled "An act relating to public service property and utilities and amending sections 6, 15, 28, 34, 37, 48 60, 81, 82, 86, 89 and 103 of the public service commission law, being chapter 117, Laws of 1911," and it failed to pass by the following vote:

Those voting aye were: Senators Anderson, Bowen, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Landon, Leonard, Metcalf, Phipps, Stephens, Troy, Wende—20.

Those voting nay were: Senators Chappell, Hutchinson, Imus, Iverson, Jackson, Jensen, McGuire, Rosenhaupt, Shaefer, Steiner, Weatherford, White—13.

Absent or not voting were: Senators Allen, Brown, Cotter, McCoy, Nichols, Piper, Scott, Sharpstein, Sutton—9.

House bill No. 344 was placed on final passage.

The secretary called the roll on House bill No. 344, by Mr. Chamberlin, entitled "An act relating to the lands granted for use and support of the agricultural college and scientific school," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Carlyon, Collins, Davis, Espy, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Rosenhaupt, Shaefer, Sharpstein, Stephens, Troy, Wende, White—23.

Those voting nay were: Senators Campbell, Chappell, Fairchild, French, Iverson, Metcalf, McGuire, Phipps, Scott, Steiner—10.

Absent or not voting were: Senators Allen, Cotter, Hewitt, Leonard, McCoy, Nichols, Piper, Sutton, Weatherford—9.

There being no objection, the title of the bill was allowed to remain the title of the act.

House bill No. 477 was placed on final passage.

The secretary called the roll on final passage of House bill No. 477, by committee on medicine, dentistry, surgery and hygiene, entitled "An act to provide for performing operations to prevent procreating by certain insane, feeble minded and defective persons confined in certain charitable institutions of the state, and providing for appeals to the superior court in certain cases," and it failed to pass by the following vote:

Those voting aye were: Senators Bethel, Campbell, Chappell, Collins, Davis, Espy, Flummerfelt, French, Hammer, Hutchinson, Jackson, Jensen, Phipps, Scott, Sharpstein, Steiner, White—17.

Those voting nay were: Senators Anderson, Bowen, Brown, Carlyon, Fairchild, Hall, Imus, Iverson, Landon, Metcalf, McGuire, Nichols, Rosenhaupt, Troy, Wende—15.

Absent or not voting were: Senators Allen, Cotter, Hewitt, Leonard, McCoy, Piper, Shaefer, Stephens, Sutton, Weatherford—10.

House bill No. 544 was placed on final passage.

Senator Sharpstein moved that the bill be indefinitely postponed.

The motion carried.

House bill No. 301 was placed on final passage.

Senator Collins moved that the bill be indefinitely postponed.

The motion failed to carry.

The secretary called the roll on final passage of House bill No. 301, by Messrs. Taylor, Mess and Tonkin, entitled "An act amending section 2, of chapter 92 of the Laws of Washington of 1911, and providing for the exclusion of territory and property included and hereafter to be included, in any port district," and it failed to pass by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown,

Campbell, Carlyon, Chappell, Hammer, Hutchinson, Imus, Phipps, Rosenhaupt, Troy, Wende—13.

Those voting nay were: Senators Bowen, Collins, Davis, Fairchild, French, Hall, Hewitt, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Scott, Shaefer, Sharpstein, Steiner, White—20.

Absent or not voting were: Senators Allen, Cotter, Espy, Flummerfelt, McCoy, Piper, Stephens, Sutton, Weatherford—9.

Engrossed House bill No. 178, by Mr. Davis, entitled "An act regulating the keeping and deposit of municipal funds and amending section 5079 of Remington & Ballinger's Annotated Codes and Statutes of Washington," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 178 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, French, Hall, Hammer, Hewitt, Imus, Jackson, Landon, Leonard, Metcalf, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—27.

Those voting nay were: Senators Bowen, Chappell Hutchinson, Jensen, McGuire, Nichols, Scott—7.

Absent or not voting were: Senators Allen, Cotter, Flummerfelt, Iverson, Troy, Piper, Stephens, Weatherford—8.

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

Senator Hall moved to reconsider the vote by which engrossed House bill No. 317 was indefinitely postponed.

The motion carried.

Engrossed House bill No. 317 was read third time.

On motion of Senator Hall section 6 was stricken from the engrossed bill.

The secretary called the roll on final passage of engrossed House bill No. 317 by Mr. Newman, entitled "An act providing for the protection of incompetents, children and animals,

and creating state bureau therefor, defining its powers and duties, and making an appropriation therefor," and, as amended, it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Iverson, Jensen, Landon, Leonard, Metcalf, Nichols, Phipps, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—30.

Those voting nay were: Senators Hutchinson, Jackson, McGuire—3.

Absent or not voting were: Senators Allen, Collins, Cotter, Imus, McCoy, Piper, Rosenhaupt, Stephens, Weatherford—9.

On motion of Senator Hall, the title of the engrossed bill was amended by striking the words "and making an appropriation therefor" and the title of the bill, as amended, was ordered to stand as the title of the act.

Engrossed House bill No. 107 was placed on final passage.

The secretary read the majority and minority reports of committee on congressional apportionment.

Senator Hewitt moved the adoption of the majority report.

Senator Jackson moved to substitute the minority for the majority report.

The substitute motion was lost. The majority report was adopted.

Senator Landon moved that the bill be so amended that Kitsap county be included in the second district.

A roll call was demanded by Senators Nichols, Hutchinson, French, Jackson, Landon, Collins, Jensen, on the motion offered by Senator Landon.

The secretary called the roll and the motion failed to carry by the following vote:

Those voting aye were: Senators Bethel, Bowen, Collins, Davis, Flummerfelt, French, Hutchinson, Jackson, Jensen, Landon, Metcalf, Nichols, Rosenhaupt, Shaefer, Steiner—15.

Those voting nay were: Senators Anderson, Brown, Campbell, Carlyon, Chappell, Espy, Fairchild, Hall, Hammer, Hew-

itt, Imus, Iverson, McGuire, Phipps, Scott, Sharpstein, Troy, Weatherford, Wende, White—20.

Absent or not voting were: Senators Allen, Cotter, Leonard, McCoy, Piper, Stephens, Sutton—7.

Senator French moved that the bill be so amended that Clarke and Skamania counties be taken from the third district and placed in the fourth district.

The motion failed to carry.

Engrossed House bill No. 107, by Mr. Moren, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts," was read third time.

The secretary called the roll on final passage of engrossed House bill No. 107, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Campbell, Carlyon, Chappell, Davis, Fairchild, Flummerfelt, Hall, Hammer, Hewitt, Imus, Leonard, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Weatherford, Wende, White—25.

Those voting nay were: Senators Bowen, Collins, Espy, French, Hutchinson, Iverson, Jackson, Jensen, Landon, Metcalf, Nichols, Steiner—12.

Absent or not voting were: Senators Allen, Cotter, McCoy, Piper, Stephens—5.

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

Senator Bowen moved to reconsider the vote by which House bill 301 failed to pass.

Senator Nichols moved that the motion be laid on the table.

The motion of Senator Nichols carried.

Senator Jackson moved that the Senate do now adjourn until eleven o'clock tomorrow morning.

The motion failed to carry.

House bill No. 125 was placed on final passage.

Senator Imus moved that the bill be indefinitely postponed.

The motion carried.

House bill No. 462 was placed on final passage.

Senator Jackson moved that the bill be indefinitely postponed.

The motion failed to carry.

The secretary called the roll on final passage of House bill No. 462, by Mr. Foster, entitled "An act relating to trust companies, incorporation powers and duties and amending section 3349 of Remington & Ballinger's Annotated Codes and Statutes of Washington," and it passed the Senate by the following vote:

Those voting aye were: Senators Bowen, Brown, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Jensen, Leonard, McGuire, Nichols, Phipps, Rosenhaupt, Shafer, Sharpstein, Steiner, Sutton, Troy, Wende, White—26.

Those voting nay were: Senators Anderson, Bethel, Hammer, Iverson, Jackson, Landon, Metcalf, Scott—8.

Absent or not voting were: Senators Allen, Campbell, Cotter, Hewitt, McCoy, Piper, Stephens, Weatherford—8.

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

House bill No. 501 was placed on final passage.

The secretary called the roll on final passage of House bill No. 501, by committee on township organization, entitled "An act relating to township organization, amending title 505, sections 37, 73, 75, 83, 87, 91, 143 and 165 of Pierce's Washington Code 1912," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Scott, Shafer, Sharpstein, Sutton, Troy, Wende, White—29.

Those voting nay were: Senators Bowen, Chappell, Landon, Nichols—4.

Absent or not voting were: Senators Allen, Campbell, Cotter, Hewitt, McCoy, Piper, Steiner, Stephens, Weatherford—9.

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

Senator Nichols moved that we do now adjourn.

The motion failed to carry.

Substitute House bill No. 620 was placed on final passage.

The secretary called the roll on final passage of substitute House bill No. 620, by Mr. Moren, entitled "An act relating to the establishment of drainage improvement districts, providing for the construction, maintenance, extension and protection of drainage systems, the method of apportioning, assessing and collecting funds and paying for the construction and maintenance thereof, repealing chapter LXVI of the Laws of 1911, saving in certain particulars, providing the method of bringing certain existing districts and ditches under the provisions of this act, declaring the legislative intent as to the effect of adjudications, providing penalties for the violation thereof, and declaring that this is necessary for the immediate preservation of the public health and shall take effect immediately," and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Brown, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, Hall, Imus, Jensen, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Sutton, Troy, Wende, White—25.

Those voting nay were: Senators Iverson, Jackson, Landon, Nichols—4.

Absent or not voting were: Senators Allen, Bowen, Campbell, Cotter, French, Hammer, Hewitt, Hutchinson, McCoy, Piper, Steiner, Stephens, Weatherford—13.

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

House bill No. 399, by Messrs. Stewart and Davis, entitled "An act relating to the employment of matrons, supervisors, nurses-in-charge, or any attendant having charge of women and children's departments in public institutions," was read third time.

On motion of Senator Shaefer, the bill was amended by striking the words "all matrons, supervisors, nurses-in-charge, or

any attendant" and substituting therefor the words "The matron, supervisor or nurse-in-charge," in lines 5 and 6, section 1 of the original bill.

The secretary called the roll on final passage of House bill No. 399, and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Campbell, Carlyon, Chappell, Collins, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Scott, Shaef-er, Sutton, Wende—25.

Those voting nay were: Senators Bowen, Brown, Jackson, Landon, Nichols, Troy—6.

Absent or not voting were: Senators Allen, Cotter, Davis, Hewitt, McCoy, Piper, Sharpstein, Steiner, Stephens, Weatherford, White—11.

On motion of Senator Shaefer, the title of the bill was amended by striking the words "matrons, supervisors, nurses-in-charge, or any attendant" and substituting therefor the words "matron, supervisor, or nurse-in-charge," and the title, as amended, was ordered to stand as the title of the act.

Senator Jackson moved that the Senate do now adjourn until 11 o'clock tomorrow morning.

The motion was lost.

On motion of Senator Rosenhaupt, House bill No. 444 was indefinitely postponed.

Senator Brown moved that the Senate do now adjourn.

The motion failed to carry.

Engrossed House bill No. 437, by Messrs. Capron and LeSourd, entitled "An act providing for the transfer of moneys from the public highway fund in counties composed entirely of islands," was read third time.

Senator Jackson moved that the bill be indefinitely postponed.

The motion was lost.

The secretary called the roll on final passage of engrossed House bill No. 437 and it passed the Senate by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen,

Brown, Campbell, Carlyon, Chappell, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—28.

Those voting nay were: Senators Espy, Hutchinson, Iverson, Jackson—4.

Absent or not voting were: Senators Allen, Collins, Cotter, Hewitt, Imus, Landon, McCoy, Piper, Stephens, Weatherford—10.

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

At 11:55 p. m., on motion of Senator Collins, the Senate adjourned until 11 o'clock tomorrow morning.

WM. T. LAUBE,

Secretary of the Senate.

LOUIS F. HART,

President of the Senate.

SIXTIETH DAY.

MORNING SESSION.

SENATE CHAMBER,

OLYMPIA, WASH., Thursday, March 13, 1913.

The Senate was called to order at 11 o'clock a. m. by President Hart, pursuant to adjournment.

Rev. F. W. Bateson offered prayer.

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

On motion of Senator Cotter, the reading of yesterday's journal was dispensed with, and it was approved.

The secretary read:

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR,
OLYMPIA, March 12, 1913.

Hon. Louis F. Hart, President of the Senate, Olympia, Washington:

SIRS—I have the honor to inform you that the governor has taken action on the following bills:

Senate bill No. 73. An act relating to the powers and duties of notaries public who are stock holders, directors, officers or employees of banks or other corporations.

Approved March 6, 1913.

Senate bill No. 35. An act relating to untrue, deceptive and misleading advertisements, and providing a penalty for the violation thereof.

Approved March 6, 1913.

Senate bill No. 201. An act relating to commercial waterway districts, amending chapter 11 of the Laws of 1911 of the State of Washington, relating to commercial waterway districts, validating proceedings heretofore had with reference to commercial waterway districts, and providing that this act shall take effect immediately.

Approved March 8, 1913.

Senate bill No. 151. An act relating to the payments by the state, counties, cities and towns of premiums or charges for surety bonds given by elective or appointive officers thereof, and amending section 194 of chapter 49, Session Laws of 1911, and validating certain payments heretofore made.

Approved March 11, 1913.

Senate bill No. 13. An act to establish a retirement fund to be used in the payment of annuities and benefits to retired teachers, principals, supervisors, supervising principals, and superintendents of the public schools in the State of Washington, and to regulate the collection, raising, management and disbursement thereof, and submitting this act to the voters of the state for ratification or rejection.

Not signed because of referendum; statement attached.

Senate bill No. 61. An act relating to weights and measures, establishing standards therefor; providing for the enforcement thereof; prescribing penalties for the violation of this act, and repealing sections 9511 to 9523, inclusive, of Remington and Ballinger's Annotated Codes and Statutes of Washington.

Approved March 11, 1913.

Senate bill No. 380. An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations and amending sections 2 and 4, chapter 59 of the Session Laws of 1911.

Approved March 11, 1913.

Senate bill, No. 367. An act granting to Lewis county the property held by the state for the southwest Washington fair association, etc., and repealing sections 3012 and 3021 inclusive of Remington and Ballinger's Annotated Codes and Statutes of Washington.

Approved March 11, 1913.

Senate bill No. 429. An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of, to repeal section 9 of, and to add a section relating to elections, to an act approved March 14, 1911, entitled "An act authorizing, etc.," payment therefor.

Approved March 11, 1913.

Senate bill No. 219. An act authorizing counties to contract together for administrative and financial co-operation, etc., and the performance of such contracts.

Approved March 11, 1913.

Senate bill No. 212. An act relating to liens for the service of sires and amending sections 3163 of Remington and Ballinger's Annotated Codes and Statutes of Washington.

Approved March 11, 1913.

Senate bill No. 152. An act relating to the improvement of streets and highways and providing for the payment of the cost thereof jointly by the assessment of property specially benefited and by counties and cities or towns.

Approved March 11, 1913.

Senate bill No. 247. An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employees in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils and other kindred subjects, providing penalties for the violation thereof and repealing certain acts and parts of acts.

Approved March 11, 1913.

Senate bill No. 463. An act relating to the time of taking effect of laws passed during the Session of 1913 of the legislature of the State of Washington relating to the size and capacity of berry boxes.

Approved March 11, 1913.

Senate bill No. 447. An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads.

Approved March 12, 1913.

Senate bill No. 465. An act relating to state roads, providing for a tax levy therefor, and amending section 5898 of Remington and Ballinger's Annotated Codes and Statutes of Washington as amended in chapter 53 of the Session Laws of 1911.

Approved March 12, 1913.

Senate bill No. 312. An act relating to public highways, classifying the same and naming and fixing the routes of certain state roads.

Approved March 12, 1913.

Respectfully yours,

C. C. DILL, *Secretary to the Governor.*

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

The House has passed Senate bill No. 216, entitled "An act authorizing and empowering cities and counties to expend money from their respective current expense funds for the purchase of armory sites;"

Also, engrossed Senate bill No. 260, entitled "An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class for educational, social, recreational and other community purposes;"

Also, engrossed Senate joint memorial No. 7, "Relating to construction of state roads through National forest reserves at the expense of the United States;"

Also, Senate bill No. 296, entitled "An act relating to the validation of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities and towns issued by the corporate authorities in excess of their legal authority;"

Also, engrossed Senate bill No. 369, entitled "An act relating to banking and providing penalties for the violation thereof, and amending sections 3315, 3316, 3339 and 3340 of Remington and Ballinger's Annotated Codes and Statutes of Washington and adding thereto section 3339½;"

Also, Senate bill No. 79, entitled "An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, Senate bill No. 241, entitled "An act relating to the transfer of territory from one school district to another and amending section 4433 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, engrossed Senate bill No. 96, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, Senate joint memorial No. 18, "Relating to an investigation of the so-called grain bag trust;"

Also, Senate bill No. 328, entitled "An act to amend section 80 of an act approved March 18, 1911, entitled 'An act relating to public service properties and utilities,' providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts," with the following amendments:

Amend section 1, line 15, of the printed bill, by inserting after the words "Public service corporations" the words, including the parenthesis "(meaning to exclude municipal and other corporations.)"

Also, Senate bill No. 329, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911, and repealing sections 7656,

7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of the State of Washington," with the following amendments:

That section numbered 8 of the printed bill be numbered section 9. That the following be substituted for section 8 of the printed bill: "Section 8. No person shall be eligible to hold the office of police judge who is not a practicing attorney under the laws of this state. The office of police judge shall be elective; and in such cities the police judge shall be elected annually at the general municipal election;"

Also, engrossed Senate bill No. 128, entitled "An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this act and amending section 8746 of Remington and Ballinger's Annotated Codes and Statutes of Washington," with the following amendments:

Amend title by inserting a comma after the word "validating" in line 1 of the printed and of the engrossed bill.

Amend section 1, line 1 of the printed bill and of the engrossed bill by inserting after the figure "1" the following: "That section 8746 of Remington and Ballinger's Annotated Codes and Statutes be amended to read as follows: Section 8746."

In section 1, line 5, strike the words "one person or" and insert in lieu thereof "any."

Also, Senate bill No. 334, entitled "An act relating to the taking of private property for private ways of necessity and for drains, flumes and ditches on or across the lands of others for agricultural, domestic or sanitary purposes," with the following amendment:

Amend section 1, after the word "be" in line 7 of the printed bill strike the rest of the section.

Also, engrossed Senate bill No. 344, entitled "An act providing for the appointment of official court reporters in the State of Washington," etc., with the following amendment:

Section 1, line 2, strike the word "twenty" and insert in lieu thereof the word "forty."

Also, engrossed Senate bill No. 131, entitled "An act relating to the levy and collection of revenues for road and bridge purposes, limiting the expenditure thereof," etc.;

Also, Senate bill No. 88, entitled "An act for the protection of game birds, deer and grey squirrels in certain designated territory in the State of Washington," etc.;

Also, Senate bill No. 376, entitled "An act granting and conveying the steamer 'Yakima' to the United States";

Also, Senate bill No. 422, entitled "An act relating to electrical construction and the maintenance and use of electrical wires," etc.;

Also, Senate bill No. 457, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a sec-

ondary state road from Meyers Falls, in Stevens county, southerly to a point on Sunset highway at or near Davenport, in Lincoln county”;

Also, Senate bill No. 322, entitled “An act relating to the apportionment of public school money and to days’ attendance in such schools, and amending section 4567 of Remington and Ballinger’s Annotated Codes and Statutes of Washington,” with the following amendments:

In line 4, between the words “two” and “report” insert the words “make a sworn.” In line 5, after the word “strike” insert the word “of.”

Also, engrossed Senate bill No. 435, entitled “An act to carry out the provisions and to facilitate the operation and effect of sections 33 and 34 of article 1 of the constitution relating to the recall of elective public officers, to prevent fraud, and providing penalties for violation thereof,” with the following amendments:

Amend section 4 by striking the words “guilty of a felony” at the end of line 9 of the printed bill and insert in lieu thereof the words “fined, or imprisoned, or both.”

Amend section 15 by striking the word “or” after the word “name” in line 2 of the printed bill and insert in lieu thereof the following: “shall be guilty of a felony; and every person”; strike the word “knowingly” where it appears in the engrossed bill between the words “shall make” at the end of line 3 in the printed bill; strike the words “or the precinct or county in which he claims to be a legal voter” in lines 4 and 5 of the printed bill, and strike the word “felony” at the end of line 6 of the printed bill and insert in lieu thereof the words “gross misdemeanor.”

Amend section 16 by striking the words “within or without” where they have been inserted in place of the word “outside” in line 21 of the printed bill and insert in lieu thereof the word “outside,” so that the bill will read “principal office outside of the State of Washington,” as it now reads in the printed bill.

Also, Senate bill No. 209, entitled “An act relating to local improvements in cities and towns and amending section 6 of an act entitled “An act relating to local improvements in cities and towns, repealing certain acts and parts of acts,” etc., with the following amendment:

Add to section 1 the following: “Any local improvement payable, in whole or in part, by special assessments, which shall include a charge for the cost and expense of furnishing electrical energy to any system of street lighting shall be initiated only upon petition signed by the owners of two-thirds of the lineal frontage upon the improvement to be made and two-thirds of the area within the limits of the proposed improvement district.”

Also, Senate bill No. 361, entitled “An act relating to the purchase, sale, transfer and encumbrance of stocks of goods, wares, merchandise and fixtures and equipment in bulk, providing penalties for the violation thereof,” etc.;

Also engrossed Senate bill No. 310, entitled “An act changing the

corporate name of the town of Little Falls, in Lewis county, State of Washington, to Vader”;

Also engrossed Senate bill No. 321, entitled “An act relating to public libraries and museums, and amending section 6971 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also, Senate bill No. 126, entitled “An act providing for changing the name of the state institution for feeble-minded to state school and colony,” etc.;

Also, Senate bill No. 187, entitled “An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties, to provide for an improvement fund,” etc.;

Also, Senate bill No. 442, entitled “An act relating to compensation of injured workmen and their dependents, and amending section 5 of ‘An act relating to the compensation of injured workmen in our industries,’” etc.;

Also, engrossed Senate bill No. 249, entitled “An act relating to the trespass of sheep on certain lands and amending sections 3197 and 3198 of Remington and Ballinger’s Annotated Codes and Statutes of Washington,” with the following amendment:

In section 2, line 11, after the word “misdemeanor” strike the comma, add a period and strike the remainder of the section.

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The secretary read the House amendments to Senate bill No. 334.

Senator Sharpstein moved that the Senate do not concur in the House amendments to Senate bill No. 334 and the House be requested to recede from its amendments to the bill.

The motion carried.

The secretary read the House amendments to Senate bill No. 344 and on motion of Senator Sharpstein, the Senate refused to concur and the House was requested to recede therefrom.

The secretary read the House amendments to Senate bill No. 209.

Senator Shaefer moved that the Senate concur in the House amendments to Senate bill No. 209.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 209 by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Jensen, Landon, Nichols,

Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—25.

Those voting nay were: Senators Bowen, Jackson, McGuire, Scott—4.

Absent or not voting were: Senators Bethel, Chappell, Hewitt, Hutchinson, Imus, Iverson, Leonard, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Weatherford—13.

The secretary read the House amendments to Senate bill No. 249.

Senator Flummerfelt moved that the Senate concur in the House amendments to Senate bill No. 249.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 249 by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Imus, Jensen, Landon, Leonard, Metcalf, McGuire, Nichols, Scott, Shaefer, Sharpstein, Steiner, Stephens, Sutton, Troy, Wende, White—32.

Voting nay: Senator Jackson—1.

Absent or not voting were: Senators Bethel, Collins, Hewitt, Iverson, McCoy, Phipps, Piper, Rosenhaupt, Weatherford—9.

The secretary read the House amendments to Senate bill No. 435.

Senator Metcalf moved that the Senate do concur in the House amendments to Senate bill No. 435.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 435 by the following vote:

Those voting aye were: Senators Allen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jensen, Leonard, Metcalf, McGuire, Nichols, Rosenhaupt, Scott, Sharpstein, Steiner, Stephens, Troy, Wende—27.

Those voting nay were: Senators Bowen, Jackson—2.

Absent or not voting were: Senators Anderson, Bethel, Collins, Espy, Hewitt, Hutchinson, Landon, McCoy, Phipps, Piper, Shaefer, Weatherford, White—13.

The secretary read the House amendments to Senate bill No. 328.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 328 by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, Hall, Hutchinson, Imus, Jackson, Jensen, Leonard, Metcalf, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Wende, White—25.

Absent or not voting were: Senators Bethel, Bowen, Campbell, Collins, Espy, French, Hammer, Hewitt, Iverson, Landon, McCoy, Nichols, Piper, Steiner, Sutton, Troy, Weatherford—17.

The secretary read the House amendments to Senate bill No. 329.

On motion of Senator Wende, the Senate refused to concur in the House amendments to Senate bill No. 329, and requested the House to recede therefrom.

The secretary read the House amendments to Senate bill No. 128.

Senator Rosenhaupt moved that the Senate do concur in the House amendments to Senate bill No. 128.

The secretary called the roll and the Senate concurred in the House amendments to Senate bill No. 128 by the following vote:

Those voting aye were: Senators Allen, Anderson, Brown, Campbell, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Flummerfelt, French, Hall, Hammer, Hutchinson, Jackson, Jensen, Leonard, Metcalf, McGuire, Nichols, Phipps, Rosenhaupt, Shaefer, Sharpstein, Steiner, Stephens, Wende, White—29.

Voting nay: Senator Bowen—1.

Absent or not voting were: Senators Bethel, Fairchild, Hewitt, Imus, Iverson, Landon, McCoy, Piper, Scott, Sutton, Troy, Weatherford—12.

Senator Allen was called to preside.

SPECIAL ORDER.

The hour of 11 o'clock having arrived, the Senate took up for consideration Senate bill No. 445.

On motion of Senator Jackson, the special order was vacated. The president resumed the chair.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 184, entitled "An act to provide for exhibits of the resources, products and advantages of the State of Washington; the erection of a state building or buildings at the Panama-Pacific International exposition," etc.;

Also enrolled House bill No. 244, entitled "An act relating to the organization and government of irrigation districts and the sale of bonds arising therefrom," etc.;

Also, enrolled House bill No. 653, entitled "An act making an appropriation for the office of the secretary of state for the purpose of carrying out the law relative to the initiative and referendum and the recall";

Also, enrolled House bill No. 204, entitled "An act relating to validation of indebtedness by school districts, and bonds therefor, and amending chapter 29 of Remington and Ballinger's Annotated Codes and Statutes of Washington, by adding one section thereto";

Also enrolled House bill No. 284, entitled "An act relating to the dissolution of union high school districts and amending section 4469 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled House bill No. 381, entitled "An act to adopt Pierce's Washington Code as an official compilation";

Also, enrolled House bill No. 509, entitled "An act creating a state board of park commissioners and defining their duties, privileges and authority";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 204, 284, 381, 509, 184, 244, 653.

The secretary read the majority and minority reports of the conference committee on Senate bill No. 381 as follows:

SENATE CHAMBER,

OLYMPIA, WASH., March 12, 1913.

MR. PRESIDENT:

We, a majority of your committee to whom was referred House amendments to Senate bill No. 381, entitled "An act establishing a

state school for girls in conjunction with the Washington state training school," etc., recommend the following:

First. That the House recede from the following amendments to the bill:

"Amend line 1 of the title by inserting after the word 'state' the word 'training' and insert a comma after the word 'girls,' and striking the words 'in conjunction with the Washington state training school.'"

"Section 2, lines 3, 4 and 5, after the word 'land' strike the remainder of sentence."

"In line 4 of the printed bill, between the words 'reputable' and 'physician' insert a comma and the word 'woman.'"

Second. That the Senate concur in the following amendments to the bill:

"Section 6, line 1, strike the word 'eight' and insert the word 'ten.'"

"Section 12, line 2, strike the words 'any temporary employment outside the institution' and insert in lieu thereof 'any employment for account of the institution or the girl employed.'"

JOSIAH COLLINS, *Chairman.*

JOHN L. SHARPSTEIN.

J. E. LEONARD.

J. H. DAVIS.

L. W. FIELD.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 12, 1913.

I, a minority of your conference committee, to whom was referred House amendments to Senate bill No. 381, entitled "An act establishing a state school for girls in conjunction with the Washington state training school," etc., recommend that the Senate concur in the following amendments to the bill:

"Amend line 1 of the title by inserting after the word 'state' the word 'training,' and insert a comma after the word 'girls' and striking the words 'in conjunction with the Washington state training school.'"

"Section 2, lines 3, 4 and 5, after the word 'land' strike the remainder of sentence."

In line 4 of the printed bill, between the words 'reputable' and 'physician' insert a comma and the word 'woman.'"

"Section 6, line 1, strike the word 'eight' and insert the word 'ten.'"

"Section 12, line 2, strike the words 'any temporary employment outside the institution' and insert in lieu thereof 'any employment for account of the institution or the girl employed.'"

MRS. FRANCES C. AXTELL.

Senator Campbell moved the adoption of the minority report.

Senator Collins moved as a substitute that the majority report be adopted.

The secretary called the roll on the substitute motion of Senator Collins to adopt the majority report of the conference

committee on Senate bill No. 381, and it was adopted by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Collins, Davis, Espy, Fairchild, Flummerfelt, Hall, Hammer, Hutchinson, Imus, Iverson, Jensen, Leonard, McGuire, Nichols, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Weatherford, Wende, White—28.

Voting nay were: Senators Campbell, Landon—2.

Absent or not voting were: Senators Anderson, Cotter, French, Hewitt, Jackson, Metcalf, McCoy, Phipps, Piper, Rosenhaupt, Stephens, Bethel—12.

At 12:50 p. m., on motion of Senator Collins, the Senate took a recess until 3 o'clock this afternoon.

AFTERNOON SESSION.

The Senate was called to order at 3:00 p. m. by President Hart.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, OFFICE OF GOVERNOR.
OLYMPIA, March 13, 1913.

Hon. Louis F. Hart, Lieutenant Governor and Presiding Officer of the Senate, and the Senate of the State of Washington:

GENTLEMEN—I have the honor to inform you that the governor has this day vetoed the following:

Senate bill No. 106, being "An act establishing a state trade school or schools, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof."

Respectfully yours,

C. C. DILL, *Secretary to the Governor.*

The secretary read the following:

STATE OF WASHINGTON, OFFICE OF GOVERNOR.
OLYMPIA, March 13, 1913.

Hon. Louis F. Hart, Lieutenant Governor and Presiding Officer of the Senate, and the Senate of the State of Washington:

GENTLEMEN—I herewith return Senate bill No. 106 without my approval.

This is "An act establishing a state trade school or schools, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof."

This bill creates and establishes a state trades school to be erected at Everett, Snohomish county, and outlines the aim and purpose of the school in the following language, which is section 2 of the bill:

"The purpose of the state trade school shall be to provide thoroughgoing instruction and training in carpentry, cabinet making, blacksmithing, foundry, pattern making, steam fitting, plumbing, brick laying, plastering, painting, steam engineering, electrical construction, drawing, drafting, designing, printing and the machinists' trade, or in such of these and such other regular trades as will in the judgment of the state training school board best serve the interests of the state and for which funds are available."

I am strongly in favor of industrial and vocational training in our schools and would gladly sign a bill covering the ideas conveyed in section 15 of this act, which section reads as follows:

"The several boards of school directors in any school district in the State of Washington are authorized to establish trade schools as a department of any grade or high school in such district and to purchase any necessary equipment and to employ a director, teachers and such other employes as may be necessary for the proper conduct of such trade school; the expense of such department to be paid as other expenses of such districts are paid."

My opinion is that industrial and vocational education should begin in the grade schools of the state. Possibly at some time in the future, after this line of education has been established in such grade schools, it will be found advisable to establish a state school such as is outlined in this bill.

If this bill should become a law, the next legislature will probably be called upon to appropriate \$200,000.00 or \$300,000.00 to erect a building and equip the school. This would mean that the vocational education would begin with the establishment of a state trade school without local trade schools having been established. I believe the system of vocational education should begin in the common, grade and high schools and lead up to a state school which would be a finishing institution for the entire state.

In conclusion, I again refer to the fact that there is no appropriation made for the establishment of the school contemplated under this bill.

For the reasons herein given, Senate bill No. 106 is vetoed.

Respectfully submitted,

[Signed]

ERNEST LISTER, *Governor*.

SENATE BILL NO. 106.

AN ACT establishing a state trade school or schools, providing for the erection of suitable buildings therefor, for the management, government and regulation thereof.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. ESTABLISHMENT.

There is hereby created and established a state trade school to be erected at Everett, Snohomish county.

SECTION 2. AIM AND PURPOSE.

The purpose of the state trade school shall be to provide thoroughgoing instruction and training in carpentry, cabinet making, blacksmithing, foundry, pattern making, steam fitting, plumbing, brick laying, plastering, painting, steam engineering, electrical construction, drawing, drafting, designing, printing and the machinist's trade, or in such of these and such other regular trades as will in the judgment of the state trade school board best serve the interests of the state and for which funds are available.

SECTION 3. STATE TRADE SCHOOL BOARD.

(A) The state trade school at Everett and all state trade schools hereafter established shall be under the management and control of the state trade school board, consisting of five members, of which the state superintendent of public instruction shall be *ex-officio* a member with the same duties and powers as other members, and four persons appointed by the governor, two of whom shall be skilled employes.

(2) Appointed members of the state trade school board shall serve for a term of four years: *Provided*, That of the first appointees two shall serve for a term of two years as designated by the governor. The first appointments shall date from June 1st, 1913. The members of said board shall receive no salary or compensation for their services, but shall be allowed reasonable traveling and other official expenses.

SECTION 4. OFFICERS, BY-LAWS AND QUORUM.

The state trade school board at its annual meeting held in odd-numbered years, shall elect one of its own members as chairman, and shall elect a secretary who may or may not be a member of the board.

The board shall have power to adopt by-laws for its government, and for the government of the school, which by-laws shall not be inconsistent with the provisions of law, and to prescribe the duties of its officers, committees and employes.

A majority of the board shall constitute a quorum for the transaction of all business.

SECTION 5. BOARD—ITS POWERS AND DUTIES.

The state trade school board shall have power and it shall be its duty—

(a) To select a suitable site at Everett, Snohomish county, Washington, consisting of not less than five acres, and to acquire the same by purchase or otherwise and may institute proceedings or condemn in the name of the State of Washington any part of the tract desired or any interest therein as provided by law.

(b) To have charge of the erection of all buildings pertaining to the school unless otherwise expressly provided, and to have the care and management of all buildings and other property belonging to the school.

(c) To furnish said building with suitable machinery, equipment and supplies as shall be necessary or convenient to conduct the courses determined upon.

(d) To elect a director and such other teachers, assistants and employes as the necessities of the school may require for a period not exceeding four years.

(e) To discharge the director and all such teachers and employes.

(f) To approve courses for the respective trades, to adopt and purchase necessary text books, supplies and equipment, and to provide for proper care of the same.

(g) To audit all accounts against the school and to certify all bills which may be allowed, to the state auditor, who shall draw warrants on the state treasurer for such amounts as he shall find to have been properly and legally allowed.

(h) To prescribe requirements for admission of pupils to the state trade school: *Provided*, That those requirements shall be framed with a view to admitting pupils to the school who are of sufficient maturity and physical development, and who have an aptitude for the trade for which they desire to prepare with the minimum academic requirements consistent with successful prosecution of the work. No pupil shall be admitted to the state trade school who has not arrived at the age of fourteen years.

(i) The courses of study shall provide for work in English, in mathematics, and in elementary civics in all courses excepting as individuals who are excused from these subjects by the director of the school.

(j) *Dormitories*. Provision shall be made for the maintenance of boarding houses or dormitories for all students attending the trade school, and all students shall be required to live in such dormitories or boarding houses under the control and management of the school, excepting as they are excused from such residence in accordance with rules which may be adopted by the board, and the board shall have power to fix such rates of charge as may be necessary to make the dormitories or boarding houses self-sustaining.

SECTION 6. MEETINGS.

The state trade school board shall hold regular or stated meetings each year at such times as may be provided in its by-laws, and such special meetings shall be held as may be deemed necessary whenever called by the chairman or by a majority of the board. The governor shall call the first meeting to be held during the month of June, 1913.

SECTION 7. DUTIES OF THE DIRECTOR.

The director of the state trade school shall have general supervision of the school; shall see that all laws and all rules of the state board are observed by teachers and students; shall see that the instruction in the various trades is thoroughly and faithfully given; he shall in accordance with rules of the board receive and classify students and unless otherwise specially provided he shall designate the work to be performed by each instructor; he shall at the close of each school year make a detailed annual report to the board containing a classified list of all students that have been enrolled in the various courses during

the year and such other information as he may deem advisable or as the board may require. It shall also be his duty when required by the state board to act in an advisory capacity in relation to public trade and vocational schools in the state.

The state trade school board shall audit and allow his necessary expenses incurred while traveling in the performance of such duties as are ordered or approved by the board.

He shall recommend teachers, instructors and other employes of the school subject to approval of the board, and he shall from time to time make recommendations to the board with reference to the general policy of the school.

SECTION 8. SESSIONS OF THE SCHOOL.

The school shall be so organized that pupils and teachers shall work on a basis of eight hours per day five days in the week, and four hours on the sixth day. Evening sessions and short course sessions during the winter or summer may be held as directed by the state board.

SECTION 9. DIPLOMAS AND CERTIFICATES.

Diplomas of graduation signed by the director of the school and the chairman of the state board shall be issued to all persons completing the course required for any trade taught in the school when such course is fully equivalent to the apprenticeship requirements in the given trade. Certificates of progress or of proficiency may be issued when the preparation given shortens the term of apprenticeship.

SECTION 10. TUITION FEE.

No charge shall be made against any students for tuition in the school contemplated by this act, excepting that students who are not residents of the state shall be charged a tuition fee to be fixed by the state board, and no charge shall be made for materials used except in such sum as may be fixed in advance by the board, and in no case shall the fees charged a student for materials used exceed in amount one-half of the estimated cost of materials consumed by such student.

SECTION 11. SALE OF ARTICLES MADE.

Articles manufactured in the school of labor performed by students in the school in the pursuit of their respective trades, may be sold at market prices, and students performing labor which yields a financial benefit to the schools shall be paid for such labor at a rate to be fixed by the director subject to the approval of the board.

SECTION 12. LIBRARY.

A library containing books and periodicals bearing upon the work of the various trades taught in the school shall be maintained and a reading and game room shall be kept open evenings for the free use of the students of the school.

SECTION 13. One floor of the original trade school building shall be temporarily fitted as a dormitory. The erection of a dormitory shall be undertaken by the instructors and students of the school, and it shall be the policy of the school to undertake the erection and equipment of any and all buildings hereafter provided for.

SECTION 14. BOARD MEMBERS TO HAVE NO PECUNIARY INTEREST IN CONTRACTS.

No member of the state trade school board shall be awarded any contract for the erection, repair or furnishing of any building connected with the state trade school, nor for the furnishing of supplies or materials for the same, and no such board member shall act as agent for any house proposing to furnish books or supplies. Any board member who shall violate any of the above named provisions shall be fined in a sum not to exceed \$500.00 and his office as such board member shall be declared vacant.

SECTION 15. The several boards of school directors in any school district in the State of Washington are authorized to establish trade schools as a department of any grade or high school in such district and to purchase any necessary equipment and to employ a director, teachers and such other employes as may be necessary for the proper conduct of such trade school; the expense of such department to be paid as other expenses of such districts are paid.

Passed the Senate February 27, 1913.

LOUIS F. HART, *President of the Senate.*

Passed the House March 6, 1913.

HOWARD D. TAYLOR, *Speaker of the House.*

Vetoed March 13, 1913.

ERNEST LISTER, *Governor.*

A call of the Senate was moved by Senator Campbell and seconded by Senators Iverson and Allen.

The motion for a call of the Senate carried.

The sergeant-at-arms locked the doors of the Senate chamber.

The secretary called the roll, showing all members present.

The president stated the question to be "Shall Senate bill No. 106 pass notwithstanding the objections of the Governor?"

The secretary called the roll and the veto of the Governor was sustained by the following vote:

Those voting aye were: Senators Allen, Anderson, Campbell, Carlyon, Collins, Davis, Espy, French, Hammer, Hewitt, Imus, Landon, Leonard, Metcalf, Phipps, Piper, Shaefer, Sharpstein, Steiner, Stephens, Sutton—21.

Those voting nay were: Senators Bethel, Bowen, Brown, Chappell, Cotter, Fairchild, Flummerfelt, Hall, Hutchinson, Iverson, Jackson, Jensen, McCoy, McGuire, Nichols, Rosenhaupt, Scott, Troy, Weatherford, Wende, White—21.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments to House bill No. 175, entitled "An act relating to trespass";

Also, the House has concurred in Senate amendments to House bill No. 350, entitled "An act relating to the feasibility of certain lands for state road purposes";

Also, the House has concurred in Senate amendments to House bill No. 209, entitled "An act relating to warehouse receipts;";

Also, the House has concurred in Senate amendments to House bill No. 369, entitled "An act relating to revenue and taxation";

Also, the House has concurred in Senate amendments to House bill No. 317, entitled "An act providing for protection of incompetents, children and animals";

Also, the House has concurred in Senate amendments to House bill No. 15, entitled "An act relating to the ownership of lands by aliens";

Also, the House has concurred in Senate amendments to substitute House bill No. 324, entitled "An act relating to divorce and alimony."

Also, the speaker has signed House bill No. 37, entitled "An act relating to barbering and amending sections 7010 and 7011 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 42, entitled "An act relating to compensation and duties of the state board of pharmacy, the members and officers thereof and amending section 8456 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 38, entitled "An act relating to the practice of medicine, surgery, osteopathy and other modes of treating the sick and afflicted, and amending section 8393 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 40, entitled "An act relating to nurses and amending section 8485 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 41, entitled "An act relating to the practice of dentistry and amending section 8423 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 39, entitled "An act relating to the practice of veterinary medicine, surgery and dentistry and amending sections 8437, 8438, and 8443 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 43, entitled "An act relating to the practice of embalming and amending sections 7040 and 7041 of Remington and Ballinger's Annotated Codes and Statutes of Washington;";

Also, House bill No. 44, entitled "An act relating to the compensation and duties of the board of examiners in optometry and the mem-

bers and officers thereof and amending section 8473 of Remington and Ballinger's Annotated Codes and Statutes of Washington, and adding section 14 thereto relating to license fee;"

Also, House bill No. 60, entitled "An act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefits thereof;"

Also, House bill No. 209, entitled "An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, creating liens thereunder and providing for the enforcement of the same, and providing penalties for the violation thereof;"

Also, House bill No. 369, entitled "An act relating to revenue and taxation and amending section 9098 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 309, entitled "An act relating to the construction of state roads;"

Also, enrolled Senate bill No. 36, entitled "An act to establish a state trout hatchery on Lake Crescent, in Clallam county, State of Washington, and making an appropriation therefor;"

Also, enrolled substitute Senate bill No. 224, entitled "An act prohibiting persons from going upon or being upon certain portions of rights of way of railroads and interurban electric roads, providing penalties for violation hereof," etc.;

Also, enrolled Senate bill No. 240, entitled "An act appropriating the sum of one hundred twenty-eight thousand dollars from the state shore land improvement fund," etc.;

Also, enrolled Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor;"

Also, enrolled Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances," etc.;

Also, enrolled Senate bill No. 29, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county, limiting the catch of black bass and croppies in the same waters;"

Also, enrolled Senate bill No. 364, entitled "An act regulating the load in proportion to the width of tires that may be transported on vehicles over and along certain state and county roads," etc.;

Also, enrolled Senate bill No. 100, entitled "An act to protect the lives, health, morals of women and minors, workers, establishing an

industrial welfare commission for women and minors, prescribing its powers and duties," etc.;

Also, enrolled Senate bill No. 298, entitled "An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons responsible for or contributing to their dependency or delinquency," etc.;

Also, enrolled Senate bill No. 223, entitled "An act authorizing counties to aid in acquiring right-of-way for, and to build and improve permanent highways through the corporate limits of cities of the third or fourth class of the State of Washington;"

Also, enrolled Senate bill No. 96, entitled "An act relating to road and bridge bonds, and amending section 5095 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 321, entitled "An act relating to public libraries and museums," etc.;

—have compared same with engrossed bills and original bills and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott, Ralph D. Nichols.

The president signed House bills Nos. 37, 38, 40, 41, 39, 43, 44, 60, 209, 42 and 369.

Senator Piper stated that he had compared engrossed Senate bill No. 100 with the enrolled copy and found the bill to be correctly enrolled.

Senator Stephens made the same statement as to Senate bill No. 96; Senator White as to Senate bill No. 90; Senator Landon as to Senate bill No. 240; Senator Nichols as to Senate bills Nos. 364 and 309; Senator French as to Senate bill No. 29; Senator Collins as to Senate bills Nos. 36 and 3; Senator Phipps as to Senate bills Nos. 321 and 298; Senator Bowen as to Senate bill No. 223 and Senator Fairchild as to substitute Senate bill No. 224.

The president signed enrolled Senate bills Nos. 100, 96, 90, 240, 364, 29, 309, 36, 3, 321, 223, 298 and enrolled substitute Senate bill No. 224.

Senator Allen moved that the vote by which House bill No. 125 was indefinitely postponed, be reconsidered.

The motion was ruled out of order as in conflict with the provisions of House concurrent resolution No. 31.

At his request, Senator Hutchinson was excused for the balance of this afternoon.

The secretary read the House amendments to Senate bill No. 322.

Senator Sharpstein moved that the Senate concur in the House amendments to the bill.

The secretary called the roll and the Senate concurred by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Chappell, Cotter, Davis, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, McCoy, McGuire, Nichols, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Steiner, Sutton, Troy, Wende, White—33.

Voting nay: Senator Bethel—1.

Absent or not voting were: Senators Brown, Collins, Espy, Hewitt, Hutchinson, Piper, Stephens, Weatherford—8.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed Senate bill No. 309, entitled "An act relating to the construction of state roads;"

Also, Senate bill No. 36, entitled "An act to establish a state trout hatchery on Lake Crescent," etc.;

Also, substitute Senate bill No. 224, entitled "An act prohibiting persons from going upon or being upon certain portions of rights of way of railroads and interurban electric roads," etc.;

Also, Senate bill No. 240, entitled "An act appropriating the sum of one hundred twenty-eight thousand, nine hundred seventy-three and eighty-seven one-hundredths dollars from the state shore land improvement fund," etc.;

Also, Senate bill No. 3, entitled "An act authorizing counties to care for persons suffering from tuberculosis and providing state aid therefor;"

Also, Senate bill No. 90, entitled "An act relating to houses or places of lewdness, assignation and prostitution," etc.;

Also, Senate bill No. 29, entitled "An act for the protection of fish in Lake river and sloughs of the Columbia river in Clarke county," etc.;

Also, Senate bill No. 364, entitled "An act regulating the load in

proportion to the width of tires that may be transported on vehicles," etc.;

Also, Senate bill No. 100, entitled "An act to protect the lives, health, morals of women and minors, workers," etc.;

Also, Senate bill No. 298, entitled "An act relating to the welfare of dependent and delinquent children," etc.;

Also, Senate bill No. 223, entitled "An act authorizing counties to aid in requiring right of way for and to build and improve permanent highways," etc.;

Also, Senate bill No. 96, entitled "An act relating to road and bridge bonds," etc.;

Also, Senate bill No. 321, entitled "An act relating to public libraries and museums," etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

HOUSE CHAMBER,

OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House refuses to concur in Senate amendments to House bill No. 651, entitled "An act relating to agriculture; promoting the general welfare by bringing into productive use the unimproved agricultural lands in this state," etc., and asks the Senate to recede therefrom;

Also, the House refuses to concur in Senate amendments to House bill No. 399, entitled "An act relating to the employment of matrons, supervisors, nurses in charge or any attendant having charge of women," etc., and asks the Senate to recede therefrom;

Also, the House refuses to concur in Senate amendments to House bill No. 466, entitled "An act relating to appeals to the supreme court of the State of Washington," etc., and asks the Senate to recede therefrom;

Also, the House refuses to concur in Senate amendments to House bill No. 48, entitled "An act making an appropriation for the bureau of statistics, agriculture and immigration," etc., and asks the Senate to recede therefrom;

Also, the House refuses to recede from its amendments to Senate bill No. 329, entitled "An act relating to police courts in cities of the second class," etc., and the speaker has appointed as members of a conference committee, Messrs. Horrigan, McKay and Moren;

Also, the House refuses to recede from its amendments to Senate bill No. 344, entitled "An act providing for the appointment of official court reporters in the State of Washington," and the speaker has appointed as members of a conference committee, Messrs. McCoy, Sumner and Hill.

Also, the House refuses to recede from its amendments to Senate bill No. 334, entitled "An act relating to the taxing of private property,"

etc., and the speaker has appointed as members of a conference committee, Messrs. Conner, Wray and D. H. Rowland;

Also, the House refuses to concur in Senate amendments to House bill No. 510, entitled "An act amending section 7685 of Remington and Ballinger's Annotated Codes and Statutes, relating to the powers of the city council of third class cities," and asks the Senate to recede therefrom.

C. R. MAYBURY, *Chief Clerk.*

Senator Sharpstein moved that the Senate refuse to recede from its amendments to House bill No. 651, and that a conference committee be appointed.

The motion carried.

The president appointed as Senate members of the conference committee Senators Metcalf, Nichols and Imus.

Senator Hall moved that the Senate refuse to recede from its amendments to House bill No. 399 and that a conference committee be appointed.

The motion carried.

The president appointed as a conference committee Senators Hall, Nichols and Shafer.

Senator Sharpstein moved that the Senate refuse to recede from its amendments to House bill No. 466 and that a conference committee be appointed thereon.

The motion carried.

The president appointed as a conference committee Senators Rosenhaupt, Collins and McGuire.

Senator Allen moved that the Senate refuse to recede from its amendments to House bill No. 48 and that a conference committee be appointed.

The motion carried.

The president appointed as a conference committee Senators Brown, Landon and Allen.

The president appointed as members of a conference committee on Senate bill No. 329 Senators Wende, Landon and Steiner; as a conference committee on Senate bill No. 344, Senators Sharpstein, White and Allen; as a conference committee on Senate bill No. 334, Senators Rosenhaupt, Imus and Metcalf.

Senator Wende moved that the Senate refuse to recede from

its amendments to House bill No. 510, and that a conference committee be appointed thereon.

The motion carried and the president appointed as members of a conference committee Senators Carlyon, Cotter and Hammer.

On motion of Senator Imus, the following report was received and ordered spread upon the journal:

To the Legislature of the State of Washington:

We, your committee, appointed pursuant to the provisions of Senate concurrent resolution No. 6, for the purpose of investigating the affairs and business management of the Washington state reformatory at Monroe, Washington, beg leave to submit the following report:

We have made an investigation of the buildings and the affairs of the state reformatory, particularly as to the administration thereof and as to the expenditure of the appropriations heretofore made by the legislature, taking testimony from the officers as well as representative witnesses and a full and complete inventory of all the property of said institution, and have also examined the inventory heretofore made by the state bureau of inspection and supervision of public offices, with the expenditures and moneys received during the present administration of the board of managers, and most of said testimony having been taken down in short hand and transcribed, which is herewith transmitted with the said inventories.

In the second annual report of the said board of managers of said reformatory for the year ending September, 1908, the said board recommended the construction of the following permanent buildings at the following estimate of costs:

Administration building	\$ 35,000 00
Cell house, main building	150,000 00
Steel cells for 350 inmates at \$500.00 each....	160,000 00
Residence and equipment for superintendent..	15,000 00
Power, lighting and heating plant.....	25,000 00
Wall	50,000 00
Water system	10,000 00
Sewer system	4,000 00
Barn for temporary quarters and equipment..	7,500 00
TOTAL	\$ 456,500 00

The said board stating in said report that the above named amounts have been arrived at as the result of a careful study by the board of control and the board of managers, taking into consideration the utilization of inmate labor in construction work, the raw material already provided with the reformatory site as set forth in the above mentioned report of said board of the year 1908.

DINING ROOM—WING BUILDING.

We have carefully examined the said building and find it comes within the plans presented to the legislature, which seemingly was acquiesced in, and an appropriation made therefor. The cost of said building is about \$60,069.00. The building is supplied with chemical extinguishers and old style ladder escapes. We would recommend that more modern fire escapes should be attached to the building, as the same is within the inner stockade. The dining room is in excellent sanitary condition, and the food furnished to the inmates is not only wholesome, but sufficient, which is verified from their healthy appearance and increase in weight.

The hospital is in very good condition, and the medical service seemingly excellent.

ADMINISTRATION BUILDING.

The administration building is of substantial construction, it is class A, fireproof, constructed of concrete and steel, and its durability incalculable. The external facing is of high class pressed brick and terra cotta finish; however, we are of the opinion that the building could have been more plain in external construction, the same as the interior, thus saving a considerable sum for other purposes, and for the immediate use and benefit of the inmates. The cost of the said building to date is about \$87,591.71.

FURNISHINGS. The furnishings of said building are of such a character suitable for the purpose and use thereof. While part of the office furniture seems extravagant for such an office, and also for part of the officer's quarters, it is of a very durable quality and the purchase thereof was at an exceedingly low price, and under ordinary purchase, the board of managers could not have gotten that kind of furniture, but of a more inferior quality. The superintendent is entitled to commendation for making such purchases, and ultimately will be a large saving to the state. The board of managers acquiesced in the said purchase.

POWER HOUSE AND TUNNEL.

The power house and tunnel were built at a cost of \$33,400.00. This building and tunnel is well constructed. The tunnel is about 870 feet in length, connecting the power house with the administration and group buildings. The heat, water and light is carried through said tunnel, and it is a very useful appurtenance to the institution. The power house is well constructed with sufficient room for the use thereof for many years. The machinery seemingly is first class and in good working order. There is now installed one dynamo, and another should be installed before they can establish their own lighting system. This will be a very useful auxiliary plant, and will pay for itself in a very short time on account of the high cost of lighting the said institution, which we are informed, amounts to about \$150.00 per month.

CONSTRUCTION OF MAIN BUILDING (INCOMPLETE).

The cost of construction of the above incomplete building to date is about \$43,840.00. The portion constructed is durable and seemingly in accordance with the plans heretofore submitted to the legislature. We recommend that this building be completed at the earliest possible date. It is absolutely essential to segregate the inmates and classify them by housing in separate cells in order to enable the managers of said institution to more readily advance the mental, moral and physical welfare of the inmates. We believe this is one of the most important buildings among the group, with the exception of the dining room wing, and feel that the management of the institution should have advanced the construction thereof; providing, they are vested with the power to do so. We are of the opinion that much of the labor and material could have been put into this building that was used on the residence and administration building, and possibly advanced the date of completion thereof many months. The grouping of the inmates in the assembly room during the recess hours makes it difficult to reform the better men on account of association with the more depraved. However, the records show that the management has done exceedingly well, taking into consideration the want of sufficient room for classification and segregation of the inmates.

SUPERINTENDENT'S RESIDENCE.

The original appropriation asked for is \$15,000.00, but from the report of our accountant we find the cost thereof to be \$29,480.38, including furnishings. However, there is some controversy between the state bureau of inspection and supervision of public offices and our accountant's reports, the former having made an investigation and appraisal of said buildings and find it to amount to about \$19,257.00, with \$4,536.10 for furnishings. The state bureau of inspection and supervision having in their possession an abstract of the contracts showing the distribution of the materials going into these buildings which our accountant did not have. It seemingly appears that the inmate labor was not taken and kept separate from the estimate of the value of the building. After making a careful investigation and inspection of all matters pertaining to the building, we find that it is of excellent construction and all the material therein of a durable kind; and we believe that the maintenance will be exceedingly low for many years. We are of the same opinion in regard to the house furniture and furnishings of said residence as to durability and low price paid therefor, it being purchased under a general furnishing contract for the entire institution; and after diligent effort on the part of the board of managers and superintendent, they obtained exceedingly low prices, taking into consideration the quality of the goods. Some charges have been made to the effect that extravagant prices were paid for carpets and rugs and table cloths at the said residence.

We find two Royal Wilton rugs 18x28 feet, the voucher shows the cost thereof to be \$2.85 per yard; likewise another rug of the same quality at a cost of \$80.00; and the total cost of all furniture, rugs, household goods and furnishings in the Superintendent's residence to be \$4,536.10.

We believe the erection of the superintendent's residence and furnishing thereof should have been deferred. The removal of the old superintendent's home could have possibly been removed from the present site closer to the administration building, and thus saved a considerable expenditure made on the present home, and the same money could have been used for necessary construction material for the cell building, and thus probably advanced the completion thereof many months; or it could have been applied to work shops for the use of the inmates, which are in a very incomplete condition. The administration building and the residence could have been used in an incomplete state with sufficient work done for immediate use, thus saving a considerable sum thereon and that could have been applied for other use and benefit to the inmates.

MANAGEMENT.

As heretofore stated, and under the instruction of the resolution, your committee has been appraised of charges of mismanagement of the said board. In summarizing this report, we have been careful to distinguish between the actual conditions and personal opinions given by the witnesses. The institution is under the immediate supervision of a board of managers, superintendent, educational director, chaplain, physician and captain of the guard. The board of managers have met in conformity with the laws as we are informed and believe, and seem to have in mind the permanency of the construction of all buildings, and have made a very creditable showing in the management of per capita cost of maintenance and having in mind the advancement of the inmates' mental, moral and physical condition and they are deserving of high commendation for such service rendered to the state. A power vested in the board to construct the buildings in their rotation has caused considerable controversy and diversity of opinion, that is, which building should have been first completed. We have heretofore given our opinion relative to the residence and the administration building receiving and using the appropriation for their construction instead of applying a part thereof to the cell building.

GUARDS.

We find the guard system of fairly good standard. The night guards are required to work twelve hours. We are of the opinion that their hours should be reduced to eight working hours, and we would recommend the installation of an automatic checking system to ascertain the time the guards report for and from duty.

We desire at this time to call attention to the present system in vogue at this institution, and as we are informed and believe is used

in other state institutions, that is, the taking of the inventory and not reverting the amount of the same back to the general fund. We believe that the same should be charged back and revert to the general fund on the last day of the biennium, and on the first day of the new biennium be charged out and a warrant drawn against the new appropriation for the amount of that inventory, thereby keeping each biennium separate.

We also find to the credit of the management of the institution, which is a matter of record (page 61, report of the board of control), in which the cost of maintenance per inmate was reduced from seventy-one cents to sixty cents per day.

One of the difficult things that we find in the investigation is to ascertain whether or not there is a deficit in the management of said institution. We find from examining the contracts entered into between the institution and various parties for construction work, that they contain a contingent clause that seemingly carries the right of closing the contract at the end of the biennium without liability. There are two written opinions filed with your committee, and made a part of these findings, relative to the interpretation of such a contract, and whether or not there is a deficit such opinions controvert each other, and your committee are not justified in determining whether or not under the said opinions, or otherwise, there is a deficit; however, we find there is seemingly outstanding obligations in the sum of \$3,423.00.

Respectfully submitted,

A. H. IMUS, *Chairman*,
 MRS. FRANCIS C. AXTELL,
 GEO. W. SHAEFER,
 L. W. FIELD,
 G. L. REID.

At 4:55 p. m., on motion of Senator Allen, the Senate took a recess until 8 o'clock this evening.

EVENING SESSION.

The president called the Senate to order at 8 o'clock p. m.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
 OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House refuses to concur in Senate amendments to House bill No. 630, entitled "An act providing for the working of state convicts upon the state highways," and asks the Senate to recede therefrom;

Also, the House has passed Senate bill No. 466, entitled "An act

relating to making appropriations for the purchase of land for construction of buildings at; for maintenance of and sundry expenses at the various state institutions," etc., with the following amendments:

Amend line 12 to read: "For Salvation Army rescue home at Spokane, \$1,500.00"

Amend line 13 to read: "For Lebanon home at Ballard, \$1,500."

Amend line 31 on page 5 of the original bill by striking and substituting as follows: "from the general fund for a women's building at the University of Washington, \$100,000.00."

Amend by adding line 143½ as follows: "For the purpose of establishing a state powder factory at the agricultural experiment grounds near Puyallup, from the general fund the sum of \$50,000.00."

Amend by adding the following at bottom of page 6 of the original bill: "For the office of secretary of state. Department of weights and measures. To purchase standards and equipment and for salaries of deputy and inspector, traveling and office expenses, postage and incidentals, \$14,000."

Amend line 187½ by adding the following: "For the transportation and maintenance of survivors of Union and Confederate soldiers who took part in the battle of Gettysburg, and who are bona fide residents of this state to the fiftieth anniversary of said battle, \$15,000."

Line 203: "For industrial and agricultural extension work in the public schools of the state to be expended under the direction of the state superintendent of public instruction, \$15,000."

Also, the House has stricken the Senate amendment for the installation of a proper protection and sprinkler system for the school for the deaf and the school for the blind at Vancouver, \$10,000.00."

And the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

Senator Scott moved that the Senate do not concur in the House amendments to Senate bill No. 466 and that the House be requested to recede therefrom.

The motion carried.

The president appointed Senator Metcalf as the Senate member of the committee authorized to be appointed under Senate joint resolution No. 7 "Relating to the investigation of systems of agricultural credit, etc."

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your conference committee, to whom was referred Senate amendments to House bill No. 510, entitled "An act amending section

7685 of Remington and Ballinger's Annotated Codes and Statutes of Washington relating to powers of the city council of third class cities," etc., have had the same under consideration, and we respectfully report the same back to the Senate with the recommendation that the amendment to section 2 be amended by striking out "upon its approval by the governor" and inserting in lieu thereof the word "immediately." Amend the annotated title in the same manner.

We concur in this report: William Wray, G. H. Greenbank, H. H. Cleland, P. H. Carlyon, E. Hammer.

Senator Carlyon moved the adoption of the report of the conference committee on Senate amendments to House bill No. 510.

The secretary called the roll and the report of the conference committee on House bill No. 510 was adopted by the following vote:

Those voting aye were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Leonard, Metcalf, Nichols, Scott, Shaefer, Sharpstein, Steiner, Troy, Weatherford, Wende, White—31.

Absent or not voting were: Senators Allen, Collins, Hall, Hewitt, McCoy, McGuire, Phipps, Piper, Rosenhaupt, Stephens, Sutton—11.

The conference committee appointed on House bill No. 651, reported that the members were unable to agree and requested that a free conference committee be appointed.

On motion of Senator Nichols, the report of the committee was adopted, and the president appointed as a free conference committee Senators Nichols, Metcalf and Imus.

The secretary read:

SENATE CONCURRENT RESOLUTION NO. 23.

By Senator Espy:

Resolved, By the Senate, the House concurring, that notwithstanding House concurrent resolution No. 31, the House and the Senate be permitted to take up the consideration and passage of Senate bill No. 450, known as the salmon code during the entire sixtieth legislative day of the session.

Senator Espy moved the adoption of the resolution.

The secretary called the roll and the resolution was rejected by the following vote:

Those voting aye were: Senators Chappell, Davis, Espy, Fairchild, Flummerfelt, Hammer, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, Nichols, Piper, Steiner, White—16.

Those voting nay were: Senators Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Cotter, French, Hall, Hewitt, Hutchinson, Iverson, McCoy, Rosenhaupt, Scott, Shaefer, Sharpstein, Stevens, Troy—19.

Absent or not voting were: Senators Allen, Collins, McGuire, Phipps, Sutton, Weatherford, Wende—7.

Senator Hutchinson moved to reconsider the vote by which Senate concurrent resolution No. 23 failed to pass the Senate.

The motion carried.

The secretary called the roll on final passage of Senate concurrent resolution No. 23 and it failed of adoption by the following vote:

Those voting aye were: Senators Bethel, Brown, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, Hammer, Hutchinson, Imus, Jackson, Jensen, Landon, Leonard, Metcalf, Nichols, Piper, Steiner, White—20.

Those voting nay were: Senators Allen, Anderson, Bowen, Campbell, Carlyon, Collins, French, Hall, Hewitt, Iverson, McGuire, Phipps, Rosenhaupt, Scott, Shaefer, Sharpstein, Stephens, Troy, Wende—19.

Absent or not voting were: Senators McCoy, Sutton, Weatherford—3.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments to House bill No. 341, entitled "An act relating to building and loan and saving and loan associations," etc.;

Also, the House has concurred in Senate amendments to House bill No. 275, entitled "An act relating to bonds of irrigation districts;"

Also, the House has adopted the majority report of the conference committee on House amendments to Senate bill No. 381, entitled "An

act establishing a state school for girls in conjunction with the Washington state training school," etc.;

Also, the speaker has appointed V. J. Capron, as the House member of the committee authorized to be appointed under Senate joint resolution No. 7, "Relating to the appointment of a commission to report on co-operative land mortgage banks or other systems of agricultural credit," etc.;

Also, the House has concurred in Senate amendments to House bill No. 404, entitled "An act relating to the protection, propagation, etc., of game birds, game animals and game fish;"

Also, the House has concurred in Senate amendments to substitute House bill No. 8, entitled "An act defining the boundaries of second class shore lands purchased from the State of Washington;"

Also, the House has concurred in Senate amendments to House bill No. 542, entitled "An act relating to uncompleted contracts on permanent highways;"

Also, the speaker has appointed as members of a free conference committee, on House amendments to Senate bill No. 329, entitled "An act relating to police courts in cities of the second class;" etc., Messrs. Horrigan, McKay and Moren;

Also, the speaker has appointed as members of a free conference committee, on amendments to House bill No. 651, entitled "An act relating to agriculture and the marketing of agricultural products," Messrs. Murphine, Mapes and Aagaard.

Also, the House has adopted the report of the conference committee on Senate amendments to House bill No. 510, entitled "An act relating to the powers of the city council of third class cities;"

Also, the House has concurred in Senate amendments to House bill No. 407, entitled "An act relating to the salaries of county officers;"

Also, the House has concurred in Senate amendments to House bill No. 303, entitled "An act relating to the sale of goods and merchandise;"

Also, the speaker has appointed as members of the conference committee on Senate amendments to House bill No. 399, entitled "An act relating to the employment of persons having charge of women and childrens' departments of public institutions," Messrs. Davis, Goss and McArdle;

Also, the speaker has appointed as members of the conference committee on amendments to House bill No. 630, entitled "An act providing for the working of convicts (state) upon the state highways," Messrs. Craig, Brislawn and Brooks;

Also, the speaker has appointed as members of the conference committee on amendments to House bill No. 48, entitled "An act making an appropriation for the bureau of statistics, agriculture and immigration," Messrs. Zednick, Greenbank and Sims;

Also, the speaker has appointed as members of the conference com-

mittee on amendments to House bill No. 466, entitled "An act relating to appeals to the supreme court," Messrs. Cleland, Corkery and Wray;

Also, the House has adopted the report of the conference committee on House amendments to Senate bill No. 344, entitled "An act providing for the appointment of official court reporters in the State of Washington, prescribing their duties," etc.;

Also, the House has given the committee on conference on Senate amendments to House bill No. 651, entitled "An act relating to agriculture and marketing of agricultural products," the powers of free conference;

Also, the House has concurred in Senate amendments to House bill No. 269, entitled "An act to prevent the removal of standing timber from lands upon which taxes are delinquent;"

Also, the House has concurred in Senate amendments to House bill No. 290, entitled "An act relating to the public schools;"

Also, the House has adopted the report of the conference committee on House amendments to Senate bill No. 329, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116, Session Laws of 1911," etc., and has given the committee the powers of free conference.

C. R. MAYBURY, *Chief Clerk.*

The conference committee on Senate bill No. 334 reported to the Senate that they were unable to agree and requested the appointment of a free conference committee.

On motion of Senator Rosenhaupt, the report of the conference committee was adopted.

The president appointed as a free conference committee Senators Rosenhaupt, Imus and Metcalf.

Senator Jackson moved that the Senate refuse to recede from its amendments to House bill No. 630, and that a conference committee be appointed.

The motion carried.

The president appointed as a conference committee Senators Jackson, Nichols and Hall.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred House bill No. 651, with amendments thereto, recommend that the

Senate recede from all amendments and that the following amendments be adopted:

Amend section 32 by inserting after the word "otherwise" in line 1 of the printed bill a comma ",", and the words "except by condemnation."

At the end of section 58, strike the period and insert in lieu thereof a comma and add the following words "except when a higher rate of interest can be secured for the school fund by investment in other municipal bonds."

RALPH METCALF,
A. H. IMUS,
RALPH D. NICHOLS,
THOS. F. MURPHINE,
J. A. MAPES,
O. B. AAGAARD.

Senator Metcalf moved the adoption of the report of the free conference committee on House bill No. 651 and Senate amendments thereto.

The secretary called the roll and the Senate adopted the report of the free conference committee on House bill No. 651 and Senate amendments thereto by the following vote:

Those voting aye were: Senators Allen, Anderson, Bowen, Brown, Campbell, Carlyon, Chappell, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hammer, Hewitt, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, Nichols, Phipps, Piper, Steiner, Stephens, Troy, Wende, White—29.

Those voting nay were: Senators Bethel, Hutchinson, Scott, Shaefer—4.

Absent or not voting were: Senators Collins, Hall, Leonard, McCoy, McGuire, Rosenhaupt, Sharpstein, Sutton, Weatherford—9.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your conference committee, to whom was referred House amendments to Senate bill No. 329, entitled "An act relating to police courts in cities operating under the provisions of chapter 116, of the Session Laws of 1911, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of Washington," have had the same

under consideration, and we respectfully report that the committee is unable to agree and request that a committee of free conference be appointed.

HENRY H. WENDE, *Chairman.*

We concur in this report: D. Landon, G. E. Steiner, Walker Moren, B. B. Horrigan, T. H. McKay.

On motion of Senator Wendé, the report of the committee was adopted.

The president appointed Senators Wendé, Landon and Steiner as members of a free conference committee to act on Senate bill No. 329 and House amendments thereto.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred Senate bill No. 334, and House amendments thereto, have had the same under consideration and recommend:

First: That the House recede from its amendment to said bill.

Second: (a) To amend by striking in the printed bill, section 1, line 9, the same being in line 19 of the original bill, the word "railroads" and substitute therefor the words "logging roads;" (b) Add a new paragraph, known as section 3, as follows:

"Section 3. That any person or corporation availing themselves of the provisions of this act for the purpose of acquiring a right of way for a logging road as a condition precedent contract and agree to carry and convey over such roads to either terminl thereof any of the timber or other produce of the lands through which such right is acquired at any and all times, so long as said road is maintained and operated, and at reasonable prices; and a failure so to do shall terminate such right of way. The reasonableness of the rate shall be subject to determination by the public service commission."

HARRY ROSENHAUPT,
A. H. IMUS,
RALPH METCALF,
W. W. CONNER,
WILLIAM WRAY,
DIX H. ROWLAND.

Senator Rosenhaupt moved the adoption of the report.

The secretary called the roll and the Senate adopted the report of the free conference committee on Senate bill No. 334, and House amendments thereto, by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel,

Bowen, Brown, Campbell, Carlyon, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hewitt, Imus, Iverson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Scott, Shaefer, Sharpstein, Wende, White—32.

Absent or not voting were: Senators Chappell, Collins, Hutchinson, Jackson, Leonard, Steiner, Stephens, Sutton, Troy, Weatherford—10.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

We, your committee on free conference, appointed by the president and speaker, respectively, to confer as to the amendment made by the House to Senate bill No. 344 recommend that the House refuse to recede from the amendment and that the Senate refuse to concur in said amendment as made, but we further recommend that the amendment as made by the House be amended by striking out the said amendment whereby the word "forty" was inserted in line 3 of the first section and inserting the word "thirty" in lieu thereof, so that the said line, which is line three of the engrossed bill, will read "having a population of over thirty thousand inhabitants."

Respectfully submitted,

SAM R. SUMNER,

JOHN L. SHARPSTEIN,

BEN F. HILL,

H. M. WHITE,

GEO. MCCOY,

PLINY L. ALLEN.

House Committee.

Senate Committee.

Senator Sharpstein moved the adoption of the report.

The secretary called the roll on the adoption of the report of the conference committee on House amendments to Senate bill No. 344, and it was adopted by the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, French, Hammer, Hewitt, Imus, Jensen, Landon, McCoy, Phipps, Rosenhaupt, Scott, Sharpstein, Troy, Wende, White—24.

Voting nay: Senator McGuire—1.

Absent or not voting were: Senators Chappell, Espy, Fairchild, Flummerfelt, Hall, Hutchinson, Iverson, Jackson, Leonard, Metcalf, Nichols, Shaefer, Steiner, Stephens, Sutton, Weatherford, Piper—17.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred Senate bill No. 329, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington and Ballinger's Annotated Codes and Statutes of Washington," and House amendments thereto, recommend that the House recede from its amendments and that the following amendment be adopted:

Section 8. "No person shall be eligible to hold the office of police judge who is not a practicing attorney under the laws of this state. In all cities of the second class, except such as have a commission form of government, a police judge shall be elected annually at the general municipal election and shall hold his office until his successor is elected and qualified."

We, your committee, further recommend that section 8 of the original bill be "section 9" of the amended bill.

HENRY H. WENDE, *Chairman.*

We concur in this report: T. H. McKay, B. B. Horrigan, Walker Moren, G. E. Steiner.

Senator Wendé moved the adoption of the report.

The secretary called the roll on the adoption of the report of the free conference committee on Senate bill No. 329 and House amendments thereto, and it was adopted by the Senate by the following vote:

Those voting aye were: Senators Allen, Anderson, Bethel, Bowen, Brown, Campbell, Carlyon, Collins, Cotter, Davis, Flummerfelt, French, Hammer, Hewitt, Hutchinson, Jackson, Landon, McCoy, Phipps, Scott Sharpstein, Troy, Wendé, White—24.

Absent or not voting were: Senators Chappell, Espy, Fairchild, Hall, Imus, Iverson, Jensen, Leonard, Metcalf, McGuire, Nichols, Piper, Rosenhaupt, Shaefer, Steiner, Stephens, Sutton, Weatherford—18.

The conference committee on Senate amendments to House bill No. 399 reported to the Senate that it was unable to agree and requested that powers of a free conference committee be granted.

On motion of Senator Hall, the report of the committee was adopted.

The president appointed as members of a free conference committee Senators Hall, Nichols and Shaefer.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 178, entitled "An act regulating the keeping and deposit of municipal funds and amending section 5079 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled House bill No. 344, entitled "An act relating to the lands granted for the use and support of the agricultural college and scientific school;"

Also, enrolled House bill No. 501, entitled "An act relating to township organization, amending Title 505, sections 37, 73, 75, 83, 91, 143, and 165 of Pierce's Washington Code, 1912;"

Also, enrolled House bill No. 397, entitled "An act authorizing the establishment of water districts; providing for the acquirement, construction, maintenance, operation, development and regulation of a water supply for all purposes, public and private other than irrigation, with full power to regulate and control the use, distribution and price thereof, and providing the method of payment therefor;"

Also, enrolled House bill No. 317, entitled "An act providing for the protection of incompetents, children and animals, and creating a state bureau therefor, defining its powers and duties;"

Also, enrolled House bill No. 175, entitled "An act to amend section 2665 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to trespass;"

Also, enrolled House bill No. 15, entitled "An act providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens;"

Also, enrolled substitute House bill No. 324, entitled "An act to amend section 982 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to divorce and alimony;"

Also, enrolled House bill No. 462, entitled "An act relating to trust companies, incorporation powers and duties and amending section 3349 of Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled House bill No. 350, entitled "An act relating to the feasibility and utility of certain lands for state road purposes describing and defining the same and declaring the same to be a secondary highway;"

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 317, 175, 462, 324, 350, 397, 178, 344 and 501.

President *pro tem* Allen was called to preside and signed enrolled House bill No. 15.

The secretary read the following resolution:

By printing committee:

Resolved, By the Senate, that the state librarian be and is hereby authorized to have certain state documents now in the public library, bound in permanent form by the state printer, the expense of such binding to be paid from the money appropriated for the expenses of printing of the thirteenth legislature."

On motion of Senator McGuire, the resolution was adopted. The president resumed the chair.

REPORT OF CONFERENCE COMMITTEE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your conference committee on Senate amendments to House bill No. 48, have had the same under consideration and recommend that the House concur in the Senate amendments to said bill.

VICTOR ZEDNICK,
G. H. GREENBANK,
E. A. SIMS,

PLINY L. ALLEN,
ED. BROWN,
D. LANDON.

On motion of Senator Allen, the report of the conference committee was adopted.

MESSAGE FROM THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed enrolled substitute bill No. 8, entitled "An act granting and confirming to purchasers of certain shore lands the title to shore lands," etc.;

Also, enrolled House bill No. 235, entitled "An act relating to the commitment of persons to the Washington state training school and to their discharge therefrom;"

Also, enrolled House bill No. 275, entitled "An act relating to bonds of irrigation districts, providing under what circumstances such bonds may be made legal investments for the funds of banks," etc.;

Also, enrolled House bill No. 303, entitled "An act relating to the use and furnishing of stamps, coupons, tickets, certificates, cards, or other similar devices for or with the sale of goods," etc.;

Also, enrolled House bill No. 374, entitled "An act to allow counties of the first class to pay employes for services heretofore rendered," etc.;

Also, enrolled House bill No. 542, entitled "An act appropriating the sum of \$3,250,000 from the permanent highway fund," etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 235, 275, 303, 374, 542 and enrolled substitute House bill No. 8.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House refuses to recede from its amendments to Senate bill No. 466, and the speaker has appointed as members of a conference committee, Messrs. Davis, Halsey and Brislawn.

C. R. MAYBURY, *Chief Clerk.*

The president appointed as members of a conference committee on House amendments to Senate bill No. 466, Senators Troy, Anderson and Scott.

The Governor appeared at the door and was invited to a seat at the president's desk.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has concurred in Senate amendments to House bill No. 244, entitled "An act relating to organization of irrigation districts," etc.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 260, entitled "An act to authorize the improvement and use of school buildings," etc.;

Also, enrolled Senate bill No. 310, entitled "An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington, to Vader;"

Also, enrolled Senate bill No. 126, entitled "An act providing for changing the name of the state institution for feeble minded to state school and colony," etc.;

Also, enrolled Senate bill No. 241, entitled "An act relating to the transfer of territory from one school district to another," etc.;

Also, enrolled Senate bill No. 216, entitled "An act authorizing and empowering cities and counties to expend money from their respective current expense funds, for the purchase of armory sites;"

Also, enrolled Senate joint memorial No. 18, "Relating to an investigation of the so-called grain bag trust;"

Also, enrolled Senate bill No. 296, entitled "An act relating to the validation of certain warrants and other obligations," etc.;

Also, enrolled Senate bill No. 128, entitled "An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers made in accordance with the provisions of this act," etc.;

Also, enrolled Senate bill No. 79, entitled "An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington;"

Also, enrolled Senate bill No. 388, entitled "An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary, and permitting the use of certain funds therefor;"

Also, enrolled Senate bill No. 220, entitled "An act authorizing the completion of the final survey of the Quincy Valley irrigation project," etc.;

Also, enrolled Senate bill No. 187, entitled "An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas county," etc.;

Also, enrolled Senate bill No. 369, entitled "An act relating to banking," etc.;

Also, enrolled Senate bill No. 322, entitled "An act relating to the apportionment of public school money and to days' attendance in such schools," etc.;

Also, enrolled Senate joint memorial No. 7, "Relating to construction of state roads," etc.;

—have compared same with the engrossed bills and original bills and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott, Walter S. Davis.

Senator Leonard stated he had compared the enrolled Senate bill No. 310 with the original bill and found it correctly enrolled; Senators Phipps and McGuire made the same statement relative to Senate bills No. 187 and 220; Senator Bowen as to Senate bill No. 388; Senator Shaefer relative to Senate bill No. 260; Senator McCoy relative to Senate bill No. 241; Senator

Wende relative to Senate bill No. 216; Senators Weatherford and Scott as to Senate joint memorial No. 18; Senator Espy as to Senate bill No. 296; Senator Rosenhaupt as to Senate bill No. 128; Senator Sutton as to Senate bill No. 79; Senator Sharpstein as to Senate bill No. 369; Senators Leonard and Wende as to Senate joint memorial No. 7; Senator Hutchinson relative to Senate bill No. 126.

The president signed enrolled Senate bills Nos. 310, 187, 220, 388, 260, 241, 216, 296, 128, 79, 322, 369, enrolled Senate joint memorials Nos. 7 and 18, and enrolled Senate bill No. 126.

On motion of Senator Collins, 400 copies of the report of the special committee appointed to investigate the Monroe reformatory, under Senate concurrent resolution No. 6, was ordered printed and a copy mailed to each member of the legislature.

STATE OF WASHINGTON, OFFICE OF GOVERNOR,
OLYMPIA, March 13, 1913.

Hon. Louis F. Hart, President of the Senate, Olympia, Washington:

SIR: I have the honor to inform you that the governor has taken action on the following bill:

Senate bill No. 68, being "An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7221 7222, 7224, 7225, 7228, and repealing section 7195 of Remington and Ballinger's Annotated Codes and Statutes of Washington."

Approved March 13, 1913.

Respectfully yours,

C. C. DILL, *Secretary to the Governor.*

The secretary read the following resolution by Senator Allen:

Resolved, That Wm. T. Laube, secretary of the Senate, be authorized to have a copy of the Senate journal prepared for the printer and a suitable index prepared, and that he be allowed for said work the sum of three hundred dollars, the amount allowed for that purpose in the general appropriation bill. The state auditor is authorized and directed to issue a warrant for one-half of the amount when the printer's receipt for copy is filed in his office, and the balance when the printer shall certify that the reading of the proof on the journal index has been completed and the same found to be correct.

On motion of Senator Jackson, the resolution was adopted.

On motion of Senator Jackson, the following resolution by the Senate committee on employees was adopted:

Resolved, That for completing, comparing and signing the journal and other records of the Senate, and for indexing and mailing to the

senators copies of titles of all bills passed by the thirteenth legislature, after the close of the session, the president be allowed ten days' time, the secretary and the assistant secretary, and the journal clerk be allowed fifteen days' extra pay, and that the secretary be authorized to employ not more than six additional clerks who shall be allowed not to exceed ten days' extra pay, all of said extra time to be at the regular per diem.

The secretary read the following resolution by Senate committee on employees:

WHEREAS, It has been necessary during the greater portion of the time, and particularly during the closing days of the session, for the employes to remain in the Senate chamber until late at night, on account of excessive work occasioned by the large number of bills introduced and considered; therefore, be it

Resolved, That the employes of the Senate, with the exception of the janitors, be allowed three days' extra compensation at the regular per diem, and that the president and secretary be, and are hereby authorized to make out the necessary vouchers upon which warrants for the same shall be drawn.

On motion of Senator Jackson, the resolution was adopted.

On motion of Senator Jackson, the following resolution was adopted:

Resolved, That after the close of the session, the president and secretary be authorized to execute proper vouchers to the state auditor for the payment of any expenses that have been incurred by the Senate or that may be incurred in closing the business of the Senate, and which have not been paid at this time.

The secretary read the following resolution by committee on Senate employes:

WHEREAS, It will be necessary, at the close of the session, to clean the Senate chamber and box all personal equipment for each of the Senators:

Therefore, Be It Resolved, That A. F. Haynes, Bob Taylor, and Joseph Hagens are entitled to extra compensation, and that the president and secretary be, and are hereby authorized, to make out the necessary vouchers upon which warrants for the same shall be drawn as follows:

A. F. Haynes	\$25 00
Bob Taylor	15 00
Joseph Hagens	10 00

On motion of Senator Jackson, the resolution was adopted.

The secretary read the following resolution by committee on Senate employes:

WHEREAS, The firemen and elevator operators in the Capitol building have during the session of the legislature served extra hours in their respective positions, therefore

Be It Resolved, By the legislature of the State of Washington: That out of the appropriation for legislative expenses there be paid to the firemen and elevator operators in the Capitol building for extra service performed by them during the session of this legislature, amounts as follows:

Frank Ginley, fireman	\$36 00
Harry Butcher, fireman	36 00
Harold Morhous, elevator man	19 25
Howard Stack	19 25
M. J. McGlynn, elevator man.....	19 25

On motion of Senator Jackson, the resolution was adopted.

The conference committee on House amendments to Senate bill No. 466 reported that the members were unable to agree and requested the appointment of a free conference committee.

On motion of Senator Troy, the report was adopted.

The president appointed as members of said free conference committee Senators Troy, Anderson and Scott.

MESSAGE TO THE SENATE.

HOUSE CHAMBER.

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

The House has granted free conference powers to the conference committee to whom was referred Senate amendments to House bill No. 466, entitled "An act relating to appeals to the supreme court;"

Also, the House has granted free conference powers to the conference committee to whom was referred Senate amendments to House bill No. 399, entitled "An act relating to the employment of persons having charge of women and childrens' departments of public institutions."

C. R. MAYBURY, *Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

We, your committee on free conference, to whom was referred House bill No. 466, and Senate amendments thereto, beg leave to report as follows:

First: Amend section 1, line 2 of the printed bill, by striking out the words "printed or."

Amend section 1, line 7 of the printed bill by striking out the words "printed or."

Amend section 1, line 10 of the printed bill by striking out the words "printing or."

Amend section 1, line 12 of the printed bill, by striking out the word "printing" and substituting therefor the word "typewriting."

Amend section 1, line 15 of the printed bill by striking out the words "printed or."

Amend section 3, line 3 of the printed bill by striking out the word "thirty" and substituting therefor the word "ninety."

Amend section 3, lines 5 and 6 of the printed bill by striking out the word "ten" and substituting therefor the word "fifteen."

Second: That the House concur in the Senate amendment, striking section 4 of the bill and that the Senate recede from its amendment, striking section 3.

JOHN L. SHARPSTEIN,
ARTHUR MCGUIRE,
JOSIAH COLLINS,

WILLIAM WRAY,
DIX H. ROWLAND,
THOMAS CORKERY.

Senator Sharpstein moved the adoption of the report.

The secretary called the roll on the adoption of the report of the free conference committee on House bill No. 466, and Senate amendments thereto, and it was adopted by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Carlyon, Chappell, Collins, Cotter, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hutchinson, Imus, Iverson, Jackson, Jensen, Landon, Metcalf, McCoy, McGuire, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Troy, Weatherford, Wende, White—33.

Absent or not voting were: Senators Anderson, Bethel, Campbell, Hammer, Hewitt, Leonard, Scott, Shaefer, Sutton—9.

REPORT OF CONFERENCE COMMITTEE.

SENATE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

We, your conference committee, to whom was referred Senate amendments to House bill No. 630, respectfully report and recommend that the House concur in the Senate amendments.

J. W. BRISLAWN,
R. W. CRAIG,
N. B. BROOKS,

FRANK C. JACKSON,
OLIVER HALL,
RALPH D. NICHOLS.

On motion of Senator Jackson, the report was adopted.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred House bill No. 399 and Senate amendments thereto, beg to report as follows:

That section 1 be stricken, and that the following be substituted:

"Section 1. The matron, supervisor, nurse-in-charge, or any attendant having charge of women's or children's departments in public institutions, as hereinafter be defined, shall be registered nurses; provided, that any person now holding such position may be continued therein."

We further recommend that the Senate recede from the amendment to the title striking the words "or any attendant."

GEO. W. SHAEFER,
RALPH D. NICHOLS.
OLIVER HALL,
J. H. DAVIS,
L. D. MCARDLE.

Senator Hall moved that the report of the free conference committee on House bill No. 399 and Senate amendments thereto be adopted.

The secretary called the roll on the adoption of the free conference committee report on House bill No. 399 and Senate amendments thereto, and it was adopted by the following vote:

Those voting aye were: Senators Bethel, Bowen, Campbell, Carlyon, Chappell, Collins, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Hutchinson, Iverson, Jackson, Jensen, Landon, Leonard, McCoy, Nichols, Phipps, Piper, Rosenhaupt, Sharpstein, Steiner, Stephens, Sutton, Weatherford, Wende, White—30.

Voting nay were: Senators Brown, Cotter, Davis, McGuire—4.

Absent or not voting were: Senators Allen, Anderson, Hewitt, Imus, Metcalf, Scott, Shaefer, Troy—8.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has adopted the report of the conference committee on Senate amendments to House bill No. 48, entitled "An act making an

appropriation for the bureau of statistics, agriculture and immigration”;

Also, the House has adopted the report of the conference committee on House amendments to Senate bill No. 344, entitled “An act providing for the appointment of official court reporters in the State of Washington,” etc.;

Also, the House has adopted the report of the free conference committee on Senate bill No. 334, entitled “An act relating to the taking of private property for private ways of necessity,” etc., and House amendments thereto;

Also, the House has adopted the report of the free conference committee on Senate amendments to House bill No. 651, entitled “An act relating to agriculture and the marketing of agricultural products”;

Also, the House has adopted the report of the free conference committee on House bill No. 466, entitled “An act relating to appeals to the supreme court,” and Senate amendments thereto;

Also, the House has adopted the report of the free conference committee on House bill No. 399, entitled “An act relating to the employment of persons having charge of women and children’s departments in public institutions”;

Also the House has adopted the report of the conference committee on Senate amendments to House bill No. 630, entitled “An act relating to the working of state convicts upon the state highways”;

Also the House has adopted the report of the conference committee to whom was referred House amendments to Senate bill No. 466, entitled “An act making appropriations for the purchase of land for construction of buildings at, for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal year beginning April 1, 1913.” etc., asking for free conference powers:

Also, the speaker has signed enrolled Senate bill No. 79, entitled “An act relating to drainage districts,” etc.;

Also, enrolled Senate bill No. 128, entitled “An act relating to deeds and transfers of interests in real estate,” etc.;

Also, enrolled Senate bill No. 296, entitled “An act relating to the validation of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities, and towns,” etc.;

Also enrolled Senate joint memorial No. 18, “Relating to a congressional investigation of the so-called grain bag trust”;

Also, enrolled Senate bill No. 216, entitled “An act authorizing and empowering cities and counties to expend money from their respective current expense funds for the purchase of armory sites”;

Also, enrolled Senate bill No. 241, entitled “An act relating to the transfer of territory from one school district to another and amending section 4433 of Remington and Ballinger’s Annotated Codes and Statutes of Washington”;

Also, enrolled Senate bill No. 126, entitled “An act providing for

changing the name of the state institution for feeble-minded to state school and colony, for the government of the same and repealing all acts and parts of acts in conflict with the provisions of this act”;

Also, enrolled Senate bill No. 310, entitled “An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington, to Vader”;

Also enrolled Senate bill No. 187, entitled “An act relating to the irrigation of lands in Grant, Adams, Chelan and Douglas counties known as Quincy valley lands, and lands in the neighborhood of the system, which can be feasibly brought under the same course of water supply,” etc.;

Also, enrolled Senate bill No. 220, entitled “An act authorizing the completion of the final survey of the Quincy Valley Irrigation project, and appropriating money therefor”;

Also, enrolled Senate bill No. 388, entitled “An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary, and permitting the use of certain funds therefor”;

Also, enrolled Senate bill No. 322, entitled “An act relating to the apportionment of public school money and to days’ attendance in such schools,” etc.;

Also enrolled Senate bill No. 369, entitled “An act relating to banking and providing penalties for the violation thereof,” etc.;

Also, enrolled Senate bill No. 260, entitled “An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts,” etc.;

Also, enrolled Senate joint memorial No. 7, “Relating to a road to be built through the national forest at the expense of the government”;

Also, enrolled substitute House bill No. 620, entitled “An act relating to the establishment of drainage in improvement districts, providing for the construction, maintenance, extension and protection of drainage systems,” etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled substitute House bill No. 620.

Senator Carlyon moved that a committee of three senators be appointed to examine and report upon the condition of the Senate records of this legislative session.

The motion carried.

The president appointed as such committee Senators Carlyon, Davis and Flummerfelt.

At the request of Senator White, the following statement was ordered spread upon the journal:

Senate bill No. 450 is what is known as the salmon code. This bill has been under preparation for several weeks last past. It was completed and returned from the printer and delivered to the members of the Senate on Monday, March 10, in the late afternoon. Monday night I held a conference with Mr. Sims, chairman of the House committee, and others relative to the provisions of this code, and we agreed upon some amendments.

Tuesday afternoon at 2 o'clock the said code was taken up under special order, and about two hours in time devoted to reading of the same, together with the discussions thereon. The code was passed with slight amendments, all of which had for their purpose the better protection of the fish. These amendments had been agreed upon in the conference with the chairman of the House fish committee, with the exception of two amendments, to-wit, section 14, which provides for a commission of three, rather than of five as the bill was introduced.

The second amendment of the two that were not agreed to was as to section 56, which required all those traps which were by reason of the location, and by reason of the water, unable to construct the trap according to the Alaska fishing regulations, and thus were allowed to use aprons, as is now provided by law. The amendment required that two shove-downs with a diameter of not less than four inches be attached to each side of the said apron, and these uprights be painted white, thus showing whether or not the trap is fishing during the closed season.

The third amendment was to section 23, and this changed the closed season from August, as it is now, to a season of low dead line upon the streams flowing into Willapa bay; the effect of which was to allow the fishermen to catch the fish when they were in good food condition, but to protect them in the fresh water while they were ripening preparatory to spawning.

The said bill is the culmination of the work of several members of this Senate for about two years, and this work was made necessary by reason of the agitation of the question for several years last past. It was considered the best fish code ever adopted by any state. If this code had been enacted into law, it would to a great extent relieve the strained conditions existing between the fishermen of British Columbia and of the State of Washington.

The said bill was passed by the Senate at about 4 o'clock in the afternoon of the 11th day of March, and the record of the Senate shows that the bill was delivered to the House upon the day that it passed this body, and the clerk of the Senate informs me that it was delivered within two hours from the passage in the Senate.

H. M. WHITE.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has adopted the report of the free conference committee on Senate bill No. 466, with the exception of the following:

The House refuses to recede from its amendment whereby the appropriation for the women's building at the state university would be taken out of the general fund instead of the university fund.

And further, the House has refused to recede from its amendment providing for the transportation and maintenance of the survivors of the Union and Confederate armies who took part in the battle of Gettysburg, appropriating \$15,000 to be expended in attending the fiftieth anniversary of said battle, and the speaker has continued as members of a free conference committee Messrs. Davis, Halsey and Brislaw.

C. R. MAYBURY, *Chief Clerk.*

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred Senate bill No. 466, and House amendments thereto, beg to report as follows:

That the Senate concur in House amendment, line 12, "For the Salvation Army Rescue Home at Spokane, \$1,500"; line 13, "For the Lebanon Home at Ballard, \$1,500."

We further ask that the House recede from the amendment whereby the appropriation for the women's building at the state university was taken out of the general fund instead of university fund.

Your committee also recommends that the Senate concur in the House amendment providing for an expenditure of \$50,000 for the establishment of a powder factory, with the following further amendment:

"Provided this amount shall be expended under the direction of the state board of control, who shall acquire by purchase, condemnation or otherwise a suitable site for such factory and make all needful rules and regulations for the construction and operation of such factory, and of the sale of the product thereof; provided, powder manufactured in such establishment shall be sold only to the state, county or other municipality for improvement purposes, or to actual citizens of the United States and citizens of the State of Washington for land-clearing purposes, and shall be sold as nearly the cost of manufacture as the board may deem advisable; and provided further, the governor may, if he deems best, appoint a committee of three, one of whom shall

be the chemist of the state college, to make an investigation and report back in detail the best possible plan for the construction of such factory and the manufacture of powder therein, and the governor may authorize such committee to superintend the construction of such factory; and provided further, that if some other site or location shall be deemed by said board or committee better than the site or location at or adjoining the agricultural experiment station grounds, then such site may be selected and such factory constructed thereon.

Provided further, that in case the governor after a thorough investigation finds that it is not advisable for the state to expend the money hereby appropriated for the purpose above specified, the above amount or so much thereof as is not expended for investigation shall return to the general fund.

Your committee also recommends that the Senate concur in the House amendment striking the \$10,000 providing for the sprinkler system at the schools for the deaf and the blind at Vancouver, Washington.

Your committee also recommends that the Senate concur in the House amendment providing for the department of weights and measures in the secretary of state's office and making an appropriation of \$14,000.

Your committee also recommends that the Senate concur in the House amendment appropriating \$15,000 for the industrial and agricultural extension work in the office of the superintendent of public instruction.

Your committee further recommends that the House recede from the amendment providing for the transportation and maintenance of the survivors of the Union and Confederate armies who took part in the battle of Gettysburg, appropriating \$15,000, to be expended in attending the fiftieth anniversary of said battle.

Your committee recommends that the amount appropriated from the salmon hatchery fund amounting to \$181,100 and the amount appropriated for the Everett vocational school amounting to \$20,000 be stricken from the bill.

D. S. TROY.

D. A. SCOTT.

A. W. ANDERSON.

J. H. DAVIS.

ELMER E. HALSEY.

J. W. BRISLAWN.

Senator Allen moved that the report be not adopted and that the free conference committee be continued.

The motion carried.

Senator Bethel moved the adoption of the following resolution:

Be it Resolved by the Senate, That ten dollars be paid to Raymond Kahn for the photograph of the Senate members which is framed and now hangs in the Senate Chamber, to be hung in the hall of the State Capitol as a memento to the taxpayers of the members of the 1913 assembly.

The resolution failed to carry.

On motion of Senator Collins, the following resolution was adopted:

WHEREAS, During the entire session Mr. C. Will Shaefer has been untiring in his efforts to aid and assist in drafting bills and giving at all times such assistance as was requested of him, and

WHEREAS, We feel that his efforts have been untiring and that he has met every request in a cheerful manner and no labor has been too great and no time unreasonable;

Therefore Be It Resolved, by the Senate of the State of Washington, That we express our appreciation by extending our sincere thanks to Mr. C. Will Shaefer for his kind, courteous and efficient assistance rendered throughout the session.

On motion of Senator Piper, the following resolution was adopted:

WHEREAS, We, as members of the state Senate, have had present with us as co-laborers during the thirteenth session of the Washington legislature, not only our fellow members of both houses, but also representatives of the fourth estate, and

WHEREAS, The visiting newspaper correspondents of the various public journals of the state have by their frequent courtesies, their close attention to business and their careful and correct account of the proceedings worked, as we have striven to do, for the best interests of the people of the State of Washington, always with a kindly fellow feeling, and with loyalty to the papers they represent;

Now, Therefore, Be It Resolved, That the state Senate extend to M. M. Mattison, L. H. Darwin, Jay Thomas, Herman Ross, R. S. Jones, Frank Roberts, Will H. Grattan, J. DeK. Brown, H. M. White, Edward Perry, Abe Hurwitz, J. H. Brown, D. F. McKenna, Fred W. Clements, Harry L. Lewis and E. B. Fussell its thanks for courtesties and good will, its praise for good work well done, and the hope that in the fourteenth legislature of 1915 all may meet again and renew old friendships.

On motion of Senator Allen, the following resolution was adopted:

By Senator Allen:

WHEREAS, Thirty-four hundred copies of the Laws of the twelfth session were printed; and

WHEREAS, The supply now on hand is only about three hundred copies, which number is inadequate to meet the demand for same in the next few years; and

WHEREAS, A sufficient supply to meet the demand for any reasonable time would require much storage space, and the deterioration of the copies would be too great to justify same; and

WHEREAS, It is important that the Session Laws be made as useful and practicable as possible;

Therefore, Be It Resolved, by the legislature of Washington, That the secretary of state should have stereotype plates or matrices made of the Session Laws at the time of printing the same, and shall store said plates in his vaults for safe keeping and future use, to the end that the state may ever have an authentic copy of laws available for the public; and that in printing the laws of this session the secretary of state shall cause proper reference to be made to both the late official codes, and in all printed state publications where the laws are cited both the said codes shall be referred to.

REPORT OF SPECIAL COMMITTEE.

SENATE CHAMBER,

OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your special committee appointed to investigate the condition of the Senate records, find all of them to be in excellent shape. The daily journal is complete up to the present minute.

The Senate docket is fully posted, containing a complete and accurate record of all Senate bills, memorials and resolutions, and of all House measures which have come before the Senate.

The enrolling of Senate bills is well advanced, and in this despite the fact that there have been a large number of bills passed on the closing days of the session.

Notwithstanding the limited number of employes, and the fact that this is said to be beyond question the busiest legislative session in the history of this state, we believe that a high standard has been set which employes of future sessions will have difficulty in equaling.

The excellence of the clerical work this session has been due largely to the executive ability and the careful and efficient work of the secretary, William T. Laube, his assistant, R. D. Rudio, and the clerical force of expert employes who, without exception, have, in their con-

scientious devotion to duty, merited your most praiseworthy commendation.

We wish, also, to commend the system of having the secretary select all of the clerical employes, and we further recommend that in future it would be advisable to place the selection of more of the employes with the secretary. By so doing, we believe the service would be greatly benefited.

P. H. CARLYON.

WALTER S. DAVIS.

CHAS. H. FLUMMERFELT.

On motion of Senator Carlyon, the report of the committee was adopted.

The Senate members of the free conference committee on Senate bill No. 466 reported that it could not reach an agreement with the House members of the committee and asked that it be discharged and a new committee be appointed.

On motion of Senator Troy, the report of the committee was adopted.

The president appointed as members of a new free conference committee on Senate bill No. 466 Senators Collins, Sharpstein and Carlyon.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed enrolled House bill No. 595, entitled "An act to amend an act approved March 6, 1909, entitled 'An act to provide for the vacation of portions of waterways and the extension of streets over the portions so vacated, and for the sale and disposition of the portions so vacated,'" etc.;

Also, enrolled House bill No. 458, entitled "An act relating to the leasing of county property and amending section 3854 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled House bill No. 406, entitled "An act providing for the issuance of bonds by diking districts on petition of sixty per cent, in acreage, of the property owners of such district," etc.;

Also, enrolled House bill No. 407, entitled "An act relating to the salaries of county officers in counties of the fifteenth, sixteenth and seventeenth classes," etc.;

Also, enrolled House bill No. 252, entitled "An act relating to the submission of constitutional amendments and other questions to popu-

lar vote, and amending section 4890 of Remington and Ballinger's Codes and Statutes of Washington";

Also, enrolled House bill No. 290, entitled "An act relating to the election of school directors and amending section 4657 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled House bill No. 200, entitled "An act relating to the crime of murder and the punishment therefor, and amending section 2392 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled House bill No. 269, entitled "An act to prevent the removal of timber standing upon timbered lands, no portion of which is occupied for farming purposes by the owner," etc.;

Also enrolled House bill No. 437, entitled "An act providing for the transfer of moneys from the public highway fund in counties composed of islands";

Also, enrolled House bill No. 107, entitled "An act to redistrict and reapportion the State of Washington into five congressional districts";

Also, enrolled House bill No. 528, entitled "An act amending section No. 92 of an act entitled 'An act relating to public service properties and utilities, providing for the regulation of the same,'" etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 595, 458, 406, 407, 252, 290, 200, 269, 437, 107 and 528.

On motion of Senator Davis, the following resolution was adopted:

WHEREAS, The members of this Senate have been greatly aided in the preparation of bills by Dr. Herman A. Brauer, of the legislative reference department of the University of Washington;

Therefore, Be It Resolved, That the grateful appreciation of this Senate be and is hereby expressed to Dr. Brauer.

The secretary read the following:

By Senator Davis:

WHEREAS, The acoustic properties of the House chamber are much superior to those of the Senate; therefore be it

Resolved, That before the next session of the legislature the board of control be respectfully asked by this Senate to drape the ceiling in a way similar to that of the House.

On motion of Senator Davis, the resolution was adopted.

OLYMPIA, WASH., March 12, 1913.

*To the Honorable President and Members of the Senate of Washington,
Olympia, Washington:*

GENTLEMEN—At the close of this the thirteenth session of the legislature of Washington, I wish to express to you my grateful appreciation of my appointment as postmistress of the Senate and to thank you for the courteous consideration shown me by the president and every member of the Senate.

I do not flatter myself that the position was given so much as a personal consideration to me, but as a recognition of the women of our state.

In occupying this position I have been enabled to observe the workings of the Senate and to inform myself in a large measure of the condition and needs of the state.

It has also been my privilege to observe the work and conduct of each member of the Senate in the performance of his official duties, and it is my opinion that the Senate is composed of men of good ability, honest motives and keenly alive to the needs of the state and of their duties and responsibilities as legislators.

That many of your official acts will be criticized I have no doubt, but if the citizens of the state would consider the various, and sometimes conflicting, interests in a great and growing state, and could realize that practically all legislation comes through a compromise between and among conflicting interests; if they could only know what difficulties beset the legislator and what unreasonable demands are made upon him, there would be less censure and more praise.

The women of our state have been accorded the high privilege of voting and taking a hand in the political affairs of the state, and it is our duty to show our appreciation by making an honest and careful study of the needs of our state and of our responsibilities as electors, not for the purpose of finding fault with or tearing down the work that has been accomplished by our brethren, but for the purpose of holding up their hands and assisting them in accomplishing the greatest possible good for the whole state and every section thereof.

Wishing the president and every member of the Senate the fullest measure of happiness and success, I am,

Very respectfully,

MRS. W. E. McCROSKEY,
Postmistress of the Senate.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred Senate bill No 209, entitled "An act relating to local improvements";

Also, enrolled Senate bill No. 361, entitled "An act relating to purchase of wares," etc.;

Also, enrolled Senate bill No. 249, entitled "An act relating to trespass of sheep";

Also, enrolled Senate bill No. 376, entitled "An act relating to steamer 'Yakima'";

Also enrolled Senate bill No. 88, entitled "An act relating to protection of game birds";

Also, enrolled Senate bill No. 457, entitled "An act relating to state highway commissioner";

Also, enrolled Senate bill No. 131, entitled "An act relating to levy and collection of revenues";

Also, enrolled Senate bill No. 435, entitled, "An act to carry out the provisions, etc., of sections 33 and 34 of art. 1 of constitution";

Also enrolled Senate bill No. 442, entitled "An act relating to compensation of injured workmen";

Also, enrolled Senate bill No. 422, entitled "An act relating to electrical construction";

Also enrolled Senate bill No. 381, entitled "An act establishing a state school for girls";

Also, enrolled Senate bill No. 328, entitled "An act to amend section 80 of an act relating to public service properties";

Also, enrolled Senate bill No. 329, entitled "An act relating to police courts in cities";

Also, enrolled Senate bill No. 334, entitled "An act relating to the taking of private property for private ways of necessity and for drains, flumes and ditches on or across the lands of others for agricultural, domestic or sanitary purposes";

Also, enrolled Senate bill No. 344, entitled "An act providing for the appointment of the official court reporters," etc.;

—have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: D. A. Scott, John E. Chappell, Harry Rosenhaupt.

Senator Flummerfelt announced that he had compared the enrolled copy of Senate bill No. 249 with the original bill and found it to be correctly enrolled; Senator Shaefer made the same statement as to Senate bill No. 209; Senator Rosenhaupt as to Senate bills Nos. 361 and 334; Senator Nichols as to Senate bill No. 457; Senator Metcalf as to Senate bills Nos. 88 and 435; Senator Anderson as to Senate bill No. 376; Senator Leonard as to Senate bill No. 381; Senator Hall as to Senate bill No. 328; Senator Sharpstein as to Senate bills Nos. 442 and 344;

Senator Fairchild as to Senate bill No. 422; Senator Wende as to Senate bill No. 329; and Senator Espy as to Senate bill No. 131.

The president signed Senate bills Nos. 209, 361, 249, 376, 88, 457, 131, 435, 442, 422, 381, 328, 329, 334 and 344.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

We, your committee on free conference, to whom was referred Senate bill No. 466, beg to report as follows:

That the Senate concur in House amendment, line 12, appropriating \$1,500 for the Salvation Home at Spokane; line 13, for the Lebanon Home at Ballard, \$1,500.

We further recommend that the Senate concur in the House amendment appropriating \$100,000 for the women's building at the state university, to be taken from the general fund instead of the university fund.

Your committee also recommends that the Senate concur in the House amendment providing for the expenditure of \$50,000 for the establishment of a powder factory with the following further amendment:

"Provided this amount shall be expended under the direction of the state board of control, who shall acquire by purchase, condemnation or otherwise a suitable site for such factory and make all needful rules and regulations for the construction and operation of such factory, and for the sale of the product thereof; provided, powder manufactured in such establishment shall be sold only to the state, county or other municipality for improvement purposes or to actual citizens of the United States and the citizens of the State of Washington for land clearing purposes, and shall be sold as nearly the cost of manufacture as the board may deem advisable; and provided further, the governor may, if he deems best, appoint a committee of three, one of whom shall be the chemist of the state college, to make an investigation and report back in detail the best possible plan for the construction of such factory and the manufacture of powder therein; and the governor may authorize such committee to superintend the construction of such factory; and provided further, that if some other site or location shall be deemed by said board or committee better than the site or location at or adjoining the agricultural experiment station ground, then such site may be selected and such factory constructed thereon. Provided further, that in case the governor after a thorough investigation finds that it is not advisable for the state to expend the money hereby appropriated for the purpose above specified, the above amount or so much

thereof as is not expended for investigation shall return to the general fund."

Your committee also recommends that the House recede from its amendment striking the appropriation of \$10,000 providing for the sprinkler system at the schools for the deaf and the blind at Vancouver, Wash.

Your committee also recommends that the Senate concur in the House amendment providing for the department of weights and measures in the secretary of state's office, and making appropriation of \$14,000 therefor.

Your committee also recommends that the Senate concur in the House amendment appropriating \$15,000 for the industrial and agricultural extension work in the office of the state superintendent of public instruction.

Your committee also recommends that the Senate concur in the House amendment providing for the transportation and maintenance of the survivors of Union and Confederate armies who took part in the battle of Gettysburg, and appropriating \$15,000 therefor, to be expended in the attendance at the fiftieth anniversary of said battle.

Your committee recommends that the appropriation amounting to \$181,100 from the salmon hatchery fund and the \$20,000 appropriated for the Everett vocational school be stricken from the bill.

P. H. CARLYON.
JOSIAH COLLINS.
JOHN L. SHARPSTEIN.
J. H. DAVIS.
ELMER E. HALSEY.
J. W. BRISLAWN.

Senator Sharpstein moved the adoption of the report, and it was adopted by the following vote:

Those voting aye were: Senators Allen, Bowen, Brown, Campbell, Carlyon, Collins, Davis, Espy, Fairchild, Flummerfelt, French, Hall, Hammer, Imus, Jackson, Landon, Leonard, Nichols, Piper, Sharpstein, Steiner, Stephens, Sutton, Weatherford, White—25.

Those voting nay were: Senators Anderson, Bethel, Chappell, Cotter, Hutchinson, Iverson, Jensen, McGuire, Scott, Troy, Wende—11.

Absent or not voting were: Senators Hewitt, Metcalf, McCoy, Phipps, Rosenhaupt, Shaefer—6.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed enrolled Senate bill No. 328, entitled "An act to amend section 80 of an act approved March 18, 1911, entitled 'An act relating to public service properties and utilities,'" etc.;

Also, enrolled Senate bill No. 334, entitled "An act relating to the taking of private property for private ways of necessity," etc.;

Also, enrolled Senate bill No. 329, entitled "An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1911," etc.;

Also, enrolled Senate bill No. 381, entitled "An act establishing a state school for girls in conjunction with the Washington state training school," etc.;

Also, enrolled Senate bill No. 422, entitled "An act relating to electrical construction and the maintenance and use of electric wires," etc.;

Also, enrolled Senate bill No. 442, entitled "An act relating to compensation of injured workmen and their dependents and amending section 5 of an act entitled 'An act relating to the compensation of injured workmen in our industries,'" etc.;

Also, enrolled Senate bill No. 209, entitled "An act relating to local improvements in cities and towns and amending section 6 of an act entitled 'An act relating to local improvements in cities and towns,'" etc.;

Also, enrolled Senate bill No. 344, entitled "An act providing for the appointment of official court reporters in the State of Washington," etc.;

Also, enrolled Senate bill No. 435, entitled "An act to carry out the provisions and to facilitate the operation and effect of sections 33 and 34 of article 1 of the constitution relating to the recall of elective public officers," etc.;

Also, enrolled Senate bill No. 131, entitled "An act relating to the levy and collection of revenues for road and bridge purposes," etc.;

Also, enrolled Senate bill No. 457, entitled "An act directing the state highway commissioner to examine and report on the feasibility of a secondary state road from Meyers Falls," etc.;

Also, enrolled Senate bill No. 88, entitled "An act for the protection of game birds, water fowls, shore birds and deer in certain designated territory," etc.;

Also, enrolled Senate bill No. 376, entitled "An act granting and conveying the steamer 'Yakima' to the United States";

Also, enrolled Senate bill No. 249, entitled "An act relating to the trespass of sheep on certain lands, and amending sections 3197, 3198 of Remington and Ballinger's Annotated Codes and Statutes of Washington";

Also, enrolled Senate bill No. 361, entitled "An act relating to the purchase, sale, transfer and incumbrance of stocks of goods, wares," etc.; And the same are herewith transmitted.

Also, the House has adopted the report of the committee on free conference to whom was referred Senate bill No. 466, entitled "An act making appropriation for the purchase of land for, construction of buildings at, for maintenance of and sundry expenses at, the various state institutions," etc., and House amendments thereto.

C. R. MAYBURY, *Chief Clerk.*

On motion of Senator Davis, the following resolution was adopted.

WHEREAS, The members of the drafting department of the attorney general's office, Hon. Chas. Gleason and Hon. Wm. Hickman Moore, of Seattle, rendered very great assistance to the members of the Senate in the preparation of bills;

Therefore, Be It Resolved, That the Senate expresses its thanks for their highly efficient services.

On motion of Senator Allen, the following resolution was adopted:

Be It Resolved, by the Senate, That the book-typewriter belonging to the Senate be turned over to the secretary of state for his use and care.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,

MR. PRESIDENT:

OLYMPIA, WASH., March 13, 1913.

The House has passed House concurrent resolution No. 32, "Relating to the printing of House bill No. 347, being the proposed probate code";

Also, the speaker has signed enrolled House bill No. 404, entitled "An act relating to the protection, propagation, introduction, purchase and restoration of game birds, game animals and game fish, creating a chief game warden and a chief deputy game warden," etc.;

Also, enrolled House bill No. 510, entitled "An act amending section 7685 of Remington and Ballinger's Annotated Codes and Statutes of Washington, relating to the powers of the city council of third class cities," etc.;

Also, enrolled House bill No. 48, entitled "An act making an appropriation for the bureau of statistics, agriculture and immigration," etc.;

Also, enrolled House bill No. 466, entitled "An act relating to appeals to the supreme court of the State of Washington," etc.;

Also, enrolled House concurrent resolution No. 31, "Relating to the limit of time for the consideration of bills, resolutions or memorials";

Also, enrolled House bill No. 341, entitled "An act relating to the organization and to the management, regulation and control of building and loan and savings and loan association and societies," etc.;

Also, enrolled House bill No. 399, entitled "An act relating to the employment of matron, supervisor, or nurse-in-charge having charge of women and children's departments in public institutions";

Also, enrolled House bill No. 630, entitled "An act authorizing the working of persons being held under sentence in the state penitentiary," etc.;

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bills Nos. 404, 510, 48, 466, 341, 399, 630 and House concurrent resolution No. 31.

The secretary read

HOUSE CONCURRENT RESOLUTION NO. 32.

By Messrs. Rowland, Clelland, Sumner and Truax:

Resolved by the House, the Senate concurring, That the state printer print one thousand copies of House bill No. 347, being the proposed probate code, and that the same be placed with the state law librarian for free distribution prior to the meeting of the 14th legislature.

On motion of Senator Sharpstein, the resolution was amended by inserting after the words "probate court" the following: "and one thousand copies of Senate bill No. 450, being the Fish code."

On motion of Senator White, the resolution as amended was adopted.

REPORT OF COMMITTEE ON ENROLLED BILLS.

SENATE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

Your committee on enrolled bills, to whom was referred enrolled Senate bill No. 466, entitled "An act making appropriations for the purchase of land for, construction of buildings at, for maintenance of and sundry expenses at, the various state institutions," etc., have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted.

J. C. WEATHERFORD, *Chairman.*

We concur in this report: John E. Chappell, D. A. Scott.

The president signed enrolled Senate bill No. 466.

MESSAGE TO THE SENATE.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The speaker has signed enrolled Senate bill No. 466, entitled "An act making appropriations for the purchase of land for, construction of buildings at, for maintenance of and sundry expenses at, the various state institutions," etc.;

Also, the speaker has signed enrolled House bill No. 651, entitled "An act relating to agriculture, promoting the general welfare by bringing into productive use the unimproved agricultural lands in this state, and aiding in the production and marketing of agricultural products, providing for the establishment of agricultural development districts and authorizing the investment of all public funds in the bonds of such districts";

And the same are herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president signed enrolled House bill No. 651.

The secretary read

SENATE CONCURRENT RESOLUTION NO. 24.

By Senator Carlyon:

WHEREAS, The thirteenth legislature of the State of Washington is about to adjourn; now, therefore,

Be It Resolved, by the Senate, the House of Representatives concurring, That the president of the Senate appoint two senators and the speaker of the House appoint two representatives, who shall constitute a committee to notify his excellency, Governor Ernest Lister, that the legislature is about to adjourn, and ask if he has any communication to make before adjournment.

On motion of Senator Davis, the resolution was adopted in the Senate.

MESSAGE TO THE SENATE.

HOUSE CHAMBER,
OLYMPIA, WASH., March 13, 1913.

MR. PRESIDENT:

The House has passed Senate concurrent resolution No. 24, "Relating to the adjournment of the legislature," and the same is herewith transmitted.

C. R. MAYBURY, *Chief Clerk.*

The president appointed as Senate members of the committee under Senate concurrent resolution No. 24 Senators Carlyon and Allen.

On motion of Senator Allen, all bills not otherwise acted upon by the Senate were indefinitely postponed.

On motion of Senator Hall, the journal of today's proceedings was approved.

The committee appointed under Senate concurrent resolution No. 24 reported that the Governor had no further business to bring before this session.

Senator Davis moved that a committee of two senators be appointed to notify the House that the Senate was ready to adjourn.

The motion carried.

The president appointed Senators Davis and White.

A committee from the House consisting of Messrs. Tonkin, Murphine and Newman appeared at the bar of the Senate and reported that the House was ready to adjourn.

At 11:58 p. m., on motion of Senator Carlyon, the Senate adjourned *sine die*.

WM. T. LAUBE,
Secretary of the Senate.

LOUIS F. HART,
President of the Senate

PROPOSED AMENDMENT TO THE CONSTITUTION.

HOUSE BILL NO. 15.

PERMITTING RESIDENT ALIENS TO OWN REAL PROPERTY IN CITIES.

AN ACT providing for the amendment of section 33 of article 2 of the constitution of the State of Washington, relating to the ownership of lands by aliens.

Be it enacted by the Legislature of the State of Washington:

SECTION 1. That at the general election to be held in this state on the Tuesday next after the first Monday in November, 1914, there shall be submitted to the qualified electors of the state, for their adoption and approval or rejection, an amendment to section 33 of article 2, of the constitution of the State of Washington, so that the same shall read, when so amended as follows:

Section 33. The ownership of lands by aliens, other than those who in good faith have declared their intention to become citizens of the United States, is prohibited in this state, except where acquired by inheritance, under mortgage or in good faith in the ordinary course of justice in the collection of debts; and all conveyances of lands hereafter made to any alien directly, or in trust for such alien, shall be void: *Provided*, That the provisions of this section shall not apply to lands containing valuable deposits of mineral, metals, iron, coal or fire clay, and the necessary land for mills and machinery to be used in the development thereof, and the manufacture of the products therefrom. Every corporation, the majority of the capital stock of which is owned by aliens, shall be considered an alien for the purpose of this prohibition: *Provided, however*, That this section shall not apply to conveyance of lands lying wholly within the limits of municipal corporations when made to resident aliens. In the event of a resident alien becomes a non-resident for the term of five years, his interest in lands in the State of Washington, shall be vested in the common school fund.

SEC. 2. The secretary of state is hereby directed to cause the amendment proposed in section 1 of this act to be published for three months next preceding the said election mentioned in section one hereof, in some weekly newspaper, in every county where a newspaper is published throughout the state.

SEC. 3. There shall be printed on all ballots provided for the said election the words:

"For the proposed amendment to section 33 of article 2 of the constitution providing for the ownership of lands by aliens."

"Against the proposed amendment to section 33 of article 2 of the constitution providing for the ownership of lands by aliens."

SEC. 4. If it shall appear from the ballots cast at the said election that a majority of the qualified electors voting upon the question of the adoption of said amendment have voted in favor of the same the governor shall make proclamation of the same in the manner provided by law, and the said amendment shall be held to have been adopted and to have been a part of the constitution from the time of such proclamation.

Passed the House February 6, 1913.

Passed the Senate March 11, 1913.

Approved by the Governor March 19, 1913.

APPENDIX

CONTAINING

ROSTER OF THE SENATE — EMPLOYES OF THE
SENATE—STANDING COMMITTEES OF THE
SENATE, ASSIGNMENTS, ETC.

AND

SENATE RULES AND INDEX

LIST OF MEMBERS OF THE SENATE OF THE STATE OF WASHINGTON FOR THE YEARS 1913 AND 1914, WITH THE POLITICS, OCCUPATION, COUNTIES REPRESENTED AND POSTOFFICE ADDRESS OF EACH.

LOUIS F. HART, *President.*

WM. T. LAUBE, *Secretary of the Senate.*

NAME	DISTRICT.	COUNTIES.	RESIDENCE	AGE	BIRTHPLACE	OCCUPATION	POLITICS.		Previous Legis- lative Service
							Senate	House	
Allen, Pliny L.	33	King	Seattle	39	Wisconsin	Printer and Publisher.	Rep.	1907-09-11	
Anderson, A. W.	14	Stevens	Chevelah	42	Illinois	Banker.	Rep.	1907-09-11	
Belbel, C. W.	14	Lincoln	Harrington.	56	Illinois	Farmer.	Dem.		
Bowen, B. A.	30	King	Kent	52	Illinois	Real Estate and Ins.	Rep.	1911	
Brown, Ed.	41	Whakom	Blaine.	57	Canada	Farmer.	Rep.	1909-11	1899-01
Campbell, John F.	38	Shoahomish	Everett	32	Michigan	Publisher.	Prog.		
Carlyon, P. H.	22	Thurston	Olympia.	50	Wisconsin	Dentist.	Rep.	1909-11	1907-09-11
Chappell, John E.	16	Klickitat	Goidendal.	40	Oregon	Merchant.	Dem.	1911	
Collins, Josiah	35	Skamania	Seattle.	48	North Carolina	Lawyer.	Rep.	1911	
Cotter, W. D.	25	Pierce	Puyallup	57	Iowa.	Farmer.	Prog.		
Davis, Walter S.	27	Pierce	Tacoma	46	Indiana.	Professor	Prog.		
Espy, H. A.	19	Pacific	Oysterville.	53	Washington.	Dairyman	Rep.	1911	
Fairchild, Wilburn	28	Wahakikum	Tacoma	36	Illinois	Railway Conductor	Prog.		
Flummerfelt, C. H.	13	Chelan	Ellensburg	49	New Jersey	Real Estate and Ins.	Dem.		89-90-91
French, Edward L.	17	Klickitat	Vancouver	52	Indiana	Farmer.	Rep.	1909-11	
Hali, Oliver	8	Whitman.	Colfax	60	New York	Farmer.	Rep.	95-7-9-01-11	
Hammer, Emerson	40	Skiagit	Sedro Woolley	56	Indiana	Merchant	Rep.	1899-05-11	
Hewitt, H. B.	21	Shenails	Hoquiam	38	Wisconsin	Lumberman.	Rep.	1911	1907-09
Hutchinson, R. A.	4	Spokane.	Spokane.	60	Mississippi	Farmer.	Prog	93-05-08-11	1891-07
Imus, A. H.	18	Cowlitz	Kalama	52	Iowa.	Lawyer.	Rep.		
Iverson, Peter	23	Island	Poulsbo	51	Norway	Publisher.	Prog		
Jackson, Frank C.	37	Mason	Seattle	33	Colorado	Real Estate	Rep	1911	1907-09
Jensen, Feder.	29	King	Tacoma	49	Denmark.	Pharmacist.	Rep	1911	
Landon, Daniel	32	Pierce	Seattle	37	Wisconsin	Lawyer.	Prog	1911	
Leonard, J. E.	30	King	Seattle	46	Wisconsin	Coal Mine Operator	Rep.		1911
Mecar, Ralph.	3	Lewis	Chehalis	48	Pennsy Ivania	Lumber and Stungles	Rep.		
MCCOY, W. C.	26	Pierce	Tacoma	51	Rhode Island.	Farmer.	Rep.	1907-09-11	
	9	Whitman.	Oakesdale.	56	Oregon.	Farmer.	Rep.	1911	

McGuire, Arthur.....	1	{ Grant..... Douglas..... Ferry..... Okanogan..... }	Waterville.....	37	Indiana.....	Lawyer.....	Dem.....	.....
Nichols, Ralph D.....	31	{ King..... }	Seattle.....	38	Iowa.....	Lawyer.....	Rep.....	1907-09-11.....
Phipps, Harvey H.....	3	{ Spokane..... }	Spokane.....	39	North Carolina.....	Lawyer.....	Prog.....	1911.....
Piper, George U.....	34	{ King..... }	Seattle.....	46	Indiana.....	Real Estate.....	Rep.....	1907-09-11.....
Rosenhaupt, Harry.....	7	{ Spokane..... }	Spokane.....	44	Illinois.....	Lawyer.....	Rep.....	1907-09-11.....
Scott, D. A.....	11	{ Franklin..... Walla Walla..... }	Ritzville.....	43	Wisconsin.....	Farmer.....	Rep.....	1909.....
Shaefer, George W.....	6	{ Adams..... }	Spokane.....	50	Pennsylvania.....	Lawyer.....	Rep.....	1911.....
Sharpstein, John L.....	12	{ Walla Walla..... }	Walla Walla.....	57	Wisconsin.....	Lawyer.....	Rep.....	1891.....
Steiner, G. E.....	38	{ King..... }	Seattle.....	40	Ohio.....	Lawyer.....	Rep.....	.....
Stephens, E. Milton.....	39	{ Snohomish..... }	Monroe.....	44	Oregon.....	Banker and Lumberman.....	Rep.....	1911 1907-09.....
Sutton, W. J.....	5	{ Spokane..... }	Cheney.....	47	Michigan.....	Farmer.....	Rep.....	.....
Troy, David S.....	24	{ Jefferson..... Ciallam..... San Juan..... }	Chimacum.....	42	Washington.....	Farmer.....	Dem.....	1911 1907.....
Weatherford, J. C.....	10	{ Asotin..... Garfield..... Columbia..... }	Covello.....	30	Washington.....	Farmer.....	Dem.....	.....
Wende, Henry H.....	15	{ Yakima..... }	North Yakima.....	42	New York.....	Lawyer.....	Dem.....	.....
White, Henry M.....	42	{ Benton..... Whatcom..... }	Bellingham.....	38	West Virginia.....	Lawyer.....	Dem.....	1911.....

SENATE EMPLOYEES—SESSION 1913.

<i>Name.</i>	<i>Service.</i>	<i>Residence.</i>
Wm. T. Laube.....	Secretary.....	Seattle.
Roy D. Rudio.....	Asst. Secretary.....	Walla Walla.
J. D. Logan.....	Sergeant-at-Arms.....	Waterville.
Charles Grant.....	Judiciary Clerk.....	Spokane.
A. J. Hoskin.....	Reading Clerk.....	Valley.
George Gregory.....	Minute Clerk.....	Seattle.
Marion Garland.....	Asst. Minute Clerk.....	Bremerton.
Colonel S. Sapp.....	Index Clerk.....	Snohomish.
H. B. LaMonte.....	Docket Clerk.....	Everett.
Robert Pitchforth.....	Journal Clerk.....	Tacoma.
L. C. VanPatten.....	Enrolling Clerk.....	Cheney.
Elmer E. Hall.....	Asst. Sergeant-at-Arms.....	Spokane.
Ed. Jorgensen.....	Bill Clerk.....	Kent.
A. D. Elwell.....	Asst. Bill Clerk.....	Olympia.
W. S. Peacock.....	Doorkeeper.....	Gig Harbor.
Perry M. Watson.....	Asst. Doorkeeper.....	Centralia.
John Wilson, Jr.....	Asst. Doorkeeper.....	Olympia.
Mrs. W. E. McCroskey.....	Postmistress.....	Palouse.
Helen M. Adams.....	Stenographer.....	Seattle.
Marion Blankenship.....	Stenographer.....	Olympia.
Mildred Henthorne.....	Stenographer.....	Vancouver.
Minnie Hyde.....	Stenographer.....	Tacoma.
Harry Lindley.....	Stenographer.....	Olympia.
Maude McKinney.....	Stenographer.....	Kalama.
Reta M. TeRoller.....	Stenographer.....	Seattle.
Clara E. Lewis.....	Stenographer.....	Olympia.
Lucretia Featherly.....	Stenographer.....	Spokane.
Hazel Davenport.....	Stenographer.....	Walla Walla.
Bertha Lasswell.....	Stenographer.....	Olympia.
Roger Watts.....	Stenographer.....	Orting.
Thomas Hartson.....	Stenographer.....	Olympia.
Hobart Peters.....	Page.....	Olympia.
Bradford Barnes.....	Page.....	Olympia.
Alfred Hinchcliff.....	Page.....	Olympia.
A. F. Haynes.....	Head Janitor.....	Seattle.
Bob Taylor.....	Janitor.....	Cle Elum.
Joseph Hagens.....	Janitor.....	Spokane.
Arthur Springer.....	Poster.....	Olympia.
Lawrence Mack.....	Asst. Poster.....	Olympia.

STANDING COMMITTEES OF THE SENATE, 1913.

AGRICULTURE.—Senators McCoy (Chairman), Cotter, Bethel, Weatherford, Chappell.

APPROPRIATIONS.—Senators Troy (Chairman), Anderson, Carlyon, Piper, Brown, Scott, Landon, Hutchinson, French.

BANKS AND BANKING.—Senators Stephens (Chairman), Anderson, Leonard, Bowen, Weatherford.

CITIES OF FIRST CLASS.—Senators Shaefer (Chairman), Steiner, Davis, White, Stephens, Allen, Metcalf.

CLAIMS AND AUDITING.—Senators Wende (Chairman), Allen, Phipps.

COMMERCE AND MANUFACTURES.—Senators Fairchild (Chairman), White, Shaefer, Jackson, Campbell.

CONGRESSIONAL APPOINTMENT.—Senators Hewitt (Chairman), Carlyon, Sharpstein, Landon, French, McCoy, Troy, Anderson, Bethel.

CONSTITUTION AND CONSTITUTIONAL REVISION.—Senators Imus (Chairman), Phipps, Wende, Collins, Sharpstein.

CORPORATIONS OTHER THAN MUNICIPAL.—Senators Piper (Chairman), Shaefer, Stephens, McGuire, Sutton.

COUNTIES AND COUNTY BOUNDARIES.—Senators Chappell (Chairman), Bowen, Wende, Hall, Rosenhaupt.

DAIRY AND LIVE STOCK.—Senators Bowen (Chairman), Stephens, Hammer, Espy, Cotter.

DIKES, DRAINS AND DRAINAGE.—Senators Hammer (Chairman), Espy, Bowen,

EDUCATION.—Senators Davis (Chairman), Sharpstein, Phipps, Piper, Bethel,

EDUCATIONAL INSTITUTIONS.—Senators Sutton (Chairman), Flummerfelt, Landon, White, Hall, Espy, Imus, Metcalf.

ELECTIONS AND PRIVILEGES.—Senators Metcalf (Chairman), Iverson, Wende, Collins, Brown.

ENGROSSED BILLS.—Senators Wende (Chairman), Davis, McCoy, Steiner, Chappell.

ENROLLED BILLS.—Senators Weatherford (Chairman), Chappell, Nichols, Scott, Rosenhaupt.

FISHERIES.—Senators White (Chairman), Espy, Hammer, Imus, Iverson, Nichols, Troy, Collins, Steiner.

GAME.—Senators Collins (Chairman), Phipps, White, Campbell, Troy, Sharpstein.

GAME FISH.—Senators Bethel (Chairman), Scott, Chappell, McCoy, Steiner,

HARBOR AND HARBOR LINES.—Senators Landon (Chairman), Brown, Carlyon, Espy, Piper.

HORTICULTURE AND FORESTRY.—Senators French (Chairman), Weatherford, Cotter, Hutchinson, Jackson.

INSURANCE.—Senators Allen (Chairman), Flummerfelt, Hall, Sutton, Jensen.

IRRIGATION AND ARID LANDS.—Senators Flummerfelt (Chairman), Scott, Bethel, McGuire, Hutchinson, Wende.

JUDICIARY.—Senators Rosenhaupt (Chairman), Sharpstein, Landon, White, Shaefer, Nichols, Metcalf, Imus, Steiner, Wende, McGuire, Phipps, Collins.

LABOR AND LABOR STATISTICS.—Senators Campbell (Chairman), Hewitt, Metcalf, Landon, Rosenhaupt.

LEGISLATIVE APPOINTMENT.—Senators Jackson (Chairman), Stephens, Wende, Leonard, Hall, Chappell, Sutton, Allen, Metcalf.

LOGGED-OFF LANDS.—Senators Allen (Chairman), Metcalf, Brown, French, Hammer.

MEDICINE, DENTISTRY, SURGERY AND HYGIENE.—Senators Jensen (Chairman), Sutton, Carlyon.

MEMORIALS.—Senators French (Chairman), Davis, Allen.

MILITARY.—Senators Brown (Chairman), Hewitt, Jackson, Shaefer, Jensen,

MINES AND MINING.—Senators Cotter (Chairman), Brown, Anderson, Flummerfelt, Bowen, White, Imus, Leonard.

MUNICIPAL CORPORATIONS.—Senators Sharpstein (Chairman), Cotter, Iverson, Hammer, Hewitt.

PRINTING.—Senators McGuire (Chairman), Metcalf, Anderson, Allen, Rosenhaupt.

PUBLIC BUILDINGS AND GROUNDS.—Senators Carlyon (Chairman), Fairchild, Piper, Scott, Chappell.

PUBLIC MORALS.—Senators Espy (Chairman), Campbell, Steiner, Sharpstein, Carlyon, Anderson, Shaefer.

PUBLIC REVENUE AND TAXATION.—Senators Scott (Chairman), Fairchild, Jackson, Bethel, Hutchinson.

PURE FOOD AND DRUGS.—Senators Jensen (Chairman), Allen, Carlyon.

RAILROADS AND TRANSPORTATION.—Senators Anderson (Chairman), Piper, Bowen, Stephens, Hewitt, Fairchild, Imus, McGuire, Carlyon.

ROADS AND BRIDGES.—Senators Nichols (Chairman), French, McCoy, Flummerfelt, Anderson, Leonard, Brown, Collins, Hall, Metcalf, McGuire, Phipps.

RULES AND JOINT RULES.—Mr. President (Chairman), Senators Carlyon, Hall, Troy, Shaefer, Collins, Sharpstein.

SALARIES AND MILEAGE.—Senators Iverson (Chairman), Sutton, Hewitt.

SENATE EMPLOYEES.—Senators Hall (Chairman), Rosenhaupt, Jackson.

STATE CHARITABLE INSTITUTIONS.—Senators Hutchinson (Chairman), French, Hammer, Iverson, Jensen, Steiner, Hewitt.

STATE GRANTED, SCHOOL AND TIDE LANDS.—Senators Steiner (Chairman), Weatherford, Espy, McGuire, Cotter, Hammer, Sutton.

STATE LIBRARY.—Senators Phipps (Chairman), Iverson, Davis, Flummerfelt, Collins.

STATE PENAL AND REFORMATORY INSTITUTIONS.—Senators Leonard (Chairman), McCoy, Weatherford, Stephens, Fairchild, Jackson.

COMMITTEE ASSIGNMENTS IN SENATE.

SENATOR ALLEN—

Insurance (Chairman).
 Cities of First Class.
 Claims and Auditing.
 Legislative Apportionment.
 Logged-off Lands.
 Memorials.
 Printing.
 Pure Food and Drugs.

SENATOR ANDERSON—

Railroads and Transportation (Chairman).
 Appropriations.
 Banks and Banking.
 Congressional Apportionment.
 Mines and Mining.
 Printing.
 Public Morals.
 Roads and Bridges.

SENATOR BETHEL—

Game Fish (Chairman).
 Agriculture.
 Congressional Apportionment.
 Education.
 Irrigation and Arid Lands.
 Public Revenue and Taxation.

SENATOR BOWEN—

Dairy and Live Stock (Chairman).
Banks and Banking.
County and County Boundaries.
Dikes, Drains and Drainage.
Mines and Mining.
Railroads and Transportation.

SENATOR BROWN—

Military (Chairman).
Appropriations.
Elections and Privileges.
Logged-off Lands.
Mines and Mining.
Roads and Bridges.
Harbor and Harbor Lines.

SENATOR CAMPBELL—

Labor and Labor Statistics (Chairman).
Commerce and Manufactures.
Game.
Public Morals.

SENATOR CARLYON—

Public Buildings and Grounds (Chairman).
Appropriations.
Congressional Apportionment.
Harbor and Harbor Lines.
Medicine, Dentistry, Surgery and Hygiene.
Public Morals.
Pure Food and Drugs.
Railroads and Transportation.
Rules and Joint Rules.

SENATOR CHAPPELL—

County and County Boundaries (Chairman).
Agriculture.
Enrolled Bills.
Game Fish.
Legislative Apportionment.
Public Buildings and Grounds.
Engrossed Bills.

SENATOR COLLINS—

Game (Chairman).
Elections and Privileges.
Judiciary.
Roads and Bridges.
Rules and Joint Rules.
State Library.
Constitution and Constitutional Revision.
Fisheries.

SENATOR COTTER—

Mines and Mining (Chairman).
Agriculture.
Dairy and Live Stock.
Horticulture and Forestry.
Municipal Corporations.
State, Granted, School and Tide Lands.

SENATOR DAVIS—

Education (Chairman).
Cities of the First Class.
Engrossed Bills.
Public Buildings and Grounds.
State Library.

SENATOR ESPY—

Public Morals (Chairman).
Dairy and Live Stock.
Drains and Drainage.
Dikes, Drains and Drainage.
Educational Institutions.
Fisheries.
Harbor and Harbor Lines.
State, Granted, School and Tide Lands.

SENATOR FAIRCHILD—

Commerce and Manufactures (Chairman).
Memorials.
Public Revenue and Taxation.
Railroads and Transportation.
State Penal and Reformatory Institutions.

SENATOR FLUMMERFELT—

Irrigation and Arid Lands (Chairman).
Educational Institutions.
Insurance.
Mines and Mining.
Roads and Bridges.
State Library.

SENATOR FRENCH—

Horticulture and Forestry (Chairman).
Memorials (Chairman).
Appropriations.
Congressional Apportionment.
Logged-off Lands.
Roads and Bridges.
State Charitable Institutions.

SENATOR HALL—

Senate Employes (Chairman).
County and County Boundaries.
Educational Institutions.
Insurance.
Legislative Apportionment.
Roads and Bridges.
Rules and Joint Rules.

SENATOR HAMMER—

Dikes, Drains and Drainage (Chairman).
Dairy and Live Stock.
Logged-off Lands.
Municipal Corporations.
State Charitable Institutions.
State, Granted, School and Tide Lands.
Fisheries.

SENATOR HEWITT—

Congressional Apportionment (Chairman).
Labor and Labor Statistics.
Military.
Municipal Corporations.
Railroads and Transportation.
Salaries and Mileage.
State Charitable Institutions.

SENATOR HUTCHINSON—

State Charitable Institutions (Chairman).
Appropriations.
Horticulture and Forestry.
Irrigation and Arid Lands.
Public Revenue and Taxation.

SENATOR IMUS—

Constitution and Constitutional Revision (Chairman).
Educational Institutions.
Fisheries.
Judiciary.
Mines and Mining.
Railroads and Transportation.

SENATOR IVERSON—

Salaries and Mileages (Chairman).
Elections and Privileges.
Fisheries.
Municipal Corporations.
State Charitable Institutions.
State Library.

SENATOR JACKSON—

Legislative Apportionment (Chairman).
Commerce and Manufactures.
Horticulture and Forestry.
Military.
Public Revenue and Taxation.
Senate Employes.
State Penal and Reformatory Institutions.

SENATOR JENSEN—

Medicine, Dentistry, Surgery and Hygiene (Chairman).
Pure Food and Drugs (Chairman).
Insurance.
Military.
State Charitable Institutions.

SENATOR LANDON—

Harbor and Harbor Lines (Chairman).
Appropriations.
Congressional Apportionment.
Educational Institutions.
Judiciary.
Labor and Labor Statistics.

SENATOR LEONARD—

State Penal and Reformatory Institutions (Chairman).
Banks and Banking.
Legislative Apportionment.
Roads and Bridges.
Mines and Mining.

SENATOR METCALF—

Election and Privileges (Chairman).
Cities of First Class.
Educational Institutions.
Judiciary.
Labor and Labor Statistics.
Logged-off Lands.
Legislative Apportionment.
Printing.
Roads and Bridges.

SENATOR McCOY—

Agriculture (Chairman).
Congressional Apportionment.
Engrossed Bills.
Game Fish.
Roads and Bridges.
State Penal and Reformatory Institutions.

SENATOR McGUIRE—

Printing (Chairman).
Corporations Other Than Municipal.
Irrigation and Arid Lands.
Judiciary.
Railroads and Transportation.
Roads and Bridges.
State, Granted, School and Tide Lands.

SENATOR NICHOLS—

Roads and Bridges (Chairman).
Enrolled Bills.
Fisheries.
Judiciary.

SENATOR PHIPPS—

State Library (Chairman).
Claims and Auditing.
Constitution and Constitutional Revision.
Education.
Game.
Judiciary.
Roads and Bridges.

SENATOR PIPER—

Corporations Other Than Municipal (Chairman).
Appropriations.
Education.
Harbor and Harbor Lines.
Public Buildings and Grounds
Railroads and Transportation.

SENATOR ROSENHAUPT—

Judiciary (Chairman).
County and County Boundaries.
Enrolled Bills.
Labor and Labor Statistics.
Printing.
Senate Employees.

SENATOR SCOTT—

Public Revenue and Taxation (Chairman).
Appropriations.
Enrolled Bills.
Game Fish.
Irrigation and Arid Lands.
Public Buildings and Grounds.

SENATOR SHAEFER—

Cities of First Class (Chairman).
Commerce and Manufactures.
Corporations Other Than Municipal.
Judiciary.
Military.
Public Morals.
Rules and Joint Rules.

SENATOR SHARPSTEIN—

Municipal Corporations (Chairman).
Congressional Apportionment.
Constitution and Constitutional Revision.
Education.
Game.
Judiciary.
Public Morals.
Rules and Joint Rules.

SENATOR STEINER—

State, Granted, School and Tide Lands (Chairman).
Cities of First Class.
Fisheries.
Game Fish.
Judiciary.
Public Morals.
State Charitable Institutions.
Engrossed Bills.

SENATOR STEPHENS—

Banks and Banking (Chairman).
Cities of First Class.
Corporations Other Than Municipal.
Dairy and Live Stock.
Legislative Apportionment.
Railroads and Transportation.
State Penal and Reformatory Institutions.

SENATOR SUTTON—

Educational Institutions (Chairman).
Corporations Other Than Municipal.
Insurance.
Legislative Apportionment.
Medicine, Dentistry, Surgery and Hygiene.
Salaries and Mileage.
State, Granted, School and Tide Lands.

SENATOR TROY—

Appropriations (Chairman).
Congressional Apportionment.
Fisheries.
Rules and Joint Rules.
Game.

SENATOR WEATHERFORD—

Enrolled Bills (Chairman).
Agriculture.
Banks and Banking.
Horticulture and Forestry.
State, Granted, School and Tide Lands.
State Penal and Reformatory Institutions.

SENATOR WENDE—

Claims and Auditing (Chairman).
Engrossed Bills (Chairman).
Constitution and Constitutional Revision.
County and County Boundaries.
Election and Privileges.
Judiciary.
Legislative Apportionment.
Irrigation and Arid Lands.

SENATOR WHITE—

Fisheries (Chairman).
 Game.
 Commerce and Manufactures.
 Cities of First Class.
 Educational Institutions.
 Judiciary.
 Mines and Mining.

MR. PRESIDENT—

Rules and Joint Rules (Chairman).

RULES OF THE SENATE.

SESSION OF 1913.

Rule 1. The president shall call the Senate to order each day of sitting at 10:00 o'clock a. m., unless the Senate shall have adjourned to some other hour.

QUORUM.

Rule 2. A majority of all members elected to the Senate shall be necessary to constitute a quorum to do business: *Provided*, That less than a quorum may adjourn from day to day until a quorum can be had.

DUTIES OF THE PRESIDENT.

Rule 3. The president shall take the chair and call the Senate to order precisely at the hour appointed for meeting, and, if a quorum be present, shall cause the journal of the preceding day to be read. He shall preserve order and decorum, and in case of any disturbance or disorderly conduct within the chamber, shall order the sergeant-at-arms to suppress the same, and may order the arrest of any person creating any disturbance within the Senate chamber. He may speak to points of order in preference to members, arising from his seat for that purpose, and shall decide all questions of order without debate subject to an appeal to the Senate by any three members, on which appeal no member shall speak more than once without leave of the Senate. He shall have charge of and see that all officers, attaches and clerks perform their respective duties, and shall, in open session, sign all acts, addresses and joint resolutions. He shall sign all writs, warrants and subpoenas issued by order of the Senate, all of which shall be attested by the secretary. He shall have general control of the Senate chamber and lobby, and have the right to name any senator to perform the duties of the chair, but such substitution shall not extend beyond adjournment, nor authorize the senator so substituted to sign any document requiring the signature of the president.

PRESIDENT PRO TEM.

Rule 4. Upon the organization of the Senate the members shall select one of their number as president *pro tem.*, who shall have all the power and authority, and who shall discharge all the duties of the lieutenant governor acting as president during his absence or inability to discharge the duties of his office.

In the event that the lieutenant governor is acting as governor the Senate shall also elect one of its members temporary president, who in the absence or disability of the president elected by the Senate shall have all the power and authority and who shall discharge the duties of such president.

SUBORDINATE OFFICERS.

Rule 5. The subordinate officers of the Senate shall perform such duties as usually pertain to their respective positions in legislative bodies, under the direction of the president, and such other duties as the Senate may impose upon them. The compensation of any employe of the Senate shall not be increased except by a two-thirds vote of all members of the Senate, and the names of all members voting thereon shall be entered in the journal. Under no circumstances shall the compensation of an employe be increased for past services.

COMMITTEE APPOINTMENTS.

Rule 6. The president shall appoint all special, joint and hereinafter named standing committees on the part of the Senate: *Provided, however,* That the committee on rules and joint rules shall consist of seven (7) members, four (4) of whom shall be from western Washington, and three (3) from eastern Washington, of which the president shall be a member: *And provided further,* That the appointment of the standing committees shall be subject to the confirmation of the Senate, such confirmation to be made a special order at 2:30 p. m. on the day following the announcement of the appointment by the president.

In the event the Senate shall refuse to confirm any committee or committees, such committee or committees shall be forthwith elected by the Senate.

The following standing committees shall constitute the standing committees of the Senate:

<i>Committee.</i>	<i>No. of Members.</i>
1. Agriculture	5
2. Appropriations	9
3. Banks and Banking	5
4. Cities of the First Class.....	7
5. Claims and Auditing.....	3
6. Commerce and Manufactures.....	5
7. Congressional Apportionment	9
8. Constitution and Constitutional Revision.....	5
9. Corporations Other Than Municipal.....	5
10. Counties and County Boundaries.....	5
11. Dairy and Live Stock.....	5
12. Dikes, Drains and Drainage.....	3
13. Education	5
14. Educational Institutions	8
15. Elections and Privileges	5
16. Engrossed Bills	5
17. Enrolled Bills	5
18. Fisheries	9
19. Game	6
20. Game Fish	5
21. Harbor and Harbor Lines.....	5
22. Horticulture and Forestry.....	5
23. Insurance	5
24. Irrigation and Arid Lands.....	6
25. Judiciary	13
26. Labor and Labor Statistics.....	5
27. Legislative Apportionment	9
28. Medicine, Dentistry, Surgery and Hygiene.....	3
29. Memorials	3
30. Military	5
31. Mines and Mining.....	8
32. Municipal Corporations	5
33. Printing	5
34. Public Buildings and Grounds.....	5

<i>Committee.</i>	<i>No. of Members.</i>
35. Public Morals	7
36. Public Revenue and Taxation.....	5
37. Pure Food and Drugs.....	3
38. Railroads and Transportation.....	9
39. Roads and Bridges.....	12
40. Rules and Joint Rules.....	7
41. Salaries and Mileage.....	3
42. State Charitable Institutions.....	7
43. Senate Employes	3
44. State Granted, School and Tide Lands.....	7
45. State Library	5
46. State Penal and Reformatory Institutions.....	6

COMMITTEE REFERENCE.

Rule 7. When a motion is made to refer a subject, and different committees are proposed, the question shall be taken in the following order :

First: The committee of the whole Senate.

Second: A standing committee.

Third: A select committee.

DUTIES OF COMMITTEES.

Rule 8. The several committees shall fully consider all measures referred to them, and the committee on claims and auditing shall carefully consider all items of expenditure ordered or contracted on the part of the Senate or any of its employes, and report upon the same prior to the voucher being signed by the president and secretary of the Senate authorizing the payment thereof.

The committees shall acquaint themselves with the interest of the state specially represented by the committee, and from time to time present such bills and reports as in their judgment will advance the interests and promote the welfare of the people of the state.

The committee on rules and joint rules shall have charge of the daily calendar of the Senate and shall direct the secretary the order in which the business of the Senate shall be transacted: *Provided, however,* That by a vote of the majority of the Senate any bill may be advanced to any place on the calendar, and any bill may be withdrawn from the committee by a like majority of the Senate and placed upon the calendar in such position as may be ordered. No committee shall sit during the daily session of the Senate unless by special leave.

COMMITTEE REPORTS.

Rule 9. All reports of committees shall be signed by such members thereof as concur therein, and the report, with the names of the signers thereof, shall be read by the secretary, or at the secretary's desk by the member making the report, without a motion, unless the reading be dispensed with by the Senate. The members of the committee not concurring in the majority report may prepare a written minority report, sign and present the same to the Senate, and both majority and minority reports shall in all cases be spread in full upon the journal.

SENATE EMPLOYES.

Rule 10. No person other than the regular officers and regular employes of the Senate shall be employed by the Senate, or any committee thereof, except by consent of the Senate having been previously obtained by resolution, which resolution shall be referred to the committee on Senate employes other than regular, and reported upon by that committee before action is taken thereon.

The regular employes or officers of the Senate shall not exceed forty in number.

The Senate shall elect a secretary, who shall perform the usual duties pertaining to such office. He shall appoint, subject to the approval of the Senate, the necessary clerks and stenographers, whose hours of duty and assignments shall be under his direction and instructions and who may be dismissed by him at his discretion.

All other employes shall report to the sergeant-at-arms and be under his supervision and direction.

All Senate employes shall remain on duty daily during the hours designated by the secretary and sergeant-at-arms, respectively.

COMMITTEE OF THE WHOLE.

Rule 11. In forming the committee of the whole, the president shall name a chairman to preside, and all bills considered shall be read by sections and the chairman shall call for amendments and debates thereon at the conclusion of the reading of each section. The body of the bill shall not be defaced or interlined, 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, and so reported to the Senate for action.

RULES IN COMMITTEE OF THE WHOLE.

Rule 12. The rules of the Senate shall apply to proceedings in committee of the whole, except that the previous question shall not be ordered nor the ayes and noes demanded, but the committee may limit the number of times that any member may speak at any stage of the proceedings during its sitting.

MESSAGES RECEIVED.

Rule 13. Messages may be received by the president while the committee of the whole is sitting; in which case the president shall resume the chair, receive the message, and vacate the chair in favor of the chairman of the committee.

REPORT OF COMMITTEE OF THE WHOLE.

Rule 14. A motion that the committee of the whole rise shall always be in order, and shall be decided without debate.

SUSPEND RULES FOR COMMITTEE OF THE WHOLE.

Rule 15. The Senate may at any time by a vote of the majority of the members present, suspend the rules and orders of the Senate for the purpose of going into the committee of the whole for the consideration of any bill, memorial or resolution before the Senate.

ENROLLED AND ENGROSSED BILLS.

Rule 16. The committees on enrolled and engrossed bills may report at any time during the sitting of the Senate.

ORDER OF BUSINESS.

Rule 17. After the roll is called and journal read and approved, business shall be disposed of in the following order :

First. Presentation of petitions, memorials, resolutions and motions.

Second. Reports of standing committees.

Third. Reports of select committees.

Fourth. Messages from the governor and other state officers.

Fifth. Messages from the House of Representatives.

Sixth. Introduction and first reading of bills.

Seventh. Second reading and reference of bills.

Eighth. Business on general file and third reading of bills.

Ninth. Business lying on the table.

Tenth. The orders of the day.

Eleventh. Unfinished business.

BUSINESS TO BE ANNOUNCED.

Rule 18. The president shall, on each day, announce to the Senate the business in order, agreeable to the preceding rule, and no business shall be taken up or considered until the class to which it belongs shall be declared in order.

UNFINISHED BUSINESS.

Rule 19. The unfinished business at the preceding adjournment shall have the preference on the orders of the day, excepting special orders, and no motion or any other business shall be received without special leave of the Senate until the former is disposed of.

READING OF BILLS.

Rule 20. Every bill shall receive three readings previous to its passage. The president shall give notice at each, whether it be the first, second or third reading. The first and second readings may, by consent of a majority of the Senate, be on the same day. The third reading of every bill shall be by sections, and upon its final passage the vote must be taken by yeas and nays, the names of the senators voting for and against the same to be entered upon the journal, and the majority of the members elected to the Senate must be recorded thereon as voting in its favor to secure its passage by the Senate.

GENERAL FILE.

Rule 21. All bills that have passed a second reading which have not been referred, and all bills reported by committees after the second reading, shall be placed upon the general file, and shall be considered in the order in which they became entitled to a position on the file, unless otherwise specially ordered by a majority vote of the Senate.

ENGROSSED BILLS.

Rule 22. Engrossed bills shall be placed at the head of the general file in the order in which they are reported engrossed (except general appropriation bills, which shall be placed at the head of the general file.)

BILLS MAY BE COMMITTED.

Rule 23. A bill may be committed with special instructions to amend at any time before taking the final vote.

ONLY ONE SUBJECT.

Rule 24. No bill shall embrace more than one subject, and that shall be expressed in the title.

Rule 25. No act shall ever be revised or amended by mere reference to its title, but the act revised or the section amended shall be set forth at full length.

INTRODUCTION OF BILLS.

Rule 26. No bill shall be introduced in the Senate after the fortieth day of the session except the Senate shall otherwise direct by a vote of two-thirds of all the members elected thereto, said vote to be taken by yeas and nays and entered upon the journal, or unless the same be at a special session: *Provided*, That the time limitation for introduction of bills shall not apply to substitute bills reported by standing committees for bills pending before such committees.

LIMIT TO AMENDMENTS.

Rule 27. No amendment to any bill shall be allowed which shall change the scope and object of the bill.

RECONSIDERATION, HOW TAKEN.

Rule 28. The vote on any motion or resolution may be reconsidered on the same, or upon the next succeeding day of the sitting under the order of "Presentation of petitions, memorials, resolutions and motions," but not after said order has been passed.

The vote by which the report of a committee or motion amending a bill is adopted may be reconsidered as above prescribed for the reconsideration of votes on motions or resolutions; or it may be reconsidered in the third reading of the bill, notwithstanding two or more days may have elapsed: *Provided*, That any amendment made to the bill by committee report, shall, however, be considered as a part of the original bill and may be amended or stricken as an ordinary amendment.

After the final vote on any bill, before the adjournment of that day's session or during the sitting of the next following session, and at such times only, any member who voted with the prevailing side may give notice of reconsideration. Such motion to reconsider shall be in order only on the first or second day's sitting after such final vote.

No notice of reconsideration of any final vote shall be in order on the day next preceding the last day of the session.

No motion to reconsider shall be in order where action has been had by the Senate in consequence of the decision proposed to be reconsidered.

A motion to reconsider shall have precedence over every other motion, except a motion to adjourn; and when the Senate adjourns while a motion to reconsider is pending or before passing the order of "Presentation of petitions, memorials, resolutions and motions," the right to move a reconsideration shall continue to the next day of sitting.

APPROPRIATION BILLS.

Rule 29. Bills appropriating money shall be considered in committee of the whole Senate, and no change in the amount appropriated shall be made outside of the committee of the whole.

PRINTING OF BILLS, ETC.

Rule 30. Unless otherwise ordered 450 copies of all bills of a general nature originating in the Senate, shall be printed for the use of the Senate and House of Representatives: *Provided*, That on request of the senator introducing the bill, additional copies of such bill shall be printed.

SPECIAL ORDER.

Rule 31. The president shall call the Senate to order at the hour fixed for the consideration of a special order, and announce that the special order is before the Senate, which shall then be considered unless it is postponed by a two-thirds vote, and any business before the Senate at the time of the announcement of the special order shall take its regular position in the order of business.

WORDS TO BE UNDERLINED.

Rule 32. All bills introduced in the Senate, which are intended to amend existing statutes shall have the words which are amendatory to such existing statute underlined or underscored, so that in the printed bills which are presented for the perusal of the members, such new or amendatory matter shall be easily discerned.

JOINT RESOLUTIONS AND MEMORIALS.

Rule 33. Joint resolutions and memorials addressed to congress, or either house thereof, or to the president of the United States, or the heads of any of the national departments, or proposing amendments to the state constitution, shall be subject in all respects to the foregoing rules governing the course of bills.

SENATE RESOLUTIONS.

Rule 34. Resolutions other than those referred to in rule 33, shall be treated as motions in all proceedings of the Senate.

MOTIONS.

Rule 35. No motion shall be entertained until it shall be seconded, nor debated until announced by the president. It shall be reduced to writing and read by the secretary, if desired by the president or any senator, before it shall be debated, and by consent of the Senate may be withdrawn before amendment or action.

MOTION TO ADJOURN.

Rule 36. A motion to adjourn shall always be in order. The name of the senator moving to adjourn, and the time when the motion was made shall be entered on the journal.

PRECEDENCE OF MOTION.

Rule 37. When a question is under debate, no motion shall be received but the following, which shall have precedence in the order named:

First. To fix the time to which to adjourn.

Second. To adjourn.

Third. For a call of the Senate.

Fourth. To lay on the table.

Fifth. For the previous question.

Sixth. To postpone to a day certain.

Seventh. To commit.

Eighth. To amend.

Ninth. To postpone indefinitely.

The second, third, fourth and fifth motions shall be decided without debate, and no motion to postpone to a day certain, to commit, to postpone indefinitely, being decided, shall again be allowed on the same day and at the same stage of the proceedings, and when a question has been postponed indefinitely it shall not again be introduced during the session.

CALL FOR DIVISION.

Rule 38. Any senator may call for a division of a question, which shall be divided if it embraces subjects so distinct that one being taken away a substantive proposition shall remain for the decision of the Senate; but a motion to strike out and insert shall not be divided.

PREVIOUS QUESTION.

Rule 39. The previous question shall not be put unless demanded by three senators, whose names shall be entered upon the journal, and it shall then be in this form: "Shall the main question be now put?" When sustained by a majority of senators present it shall preclude all debate, and the roll shall be immediately called on the question or questions before the Senate, and all incidental question or questions of order arising after the motion is made after the previous question, and pending such motion, shall be decided whether on appeal or toherwise, without debate.

PRIORITY OF BUSINESS.

Rule 40. All questions relating to the priority of business shall be decided without debate.

THE VOTE.

Rule 41. The passage of a bill or action on a question is lost by a tie vote, but when a vote of the Senate is equally divided, the Lieutenant governor, when presiding, shall have the deciding vote on questions other than the final passage of a bill.

THE YEAS AND NAYS.

Rule 42. The yeas and nays shall be taken when called for by one-sixth of all the senators present, and every senator within the bar of the Senate shall vote unless excused by unanimous vote of the Senate, and the votes shall be entered upon the journal, and the names of senators demanding the yeas and nays shall also be entered upon the journal.

READING OF PAPERS.

Rule 43. When the reading of any paper is called for, and is objected to by any senator, it shall be determined by a vote of the Senate, without debate.

MESSAGES.

Rule 44. Messages from the governor, other state officers, and from the House of Representatives may be considered at any time by consent of the Senate.

RULES OF DEBATE.

Rule 45. When any senator is about to speak in debate, or submit any matter to the Senate, he shall rise from his seat, and, standing in his place, respectfully address himself to "Mr. President," and when recognized shall, in a courteous manner, confine himself to the question under debate, avoiding personalities, and when finished shall resume his seat. No senator shall impeach the motives of any other member nor speak more than twice (except for explanation) during the consideration of any one question, on the same day, nor a second time without leave, when others who have not spoken desire the floor, but incidental and subsidiary questions arising during the debate shall not be considered the same question.

MAY CALL SENATOR TO ORDER.

Rule 46. If any senator in speaking, or otherwise, transgresses the rules of the Senate, the president shall, or any senator may, call him to order, and when a senator shall be so called to order he shall resume his seat and not proceed without leave of the Senate, which leave, if granted, shall be upon motion "that he be allowed to proceed in order," when if carried, he shall confine himself to the question under consideration.

POINTS OF ORDER.

Rule 47. Every decision of points of order by the president shall be subject to appeal, and no discussion of a question of order shall be allowed except on appeal of three senators, and in all cases of appeal the question shall be "Shall the decision of the chair stand as the judgment of the Senate?"

BREACH OF DECORUM.

Rule 48. In cases of breach of decorum or propriety, any senator, officer or other person shall be liable to such censure or punishment as the Senate may deem proper, and if any senator be called to order for offensive or indecorous language or conduct, the person calling him to order shall report the language excepted to, which shall be taken down or noted at the secretary's desk, and no member shall be held to answer for any language used upon the floor of the Senate if business has intervened before exception to the language was thus taken and noted.

RECOGNITION BY THE PRESIDENT.

Rule 49. When two or more senators rise at the same time to address the chair, the president shall name the one who shall speak first, giving preference, when practicable, to the mover or introducer of the subject under consideration.

OPENING AND CLOSING DEBATE.

Rule 50. The author of a bill, motion or resolution shall have the privilege of opening and closing debate upon the same, unless the previous question has been moved and sustained.

PROTEST MAY BE ENTERED.

Rule 51. Any senator or senators may protest against the action of the Senate upon any question, and have such protest entered upon the journal.

QUESTION OF PRIVILEGE.

Rule 52. Any senator may rise to a question of privilege and explain a matter personal to himself by leave of the president, but he shall not discuss any pending question in such explanation.

ABSENCE FROM SESSION.

Rule 53. No senator shall absent himself from the Senate without leave, except in case of accident or sickness, and if any senator or officer shall absent himself his per diem shall not be allowed or paid him, and no senator, officer or attache shall obtain leave of absence or be excused from attendance without the consent of two-thirds of the members present.

CALL OF THE SENATE.

Rule 54. A call of the Senate may be moved by three senators, whose names shall be entered upon the journal, and if carried by a majority of all present the secretary shall call the roll and note the absentees, after which the names of the absentees shall again be called. The doors shall then be closed and the sergeant-at-arms directed to take into custody all who may be absent without leave, and all the senators so taken into custody shall be presented at the bar of the Senate for such action as the Senate may deem proper.

ABSENCE DURING ROLL CALL.

Rule 55. A senator having been absent during roll call may ask to have his name called.

ELECTION BY ROLL CALL.

Rule 56. In all cases of election by the Senate the votes shall be taken *viva voce*, and no senator or other person shall remain by the secretary's desk while the roll is being called or the votes are being counted. No senator shall be allowed to vote except when within the bar of the Senate, nor upon any question in which he is in any way personally or directly interested, nor be allowed to explain his vote or discuss the question while the yeas and nays are being called, nor change his vote after the result has been announced.

ANNOUNCEMENT OF VOTE.

Rule 57. The announcement of all votes shall be made by the president, and the announcement of the result of any vote shall not be postponed.

WITNESSES BEFORE THE SENATE.

Rule 58. Witnesses summoned by or on behalf of the Senate to appear before the Senate, or any of its committees, shall be paid for each day's attendance three dollars. For each mile traveled in coming to the place of examination, ten cents; and nothing shall be paid for travel where the witness was served at the place of examination, and no mileage shall be paid except where the witness actually traveled for the purpose of giving testimony.

USE OF SENATE CHAMBER.

Rule 59. The Senate chamber shall not be used for any but legislative business during the session, except by permission of the Senate given by two-thirds vote.

ADMISSION TO FLOOR OF SENATE.

Rule 60. The sergeant-at-arms and doorkeepers shall not admit to the floor of the Senate during the session any person other than a member of the Senate, except:

The governor.

Members of the House of Representatives.

State officers.

Officers and employes of the Senate.

Representatives of the press or other persons designated by name by resolution of the Senate and holding cards of admission signed by the president.

ADMISSION TO SENATE.

Rule 61. The sergant-at-arms and doorkeepers shall not admit to the floor of the Senate during the time the Senate is not in session, any person other than one requested by a senator, the president or secretary of the Senate.

SENATE GALLERY.

Rule 62. The gallery back of the president's desk is reserved for the use of the governor and state officers and their families, for the families of senators, and for members of the House of Representatives and their families.

SMOKING NOT ALLOWED.

Rule 63. Smoking shall not be allowed in the Senate chamber during the session of the Senate, nor shall indecorous conduct, boisterous or unbecoming language be permitted there at any time.

REED'S PARLIAMENTARY RULES.

Rule 64. The rules of parliamentary practice as contained in Reed's Parliamentary Rules shall govern the Senate in all cases to which they are applicable, and in which they are not inconsistent with the rules and orders of this Senate and the joint rules of this Senate and the House of Representatives.

SUSPENSION OF RULES.

Rule 65. No standing rule or order of this Senate shall be rescinded or changed with a vote of two-thirds of the members, and one day's notice of the motion thereof; but a rule or order may be temporarily suspended for a special purpose by a vote of two-thirds of the members present. When the suspension of a rule is called, and after due notice from the president, no objection is offered, he may announce the rule suspended, and the Senate may proceed accordingly; but this shall not apply to that portion of Rule 20 relating to the third reading of bills, which cannot be suspended.

PURCHASE OF SUPPLIES.

Rule 66. The board of control shall furnish all necessary supplies for the Senate upon the requisition of the sergant-at-arms, when signed by the secretary of the Senate.

Rule 67. Any senator shall have the right to compare an enrolled bill with the engrossed bill before the president signs the same.

JOINT RULES OF THE SENATE AND HOUSE OF REPRESENTATIVES.

SESSION OF 1913.

CONFERENCE AND FREE CONFERENCE COMMITTEES.

Rule 1. In every case of an amendment of a bill or joint or concurrent resolution, agreed to in one house, dissented from in the other and not receded from by the one making the same, such house shall appoint a committee to confer with a like committee to be appointed by the other, and the committee so appointed shall meet at a convenient hour, to be agreed upon by their respective chairmen, and shall confer upon the differences between the two houses as indicated by the amendment made in one and rejected in the other, and report as early as convenient the result of their conference to their respective houses. If after such a report the two houses shall disagree upon the recommendations of the reporting committees as to their differences between the two houses, a committee or free conference shall be appointed to whom the whole subject matter embraced in the bill or resolution shall be committed, and the committee of free conference may report by new bill or resolution, or otherwise, and bills or resolutions so reported shall be treated as amendments, unless such bills or resolutions are comprised entirely of original matter, in which case they shall receive the treatment required in the respective houses for original bills or resolutions, as the case may be.

MESSAGES, SENATE TO HOUSE.

Rule 2. Messages from the Senate to the House of Representatives shall be delivered by the secretary or assistant secretary, and messages from the House of Representatives to the Senate shall be delivered by the chief clerk or assistant clerk, who shall be announced by the doorkeeper, enter within the bar, announce or deliver his message.

BILLS, FINAL ACTION ON COMMUNICATED.

Rule 3. Each house shall communicate its final action on any bill or resolution, or matter in which the other may be interested, in writing, signed by the secretary or clerk of the house from which such notice is sent.

ENROLLED AFTER PASSING BOTH HOUSES.

Rule 4. After a bill shall have passed both houses, it shall be duly enrolled by the enrolling clerk of the house in which it originated, and shall be examined by the enrolling committee of such house, who shall carefully compare the enrolled bill with the engrossed bill as passed, correcting any errors that may be discovered in the enrolled bill, procure in open session the signature thereto of the necessary officers of the two houses, present the same to the governor, and forthwith report to such house the time when such presentation to the governor was made. The enrolling clerk shall endorse on the back of each bill the house in which said bill originated.

JOINT RESOLUTIONS TO TAKE THE SAME COURSE AS BILLS.

Rule 5. All joint resolutions to be presented to the governor, excepting such as may be addressed to him, shall take the usual course of bills.

TO BE TRANSMITTED WITH BILLS.

Rule 6. Each house shall transmit to the other papers on which any bill or resolution may be founded.

PRINTING AUTHORITY OF JOINT COMMITTEE.

Rule 7. The standing committees on printing of the two houses shall be a joint standing committee, who shall examine all matters proposed to be printed by concurrent order, and shall report what part of such matter is needful to print. Each house may order the printing of bills introduced, reports of its own committees, and other matters pertaining to such house only; but no other printing shall be ordered except by a concurrent resolution passed by both houses. It shall be the duty of the secretary of the Senate and the clerk of the House to compare the bills introduced in each house, and such bills as are introduced in both houses and are of the same wording shall only be printed in one house.

RESOLUTIONS, JOINT TO TAKE SAME COURSE AS BILLS.

Rule 8. Joint resolutions and memorials addressed to congress, or either house thereof, or to the president of the United States, or to the head of any of the national departments, or proposing amendments to the state constitution, shall be treated in all respects as bills.

VETOES, TO BE MADE SPECIAL ORDER.

Rule 9. Bills which have passed a previous legislature, and which are transmitted to the legislature next sitting, accompanied by a message or statement of the governor's disapproval, or veto of the same, shall become the subject of a special order; and when the special order for their consideration is reached and called, the said message or statement shall be read, together with the bill or bills so disapproved or vetoed, and the message and bill shall be read by the clerk, without interruption, consecutively, one following the other, and not upon separate occasions; and no such bill or message shall be referred to any committee, or otherwise acted upon, save as provided by law and custom; that is to say, that immediately following such reading the only question (except as hereinafter stated) which shall be put by the speaker is, "Shall the bill pass, notwithstanding the objections of the governor?" It shall not be in order, any time, to vote upon such vetoed bill without the same shall have first been read, from the first word of its title to and including the last word of its final section; and no motion shall be entertained after the chair has stated the question save a motion for the "previous question," but the merits of the bill itself may be debated.

SPECIAL ORDER.

Rule 10. Senate bills in the House, and House bills in the Senate shall be the special order on Wednesday of each week during the session.

BILLS FOR AMENDMENTS SHALL REFER TO TITLE.

Rule 11. All amendatory acts shall refer to the title of the act amended in full and date of approval. Committees shall amend or substitute all titles to conform to this rule.

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48. Senator NICHOLS: An act relating to the registration of voters, and amending sections 4757, 4759 and 4763 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	115	559 701							
49. Senator FAIRCHILD: An act creating the county auditor of each county the chief registration officer and providing for registration of all voters in the state for primary, general, or special state county, city, district, school and municipal elections through a card system, making voter registration compulsory, creating other registration officers; providing for change of registration to change of precinct; providing for the number and times for registration; providing a penalty for false and fraudulent registration and for the violation of the provision of the act and repealing chapter 2 of title 29, Remington & Ballinger's Code.....	115	770							

50.	Senator SHARFSTEIN: An act to amend sections 4 and 5 of an act entitled "An act relating to the management of the jute mill at state penitentiary, regulating the purchase, manufacture, and sale of jute and other products manufactured at the state penitentiary, defining the duties of the state board of control in connection therewith, repealing sections 8559, 8560, 8561, 8562, 8563, 8564, 8565, 8566 and 8567 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency," approved March 20, 1911, relating to the sale and disposition of jute and other products at the state penitentiary.....	115	236	267	728	776	779
51.	Senator WENDB: An act relating to horticulture and amending sections 3092, 3099, 3100, 3132, of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	116					
52.	Senator CHAPPELL: An act to create the county of White Salmon, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties.....	116	185	214	215	576	
53.	Senator FAIRCHILD (by request): An act to govern the sale of eggs; to regulate the classification, labeling, marketing and selling of eggs and providing a penalty for the violation thereof.....	121					
54.	Senator DAVIS: An act providing for an amendment to the constitution of the State of Washington, prohibiting the manufacture, sale and use of intoxicating liquors as a beverage, and making exceptions thereto.....	121					
55.	Senator BETHELL: An act relating to hotels and lodging houses, amending section 11, and repealing sections 12, 13, 14, 15, 16, 17, 18, 19 and 20 of chapter 29, of the Session Laws of 1909, being an act entitled "An act relating to hotels, inns and public lodging houses, creating the office of state hotel inspector, and providing penalties for the violation thereof, and making an appropriation therefor," approved March 2, 1909.....	122	765				
56.	Senator JACKSON: An act relating to intoxicating liquors, amending section 18 of chapter 81 of the Session Laws of 1909.....	122					
57.	Senator JACKSON: An act to further amend sections 68, 102 and 107 of the act approved March 15, 1897, entitled "An act to provide for the assessment and collection of taxes in the State of Washington," as heretofore amended, and to amend sections 9219, 9253, 9259 and 9262 of Remington & Ballinger's Annotated Codes and Statutes.....	122	354				355

63.	Senator NICHOLS: An act authorizing county commissioners to issue county road bonds for constructing and improving public ways, and for aiding in so doing, both within and without the limits of incorporated cities and towns, prescribing the method of expending the proceeds thereof, validating elections and other proceedings heretofore held or had relating thereto, and authorizing certain incomplete proceedings to be completed under this act.....	124	243	265	559	266	528	659	708	833
64.	Senator NICHOLS: An act providing for the amendment of section 5 of article XI of the constitution, relating to county, city and township organization	124	460 559, 768							
65.	Senator NICHOLS: An act providing for the amendment of sections 1, 3 and 4 of article III of the constitution of the State of Washington	124	460 559, 769							
66.	Senators BROWN and CORTER: An act establishing a powder factory, providing for the management of, and the sale of powder therefrom, and making appropriations therefor.....	124	253 376	784		785				
67.	Senator LANDON: An act to prevent the keeping or disposition of obligations resembling money, of defunct banks, insurance companies, railroad companies, and other corporations, associations or individuals, and to provide a punishment for the violation thereof.....	125	183		214					
68.	Senator ALLEN: An act relating to the state militia, amending sections 7179, 7182, 7193, 7194, 7198, 7205, 7216, 7221, 7222, 7224, 7225, 7228 and repealing section 7195 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring an emergency	125	273	301	303 335 797	336	795	884	904	1158
69.	Senator SHARPSHEIN: An act to amend section 183 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the recovery of damages for the death of a person, caused by the wrongful act or neglect of another.....	125	237	267		268				
70.	Senator STEPHENS: An act to provide a limitation for the bringing of actions to recover any consideration paid on a negotiable instrument negotiated by a forged endorsement.....	125	184		214					
71.	Senator STEPHENS: An act relating to garnishments in the justice courts in the State of Washington and amending sections 10, 11 and 21 of chapter 160 of the Laws of 1909, entitled "An act in relation to garnishments in justice courts in the State of Washington"	126	240	263		263				

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred.....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
72. Senator STEPHENS: An act to amend section 3343 of chapter II of title XVIII of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to banking and providing for a reserve for savings and time deposits, and defining the same.....	126	184	421		423				1118
73. Senator STEPHENS: An act regulating notaries public who are stockholders, directors, officers or employes of banks or other corporations.....	126	184 320	420	207	420	727	747	756	
74. Senators PHIPPS, LONDON, SCOTT, HUTCHINSON, FAIRCHILD, BROWN, FRENCH, FLEMMERFELT, CHAPPELL and ESKY: An act relating to political parties and to provide for the expression of the qualified electors of the several political parties of their choice for nomination by their party for president of the United States, and to provide for the election of the delegates and alternates of said political parties to their respective national conventions, and to provide for the nomination of presidential electors of said political parties, and to provide for an expression of the wish of the electors in regard to their party platform, and repealing all laws in conflict herewith.....	154								
75. Senator CORTER: An act prohibiting the sale of intoxicating liquor within three miles of any state soldiers' home within the State of Washington and providing a penalty for the violation thereof.....	154								
76. Senator BETHELL: An act taxing notes secured by mortgages on real estate and exempting the owner of said real estate to that amount.....	154	355		355					

77.	Senator ESPY (by request) : An act authorizing the incorporation of log, timber and lumber salvage associations, and permitting such corporations to pick up and reclaim lost or strayed logs, timber or lumber, and giving a lien for reasonable compensation therefor.....	154	171			
78.	Senator FRENCH: An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring same to be a state road.....	155				
79.	Senator SUTTON: An act relating to drainage districts and amending sections 4138, 4139, 4144 and 4145, Remington and Ballinger's Annotated Codes and Statutes of Washington.....	155	453 632	750	751	1120 1158 1163
80.	Senator LEONARD: An act to amend section 14 of an act entitled "An act providing for the incorporation of trust companies and defining their powers and duties," approved March 17, 1903.....	155	241 321	437 446, 489		
81.	Senator LEONARD: An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring same to be a state road.....	155				
82.	Senator SCOTT: An act to amend section 44 and to repeal sections 42, 45 and 48 of an act entitled "An act to provide for the formation of banking corporations, and to regulate the business of banking and securing state supervision thereof; for the appointment of a state examiner, defining his duties, fixing his compensation and making an appropriation therefor; and prohibiting the use of the words 'bank, trust, and savings' in advertising business by persons, firms and associations not hereby brought under state supervision, and fixing a penalty for its violation," approved March 16, 1907.....	156	736	911	911	
83.	Senator FRENCH: An act relating to game fish, prohibiting fishing by non-residents without license, and providing penalties.....	156	482			
84.	Senator CORREY: An act prohibiting the leasing or subleasing, letting or subletting of lands outside of the limits of any corporate town or city in this state to persons other than citizens of the United States or who have declared their intention to become such, or to corporations, a majority of whose capital stock is not owned by citizens of the United States, or by persons who have declared their intention to become such, declaring the same to be unlawful, providing a penalty therefor, and prescribing the duties of prosecuting attorneys in relation thereto.....	156	929			

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
85. Senator DAVIS: An act providing for the publication of pamphlets publishing the candidacy of all candidates for office, the argument for and against such candidacy by the secretary of state, and the distribution of the same to the voters of the state, districts and counties, and the publication of platforms and reasons why the voters should vote for or against certain candidates; and also in cities of ten thousand and over	157	452							
86. Senator ALLEN: An act relating to the salaries of bailiffs of the superior courts	157								
87. Senator COMER: An act relating to commission merchants or persons selling farm, dairy, orchard or garden produce on commission, and amending sections 7024 and 7033 of Remington & Ballinger's Annotated Codes and Statutes of Washington	157	870							
88. Senator METCALF: An act for the protection of game birds, deer, and gray squirrels in certain designated territory in the State of Washington, to prevent firing of rifles in said territory, providing punishment for the violation thereof and amending chapter 84 of the Session Laws of 1911, approved March 14, 1911	157	274	885		886	1121	1174	1176	
89. Senator ESPY (by request): An act prescribing a penalty for taking up or having in one's possession any marked log or timber of value, without the owner's consent and amending sections 7101 and 7103 of Remington & Ballinger's Annotated Codes and Statutes of Washington	158	620							

90.	Senator WHITE: An act relating to houses or places of lewdness, assignation and prostitution, to declare the same to be nuisances, to enjoin the person or persons who conduct or maintain the same, and the owner or agent of any building or property used for such purposes, and to assess a tax against the person or persons maintaining said nuisance and against the building or property and owner and agent thereof.....	158	652	887	888	1070	1136	1137
91.	Senator LEONARD: An act relating to swamps or overflowed lands, providing for the drainage or protection of same, and extending the right of eminent domain for such purposes.....	158	272 322					
92.	Senator SUTTON: An act to regulate the purchase, sale, trade or transfer and encumbrance of stocks of goods, wares and merchandise in bulk, and fixtures or equipment used, or to be used in the sale, display, manufacture, care or delivery of said goods, wares or merchandise, and prescribing penalties for the violation thereof, and to amend sections 1, 2, 3 and 4 of an act entitled "An act to regulate the purchase, sale, trade, transfer and encumbrance of stocks of goods, wares or merchandise in bulk, and prescribing penalties for the violation thereof," being chapter 6 of the Session Laws of 1901.....	158						
93.	Senator COLLINS (by request): An act relating to the creation and organization of the county of Simcoe, subject to the requirements of the state constitution and the statutes in respect to the establishment of new counties.....	159	350 591	399				
94.	Senator WHITE: An act relating to salaries of county officers, costs and fees, and amending sections 4032 and 4065 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.....	159	243					
95.	Senators HUTCHINSON, SUTTON, SHAEFEL, ROSENHAUPT, PHIEPS, WENDE, JACKSON, MCCOY, DAVIS, CHAPPELL, ESPY, MCGUIRE, CAMPBELL, JENSEN, BETHELL, STEPHENS, and COTTER: An act making an appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor.....	159						
96.	Senator STEPHENS: An act relating to road and bridge bonds, and amending section 5095 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.....	160	237 322	380	380	1120	1136	1138

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred, . . .	Report of committee.	Third reading and amendments.	Other action in Senate.	Vote on final passage.	Message from House.	Signed by President.	Signed by Speaker.	Approved and signed by Governor.
97. Senator METCALF: An act to amend section 1 of an act entitled "An act authorizing cities and towns to construct, condemn and purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith, and declaring an emergency," approved March 17, 1909.	160	242	264	677	265	676	776	779	
98. Senator METCALF: An act to permit cities of the first class to contribute to the support of privately organized charities and museums.	160	294							
99. Senator COLLINS: An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of; to repeal section 9 of, and to add a section relating to elections to an act approved March 14, 1911, entitled "An act authorizing the establishment of port districts; providing for the acquisition, construction, maintenance, operation, development and regulation of a system of harbor, improvements and rail and water transfer and terminal facilities within such districts, and providing the method of payment therefor".	161								
100. Senator PRYER: An act to protect the lives, health, morals of women and minor workers, establishing an industrial welfare commission for women and minors, prescribing its powers and duties, and providing for the fixing of minimum wages, for the standard condition of labor for such workers, and providing penalties for violation of the same.	107	275	609		612	1070	1136	1138	
101. Senator HUTCHINSON: An act defining the duties of drivers of vehicles in case of an accident, and providing punishment for non-observance thereof.	167	295	366		367				

118.	Senator IMUS: An act authorizing and directing the state auditor to audit, and the state treasurer to pay bills of expense which hereafter may be incurred by the bureau of plant industry of the department of agriculture of the United States, in the investigation and experimentation in the various methods of clearing logged-off and timbered lands in this state, to an amount in the aggregate equal to the sum hereafter to be expended by said bureau from its congressional appropriation for such purpose, within this state, not exceeding \$10,000, and making an appropriation therefor.....	175	479		
119.	Senator IMUS: An act relating to reforesting certain state lands, and withdrawing from sale state lands suitable only for reforestation	175	567		
120.	Senators TROY and IMUS: An act relating to the improvement of logged-off or cut-over lands, and providing a method for the payment therefor	175	702		
121.	Senator STEPHENS: An act relating to municipal corporations owning or operating municipal water plants and authorizing such corporations to sell and deliver surplus water for domestic or other purposes, and to construct and lay down, outside of the limits of said towns or cities such mains, pipes or conduits as may be necessary to deliver water to such persons or corporations, and providing the mode of payment for such construction.....	176	571	662	662
122.	Senator LANDON: An act to redistrict and reapportion the State of Washington into five congressional districts.....	176			
123.	Senator CORTER: An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts.....	176			
124.	Senator JENSEN: An act relating to the prevention of pollution of public water supplies used for domestic purposes and for the control of sewage and sewage disposal; authorizing the adoption and promulgation by the state board of health of orders, rules and regulations for such purposes and giving jurisdiction in equity to the superior court to enforce orders, rules and regulations of said board and providing penalties.....	176	283	469	470

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
125. SENATORS COLLINS, WHITE, JENSEN, CHAPPELL, ESPY, IVERSON, LANDON, PIPER, BETHEL, PHIPPS, CAMPBELL, FAIRCHILD and HUTCHINSON: An act establishing and providing for the management of the Washington State School for Girls, authorizing the purchase of a site and the erection of buildings, and making an appropriation therefor.....	177		182						
126. Senator HUTCHINSON: An act providing for changing the name of the state institution for feeble-minded to state school and colony, for the government of the same, and repealing all acts and parts of acts in conflict with the provisions of this act.....	177	568	753		763	1123	1158	1163	
127. Senator METCALF: An act relating to neglected, dependent and delinquent children, and amending section 1995 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	186	459 737	471 992	471	992				
128. Senator ROSENHAUPT: An act relating to deeds and transfers of interests in real estate, validating all deeds and transfers heretofore made in accordance with the provisions of this chapter and amending section 8746 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	186	377	436	421 1125	436	1120	1158	1163	
129. Senator ALLEN: An act relating to and fixing a method of determining the qualifications of persons employed in the department of industrial insurance.....	186	295							
130. Senator SHARPSTEIN: An act to permit the garnishment of the salary of a public officer.....	186	324	369		369				

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
138. Senators CORTER and DAVIS: An act to amend sections 1 and 23 of "An act to provide for the submission to the qualified electors of the question whether the sale of intoxicating liquors shall be licensed or prohibited providing for the enforcement of the result of the elections hereunder, defining offenses hereunder, and providing penalties therefor," said act being chapter 81 of the Session Laws of 1909, approved March 12, 1909.....	189	189	189	189	189	189	189	189
139. Senator CAMPBELL: An act to prohibit the collection of fees for securing employment or furnishing information looking thereto and fixing a penalty for the violation of the same.....	669	669	669	669	669	669	669	669
140. Senator BOWEN: An act to prohibit the use of automatic and repeating shot guns in hunting, and fixing a penalty for the violation of the provisions hereof.....	595	595	595	595	595	595	595	595
141. Senator PHIPPS: An act providing for the renting and repair of improved escheated lands.....	255 356	398	284	398	944	959	961	961
142. Senator PHIPPS: An act making an appropriation to satisfy a mortgage held by the Washington Trust Company on certain escheated lands and providing for the dismissal of the suit to foreclose the same.....	240	262	202	202	944	959	961	961
143. Senator SHARPESTEIN: An act for the relief of the heirs of Annie E. Ennis, deceased, late of Walla Walla county, State of Washington, ceding to said heirs a certain right-of-way now held by the State of Washington, over and across certain lands in Walla Walla county, State of Washington.....	681	750	745	750	750	750	750	750

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
153. Senator IVERSON: An act relating to and providing for the nomination of candidates for public office and for the printing of the names of candidates on the general election ballot, providing penalties for the violation thereof, repealing chapter 209 of the Session Laws of 1907 and chapter 82 of the Session Laws of 1909.	200	400 539 875							
154. Senator WENDE: An act for the relief of J. W. Henry, for hire of certain horses used at Camp of Instruction, National Guard of Washington, and making appropriation therefor.	200	274							
155. Senator WENDE: An act relating to the sale of personal property belonging to counties, and amending section 3842 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	200	594	963		963				
156. Senator WENDE: An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard of Washington, at North Yakima, appropriating money from the military fund thereof, creating a commission to superintend the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof.	201	274 741							
157. Senator IVERSON: An act to amend section 5 of article 6 of the Constitution of the State of Washington relating to the investment of public funds.	201	574	923	924 957	924 963				

158.	Senators NICHOLS, BOWEN and LANDON: An act to amend sections 2, 3, 4, 5, 6, 7 and 8 of, to repeal section 9 of, and to add a section relating to elections to, an act approved March 14, 1911, entitled "An act authorizing the establishment of port districts; providing for the authorization, construction, maintenance, operation, development and regulation of a system of harbor improvements and rail and water transfer and terminal facilities within such districts, and providing the payment therefor".	201							
159.	Senator ROSENHAUPT: An act relating to the expenditure of money for the maintenance of state institutions.	201	377						
160.	Senator SCOTT: An act to provide a limitation for the bringing of actions to set aside or cancel, guardians' deeds, and deeds made by administrators, executors and sheriffs, or for the recovery of lands conveyed or purporting to be conveyed by any such deeds.	202							
161.	Senator STEPHENS: An act relating to the powers of boards of county commissioners	211							
162.	Senator BROWN: An act relating to the purchase of powder from the state powder factory and fixing the terms of payment therefor, providing for liens and the enforcement thereof on the lands on which such powder is used, and defining certain offenses and fixing penalties therefor	211	765	983					
163.	Senator BOWEN: An act providing for making extensions of drains in drainage districts organized under the provisions of sections 4137 to 4181, both inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington	211							
164.	Senator BOWEN: An act providing for the annexation of territory to drainage districts organized under the provisions of sections 4137 to 4181, both inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington	212	455	515	516	727	776	778	
165.	SENATE GAME COMMITTEE: An act relating to criminal and unlawful shooting with firearms and providing penalties for the violation thereof	212		286					287
166.	SENATE GAME COMMITTEE: An act requiring persons hunting in woods, timber, or brushy land to wear a red shirt or coat, and providing penalties for the violation thereof	212		285					285

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred...	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
167. (Substitute) SENATE COMMITTEE ON CITIES OF THE FIRST CLASS: An act providing for the procedure for the removal of county seats: actions in regard thereto and amending sections 3832, 3833, 3836 and 3839 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.....	212 320	326	619		619				
168. Senator SHARFSTEIN: An act to provide for the ascertainment by appraisement as to whether or not an estate is subject to an inheritance tax in cases where there is no will or administration, and to provide for the payment of said inheritance tax so ascertained.....	212	571	781		781				
169. Senator ROSENHAUPT: An act providing for the organization and operation of mutual savings banks in the State of Washington, defining their powers, duties and privileges, and providing penalties for the violation thereof.....	213	480	471		472				
170. Senators FAIRCHILD, MCGUIRE, PHIPPS, STEINER, SHAEFER, ROSENHAUPT, SHARFSTEIN, SUTTON, WENDE, ALLEN: An act relating to family desertion or neglect, and fixing a penalty therefor, and amending section 192 of chapter 24b, Laws of 1909, relating to crimes and punishments.....	213								
171. Senator McCoy: An act to regulate the use of automobiles, motor-cycles and vehicles of all kinds used upon the streets or highways in the State of Washington; and requiring drivers of automobiles to be licensed.....	213								
172. Senator Espy: An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring the same to be a state road.....	213								

173.	Senator CAMPBELL: An act to amend article (IV) four, of the constitution of the State of Washington, relating to the judiciary.	244				
174.	Senator CAMPBELL: An act to regulate advertisements and solicitations for employes during strikes, lockouts or other labor disputes and providing punishment for its violations.	245	319			
175.	COMMITTEE ON CITIES OF THE FIRST CLASS: An act amending sections 11, 12, 13, 14, 24, 27, 33, 34, 47 and 72 of chapter 98, Laws of 1911, entitled "An act relating to local improvements in cities and towns, and repealing certain acts and parts of acts," approved March 17, 1911; and further amending said act by adding thereto a new section to be known as section 78.	245 715	700	959	969	
176.	Senator PIPER: An act relating to the inspection of railroads by their officers and directors, and to the investigation of complaints filed with the railroad commission.	245				
177.	Senator SHARPER: An act relating to eminent domain by public service corporations.	245				
178.	Senator MCCOY: An act relating to good roads and directing the state highway board to ascertain and report to the next ensuing legislature a system of highways in the State of Washington.	245				
179.	Senator MCGUIRE: An act relating to maintenance, repair and renewal of sidewalks in cities and towns, and providing for the payment thereof by the owners of abutting property, and repealing sections 7872 and 7873 of Remington & Ballinger's Code.	246	700	992	992	
180.	Senators FAIRCHILD, LANDON and CAMPBELL: An act relating to the placing, erection, use and maintenance of electric poles, wires, cables, apparatus and fixtures, and providing the punishment for the violation thereof.	246				
181.	Senator MCCOY: An act fixing the term of office of county commissioners at six years, and providing for the election of one commissioner at each general election.	246	767			
182.	Senator ROSENHAUPT: An act creating a state editing board, defining its powers and duties and regulating the printing and publication of reports.	246	452 818	516 982	982	
183.	Senator METCALF: An act relating to the clearing, utilization and sale of logged-off lands belonging to this state and making an appropriation therefor.	247				

hydro-electric power incidental to the irrigation of said lands; and to provide for the creation of a state reclamation board and defining its duties and powers, and for the issuance and sale of state bonds to create a fund for said construction, and to provide ways and means, exclusive of loans, by means of a sinking fund and an improvement fund created by this act, to pay the interest on said bonds as it falls due; and also to pay and discharge the principal amount of said bonds within twenty years from the time for the constructing thereof; and to provide for the maintenance and operation of said works by means of said improvement fund; and to provide for the submission of this act to a vote of the people of the State of Washington under and in accordance with the provisions of article eight (8) section three (3) of the constitution of this state, and making appropriations to carry this act into effect.....	257	352 740	963	965	965 1005	1123	1158	1164	.....
188. JOINT COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act to provide for the assessment of the property of persons, firms or corporations engaged in the business of furnishing electric light, water, heat, power, gas and telephones to the public.....	258	.....	.....	.....	.....	.....	.....	.....	.....
189. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same.....	258	499	.....	.....	.....	.....	.....	.....	.....
190. COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act requiring a statement of the true consideration for the transfer of real property before a deed may be recorded.....	258	.....	337	.....	337	.....	.....	.....	.....
191. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act providing when changes may be made in the boundaries of road and school districts, and other taxing districts.....	258	.....	338	.....	338	.....	.....	.....	.....
192. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act providing for the assessment of fishtraps, fishtrap locations and fishing locations by the state board of tax commissioners.....	258	.....	338	.....	338	.....	.....	.....	.....
193. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act providing for the assessment of registered water craft by the state board of tax commissioners as personal property.....	259	.....	340	.....	340	.....	.....	.....	.....
194. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act fixing the salaries of the county assessors of the State of Washington and providing for the employment of expert assistants by the board of county commissioners.....	259	.....	341	.....	341	.....	.....	.....	.....

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
195. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act to amend section 9200 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the equalization of the assessments by adding to said section a proviso limiting the time when application may be made for a reduction of an assessment to the first six days of the session of the county board of equalization.....	259		341		342				
196. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act requiring all irrigation companies to file with the county auditor of each county a plat showing the exact location and width of right-of-way of their ditches and canals.....	259		367		368				
197. Senator MERCALF: An act relating to the regulation and conduct of bake shops and bakeries and providing penalties for the violation thereof, and amending sections 5482, 5484, 5487, 5488 and 5491 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	260	479	659		659				
198. SENATE COMMITTEE ON EDUCATIONAL INSTITUTIONS: An act relating to the lands in section 16, township 25 north, range 4 east, W. M., and in blocks 7 and 8 of Lake Washington shore lands, and dedicating to the public certain portions thereof.....	260		368		369	634	659	709	832
199. Senator ALLEN: An act relating to the purchase of books for the state library, and making an appropriation therefor.....	260	497							
200. SENATE COMMITTEE ON PUBLIC REVENUE AND TAXATION: An act to amend sections 9219, 9254, 9259 and 9262 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to taxation.....	260		371	398 399	373 400				

201.	Senator NICHOLS: An act relating to commercial waterway districts, amending chapter XI of the Laws of 1911, of the State of Washington, relating to commercial waterway districts, validating certain proceedings heretofore had with reference to commercial waterway districts, and providing that this act shall take effect immediately	200	319	382	382	638	776	779	1118
202.	Senator SCOTT: An act relating to liens upon grain and grain sacks and providing for the enforcement thereof	261							
203.	Senator LEONARD: An act establishing a state school for girls in conjunction with the Washington State Training School, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof and providing penalties for violations thereof	261							
204.	Senator METCALF: An act relating to exemptions from the inheritance tax and amending section 9199, Remington & Ballinger's Annotated Codes and Statutes of Washington	278	827						
205.	Senator DAVIS: An act fixing the terms of county and precinct officers and prescribing the times of holding elections therefor	278	668						
206.	SENATE COMMITTEE ON ELECTIONS AND PRIVILEGES: An act providing a method of voting at all elections by electors unavoidably absent from the polls on election day, and providing penalties for violations thereof	278 715	406 359, 687						
207.	Senator SHAEFER: An act relating to claims against cities and towns and abutting property owners for damage on account of the condition of streets and highways	279							
208.	Senator SHAEFER: An act relating to parties to actions and practice, and requiring an abutting property owner to be joined with a municipal corporation	279							
209.	Senator SHAEFER: An act relating to local improvements in cities and towns and amending section 6 of an act entitled "An act relating to local improvements in cities and towns, repealing certain acts and parts of acts," approved March 17, 1911, being chapter 98 of the Laws of 1911	279	647	811	1123	811	1122	1174	1176

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred . . .	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
210. Senator ALLEN: An act to amend article 1 of the constitution of the State of Washington by adding thereto a new section to be known as section 164, and relating to excess condemnation by municipal corporations	279								
211. Senator ALLEN: An act to amend an act of the legislature of the State of Washington, entitled "An act to enable cities of the first, second and third class and having a population of over fifteen hundred inhabitants to exercise the right of eminent domain for the taking and damaging of land and property for public purposes, providing a method for making compensation therefor, and providing for special assessments in certain cases upon property benefited," approved March 13, 1907, by amending sections 1, 5, 19, 22, 23, 30, 32, 36, 40 and 46 thereof, and by adding thereto two new sections to be known as sections 1-a and 1-b	280	699							
212. Senator MCCOY: An act to amend section 3163 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to liens for service of sines	280	349	403	905	404	904	910	925	1119
213. Senator ALLEN: An act to amend section 16 of article 1 of the constitution of the State of Washington, relating to eminent domain	290	735							
214. Senator FRENCH: An act relating to the practice of barbering and amending sections 7006, 7007, 7009 and 7020 of Remington & Ballinger's Annotated Codes and Statutes of Washington	290	453							
215. Senator MCGURK: An act relating to the terms of officers in cities and towns, except in cities of the first class	291								

216.	Senator WENDE: An act authorizing and empowering cities and counties to expend money from their respective current expense funds, for the purchase of armory sites.....	281	570	923	923	1120	1158	1163	.....
217.	Senator McCoy: An act to provide for the appointment of judges, inspectors and clerks for a general election and providing how the votes cast shall be counted and providing a penalty for the violation of this act.....	281	608	.....	.....	.....	.....	.....	.....
218.	Senator HUTCHINSON: An act to protect the public peace, health and safety from habitual criminals, moral degenerates and sexual pervers; to require the superintendents of the state hospital for insane at Stellacoom, state hospital for insane at Medical Lake, state hospital for feeble-minded at Medical Lake, state hospital for insane at Sedro-Woolley, state training school at Chehalis, state penitentiary at Walla Walla, to report quarterly the names, records, condition and character of all inmates of their respective institutions who are habitual criminals, moral degenerates or sexual pervers; to authorize the state board of health to investigate, or cause to be investigated, all such cases so reported to it; to authorize the state board of health, in its discretion, to direct the superintendents of said institutions to perform or cause to be performed such surgical operations as may be for the best interest of the public peace, health and safety.....	281	573	722	723	.....	.....	.....	.....
219.	PIERCE AND KING COUNTY SENATORS: An act authorizing counties to contract together for administrative and financial co-operation in the improvement, confinement and protection of rivers and the banks, tributaries and outlets thereof, whose waters flowing into or through such counties work damage by inundation or otherwise, authorizing the levy of taxes and the creation and disbursement of special funds for such purposes, delegating the power of eminent domain in aid of, and providing generally ways and means for the accomplishment of such purposes and the performance of such contracts.....	282	498	611	614	859	910	925	1119
220.	Senators PHIPPS and MCGUIRE: An act authorizing the completion of the final survey of the Quincy Valley irrigation project, and appropriating money therefor.....	282	707	963	963	1088	1158	1164	.....
221.	Senator DAVIS: An act relating to the nomination of superior court and supreme court judges, the superintendent of public instruction, and county superintendents of schools, and amending section 4842 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	282	669	.....	.....	.....	.....	.....	.....

227.	Senator SHARSTEIN: An act relating to the time of listing for taxation of property and amending section 3101 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	297				
228.	COMMITTEE ON CITIES OF THE FIRST CLASS: An act relating to the public powers of cities of the first class and the power and control of and by such cities and of and by the public service commission of the matter of construction and maintenance of facilities to prevent injury at railway crossings in cities of the first class.....	297 775	907	908		
229.	Senator SHAEFER: An act to amend section 1, chapter 117, Laws of 1911, entitled "An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts," approved March 18, 1911.....	298	569			
230.	Senator SHAEFER (by request): An act relating to railroad and railway companies, shall not take or damage property for a public use, until full and complete compensation is first made and paid; providing that the question as to whether or not property has or will be damaged, shall be a question of fact; that it shall not be necessary to physically invade property to constitute a taking or damaging thereof; that the damage and injury provided for shall be all such as are not barred by statute of limitation, at the passage hereof; that if any part of this act shall be declared void, all other parts shall remain in force.....	298	767			
231.	Senator HUTCHINSON: An act authorizing municipal corporations to fix a minimum wage scale on any and all municipal construction or local improvement work and to provide a penalty for the violation thereof.....	298	545			
232.	Senator SHAEFER: An act to amend section 595 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the time and manner of redemption of property from judicial sales.....	299	754	754		
233.	Senator PHIPPS: An act creating safeguards against accidents, injury and ill health of workmen in all occupations over which the industrial insurance commission has or may have jurisdiction, creating inspectors and chief inspectors and a board of safety experts to provide ways and means of preventing accidents and to carry out the provisions of this act and repealing all acts and parts of acts in conflict herewith.....	299				

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239.	Senators CAMPBELL and STEPHENS: An act relating to assessment and taxation of personal property and amending sections 2 and 4 of chapter 24 of the Laws of 1911.....	328	573						
240.	KING COUNTY SENATORS: An act appropriating the sum of one hundred twenty-eight thousand nine hundred seventy-three and 87-100 dollars from the state shore land improvement fund (said sum being the unexpended balance of the two hundred and fifty thousand dollars set apart and appropriated by chapter two hundred and eighteen of the Laws of nineteen hundred and nine, and providing for the expenditure thereof in connection with the construction and improvement of the Lake Washington canal in King county, Washington.....	329	499	615	1088	1136	1137		
241.	Senator McCoy: An act relating to the transfer of territory from one school district to another and amending section 4433 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	329	497	638	1120	1158	1163		
242.	Senator LANDON: An act amending section 8910 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	329	568	812 865			866		
243.	Senator NICHOLS (by request): An act relating to damages caused by motor vehicles and creating a lien upon the vehicle doing such damage.....	330							
244.	COMMITTEE ON HORTICULTURE AND FORESTRY: An act relating to horticulture and amending sections 3074, 3080, 3082, 3091, 3092, 3096, 3098, 3099, 3100, 3131 and 3134 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	330		639			640		
245.	Senator ANDERSON: An act providing for the registration of farm names and making it unlawful to apply a registered farm name to any other farm or to the products of any other farm.....	362	387	439			439		
246.	Senator CAMPBELL: An act prohibiting the compulsory boarding of employees, providing for an additional amount to stipulated wage for board obtained away from employer's boarding house and providing a penalty for violation of this act.....	362	480	907			907		
247.	Senator TROY: An act creating a department of agriculture, providing for the organization and administration thereof, defining the powers and duties of its officers and employees in relation to agriculture, horticulture, live stock, dairying, state fairs, foods, drinks, drugs, oils, and other kindred subjects, providing penalties for the violation thereof, and repealing certain acts and parts of acts.....	362	480	718	869, 912 941, 947	719	1012	859	1119

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
248. Senator ANDERSON: An act relating to irrigation districts, amending sections 6427, 6439, 6441, 6442 and 6444 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and declaring the same necessary for the immediate need of the public peace, health and safety	332	461	492	1124	751	654	679	677	832
249. Senator FLUMMERFELT: An act to amend sections 3197 and 3198 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to trespass of sheep on certain lands, and providing a punishment therefor	363	572	751			1123	1174	1176	
250. Senator FAIRCHILD: An act to provide for an exemption from taxation of the personal property of every householder to an amount of three hundred (\$300.00) dollars, and of the personal property of every individual not having community interest in household furniture otherwise exempt, to an amount of one hundred (\$100.00) dollars	363	572							
251. Senator Esry: An act relating to issuance of intoxicating liquor licenses by boards of county commissioners, and repealing section 6263 of Remington & Ballinger's Annotated Codes and Statutes of Washington	363								
252. Senator PIPER: An act for the relief of F. M. Fortune for injuries sustained while in the employ of the State of Washington	364								
253. Senator ROSENHAUPT: An act relating to the exchange or selection of public land	364								

254.	SENATE COMMITTEE ON APPROPRIATIONS: An act making an appropriation for the payment of sundry expenses of the office of the insurance commissioner	364	440	440	440	709	717	756	832
255.	Senator IVANSON (by request): An act amending section 7679 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relative to the eligibility to office in cities of the third class.....	364	478	532	547	533			
256.	Senator HUTCHINSON: An act relating to government, regulation, control and maintenance of the state penitentiary, the state reformatory, the eastern hospital for the insane, the institution for the feeble-minded, the western hospital for the insane, the northern hospital for the insane, the state industrial school, the state school for the deaf and blind, the state soldiers' home, the Washington veterans' home, and the state capitol building and grounds, and repealing chapter CXIX of the Session Laws of 1901 and chapter 166 of the Session Laws of 1907.....	378	607						
257.	Senator CORTER: An act relating to the boundaries of the twenty-fifth, twenty-sixth, twenty-seventh, twenty-eighth and twenty-ninth senatorial districts, and the thirty-fifth, thirty-sixth, thirty-seventh, thirty-eighth and thirty-ninth representative districts in Pierce county, State of Washington.....	379							
258.	COMMITTEE ON MUNICIPAL CORPORATIONS: An act authorizing the assessment for local improvement of lands belonging to school districts within the limits of any city or town; and providing a method for the payment of such assessment and validating all assessments for local improvements by any city or town heretofore made against land belonging to a school district.....	379	489	489	489	489			
259.	COMMITTEE ON MUNICIPAL CORPORATIONS: An act relating to vacation of streets and alleys and to amend sections 7840 and 7841 of Remington & Ballinger's Code of the State of Washington.....	379	511	513	513	512			
260.	Senator SHAFER: An act to authorize the improvement and use of school buildings and property and the acquisition and use of other facilities and real and personal property by school districts of the second class and third class for educational, social, recreational, and other community purposes and making an appropriation therefor	380	428 622	722	722	722	1120	1158	1164
261.	Senator SWYTON: An act providing for apportioning of the income of the permanent normal school fund between the normal schools of the state.....	380	480	483	483	483			

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
276. Senator MCGUIRE: An act amending section 6675 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and adding sections 6661a, 6661b, 6661c, 6661d and 6675a thereto, providing for the sale of certain university lands and university transfers and indemnity lands; charitable, educational, penal and reformatory institution lands; normal school lands; capitol building lands, and agricultural college lands in the State of Washington, and fixing the manner and condition of sale.	411	740	968		969				
277. Senator BETHELL: An act relating to and regulating the shipment, sale and planting of, and defining and fixing the standard of purity of agricultural seeds, making it the duty of the dairy and food commissioner to enforce the provisions hereof, providing penalties for violation hereof, and repealing chapter 152 of the Session Laws of 1909	411								
278. Senator PHIPPS: An act relating to the improvement and use of school buildings and property, and the acquisition and use of other facilities and real and personal property by school districts of the second and third class, for educational, social, recreational and other community purposes; and making an appropriation therefor.	412								
279. Senator PHIPPS: An act relating to marriage and divorce and amending sections 982, 984 and 992 of Remington & Ballinger's Annotated Codes and Statutes of Washington and providing a penalty for the violation thereof.	412								
280. Senator MCGUIRE: An act relating to bastardy, providing for the institution, trial, procedure, and judgment and the enforcement thereof, in actions to determine the paternity of a bastard child, and providing for the maintenance of said child and certain expenses of the mother thereof.	412	600							

281.	Senator McCURRAN: An act to amend sections 5169 and 5170 of Remington & Ballinger's Code and Statutes of Washington, relating to provisions for screens at head of irrigation flumes or ditches.....	481					
282.	Senator BETHELL: An act relating to the taking of carp, suckers, or squaw fish from any lake or stream in the State of Washington..	481	533		534		
283.	Senator DAVIS: An act relating to the protection of orphans, homeless, or neglected children and amending sections 1706, 1701, 1703, 1704 and 1707 and adding section 1707-B, chapter 28, title probate law and procedure, the same being chapter 49 of the Session Laws of 1903 of the State of Washington, entitled "An act providing for the protection of orphan, homeless, dependent and delinquent children, and conferring powers upon the judges of the superior court, the county commissioners, parents, guardians, charitable societies to receive, control and dispose of the same," and repealing an act entitled "An act for the protection of orphan, homeless, neglected or abused children, and conferring powers upon judges of the superior court, the county commissioners, and charitable societies to receive, control and dispose of the same, and declaring an emergency," approved February 14, 1899.....	543 523	988		989		
284.	Senator LANDON: An act to protect the health of persons employed in the manufacture, packing or handling of Portland cement, and providing the punishment for the violation thereof.....	413	853				
285.	Senator WEATHERFORD: An act relating to the exemption of bequests and devises made for public school purposes from the payment of any tax or sum under the inheritance tax law and remitting any tax claimed upon any bequest or inheritance made for the support of public schools within this state.....	414					
286.	Senator SCOTT: An act for the relief of Samuel Triebwasser and making an appropriation therefor.....	414					
287.	Senator ANDERSON: An act relating to the boundaries and formation of precincts.....	414	701				
288.	Senators ROSENHAUPT and SHARFSTEIN: An act relating to the publication, circulation or distribution of news items, printed slips, circulars, schedules, or any other device, reporting, advertising, or giving the news concerning race tracks, horse races, or gambling devices of whatsoever character, and providing a penalty for the violation thereof.....	414					

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
289. COMMITTEES ON ROADS AND BRIDGES: An act relating to the use of the public highways, and the right and remedies of persons thereon, and fixing penalties for violation of the condition imposed, creating the department of motor vehicles, and providing for the licensing of motor vehicles and the drivers and operators thereof; and repealing chapter 154, Laws 1906.	415 679	670	981		981				
290. Senator HUTCHINSON: An act relating to the office of police judge in cities of the first class, providing for appointments to such office, filling vacancies therein and fixing compensation for police judge <i>pro tempore</i> , and repealing sections 2 and 11, chapter 85, Laws 1899, being sections 7520 and 7528, Remington & Ballinger's Annotated Codes and Statutes of Washington.	415								
291. Senator PHIPPS: An act relating to the leasing and development of coal deposits belonging to the State of Washington, and providing penalties for the violation of the provisions of this act.	432								
292. Senator ALLEN: An act proposing an amendment to section 5 of article 16 of the state constitution, relating to the investment of school funds	432								
293. Senator HUTCHINSON: An act relating to rebates on insurance, and repealing section 33 of chapter 49 of the Session Laws of 1911.	432								
294. Senator SCOTT (by request): An act relating to the organization, classification, incorporation, and government of municipal corporations under a commission and amending section 1 of an act entitled "An act relating to the organization, classification, incorporation and government of municipal corporations, under a commission, and declaring an emergency," approved March 17, 1911, being chapter 118 of the Laws of 1911.	432	672	782		782				782

295.	Senator PHIPPS: An act for the relief of the city of Hillyard, State of Washington, and making appropriation therefor.....	433							
296.	Senator ESBY: An act relating to the validation of certain warrants and other obligations and evidence of indebtedness on the part of counties, cities and towns, issued by the corporate authorities thereof in excess of their legal authority.....	433	734	813		813	1120	1158	1163
297.	Senator ESBY: An act relating to crimes and punishments and amending section 7, section 184 and section 187, chapter 249, Session Laws 1909.....	433	601	1007					
298.	Senator PHIPPS: An act relating to the welfare of dependent and delinquent children, providing for the punishment of persons responsible for or contributing to their dependency or delinquency.....	433	632	801	1050	802	1043	1136	1138
299.	COMMITTEE ON RAILROADS AND TRANSPORTATION: An act to regulate the purchase of railroad stock, bonds, and property by railroad companies, and amending section 8665 of Remington & Ballinger's Annotated Code.....	433		636		687			
300.	Senators PHIPPS and COLLINS: An act relating to the killing of wild fowl, prohibiting the putting out of food to attract the same, and providing penalties.....	434	574						
301.	COMMITTEE ON STATE PENAL AND REFORMATORY INSTITUTIONS: An act relating to paroling prisoners from the state penitentiary and amending section 8554 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	432							
302.	Senator MERCALF: An act relating to the liability of municipal corporations for injuries upon streets, alleys and sidewalks.....	433							
303.	Senator MERCALF: An act relating to fairs, authorizing boards of county commissioners to make exhibits thereat and other and pay premiums thereon.....	433	542		911		912		
304.	Senator MCGUIRE (by request): An act relating to the regulation of the practice of mechano-therapy, suggestive therapy, chiropractic, naturopathy and physculopathy in the treatment of the sick and afflicted in the State of Washington, and to appoint a board of health examiners for such regulation and to license drug-less physicians and manipulative and orthopedic surgeons; to punish all persons violating the provisions of this act, and to repeal all acts or parts of acts inconsistent herewith.....	433	892						

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred....	Report of committee....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
305. Senator Corrier: An act relating to the rule of evidence in trials of persons accused of crimes of an immoral or indecent nature committed against women or female children, and repealing section 2443 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	463	597 871							
306. Senator Corrier: An act defining the crime of adultery, fixing a penalty therefor, and amending section 2457 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	464	598							
307. COMMERCE AND MANUFACTURES COMMITTEE: An act relating to the classification, labeling, marketing and selling of eggs and providing penalties for violations thereof.....	464		660		661				
308. Senator ANDERSON: An act proposing a constitutional convention in accordance with the provisions of section 2, article 13 of the state constitution.....	464	766							
309. ROADS AND BRIDGES COMMITTEE: An act relating to the construction of state roads.....	464		616		616	1088	1136	1137	
310. Senator LEGYARD: An act changing the corporate name of the town of Little Falls, in Lewis county, State of Washington, to Toronto.....	464	644	754		754	1122	1158	1164	
311. Senator SPRENER: An act to amend section 4 of an act approved March 17, 1909, entitled "An act authorizing cities and towns to construct, condemn and purchase, purchase, acquire, add to, maintain, conduct and operate certain public utilities, providing for modes of payment therefor, repealing all acts in conflict herewith," the same being section 8008 of Remington & Ballinger's Annotated Codes and Statutes.....	465	644							962

312.	ROADS AND BRIDGES COMMITTEE: An act relating to public highways	465	616	629 1011	618 680, 868	860	1023	1039	1119
313.	Senator IMUS: An act providing for the preparation of a trial docket in superior courts and for the disposal of cases by superior court judges	465							
314.	Senator WHITE: An act permitting county and certain city officers to close their respective offices at 1 o'clock on certain Saturday afternoons and repealing sections 3863 and 7508 of Remington & Ballinger's Codes and Statutes of Washington	465	645						
315.	Senator COTTER: An act amending section 15, of chapter 98 of the Session Laws of 1911, the same being "An act relating to local improvements in cities and towns and repealing certain acts and parts of acts....."	465	732	987	987				
316.	Senator IMUS: An act to provide for the assistance and support of the aged people who are totally physically unable to work or who are dependent for support wholly or partly, upon their labor, and providing funds for that purpose.....	466	825						
317.	Senator STREXER: An act relating to the establishment and maintenance and inspection of boarding houses for children, and prescribing a penalty for the violation of the provisions of this act.....	466							
318.	Senator DAVIS: An act relating to the exemption of colleges, schools, museums and humane societies from taxation, and amending section 3039 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	466	573 828						
319.	COMMITTEE ON IRRIGATION AND ARID LANDS: An act to conserve the waters within the State of Washington for use therein, and providing when this act shall take effect.....	466	819						
320.	Senator PHIPPS: An act relating to firemen's relief and pension fund, and amending section 8065 and section 8067 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	467							
321.	COMMITTEE ON STATE LIBRARY: An act relating to public libraries and museums, and amending section 6971 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	485	752		751	1123	1136	1138	
322.	COMMITTEE ON EDUCATION: An act relating to the apportionment of public school money and to days' attendance in such schools and amending section 4567 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	485	922		922	1122	1158	1164	

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
323. Senator CHARPPELL: An act prohibiting unlawful interference with telegraph, telephone and electric lines and providing for the punishment of violations thereof.....	485	620							
324. Senator WENDE: An act providing for the payment of costs and expenses incurred pursuant to an act entitled "An act to provide for the establishment and creation of drainage districts and the construction and maintenance of a system of drainage, and to provide for the means of payment thereof, and declaring an emergency," approved March 20, 1895, and providing for the dissolution of drainage districts in certain cases.....	486	735	806		808				
325. Senator WENDE: An act authorizing cities and towns to acquire by purchase or otherwise, water for irrigation and domestic purposes; to levy and collect special assessments and taxes to pay for the same and for annual maintenance and operation charges, and for unpaid installments here city or town has heretofore contracted for purchase of water right; providing for modes of payment therefor, repealing all acts in conflict herewith.....									
326. JOINT COMMITTEE ON ELECTIONS AND PRIVILEGES: An act to provide for the use, at the option of indicated local authorities, of voting machines, at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines; providing for the casting, registering, recording and counting of ballots or votes by voting machines, where used; and providing penalties for violation of the provisions of this act.....	486	672	806		807				

327.	Senator BETHELL: An act providing for the erection of a building in the form of an Indian tepee at the Panama Exposition to be held at San Francisco in 1915, and making an appropriation therefor	487						
328.	Senator HALL: An act to amend section 80 of an act approved March 18, 1911, entitled "An act relating to public service properties and utilities, providing for the regulation of the same, fixing penalties for the violation thereof, making an appropriation and repealing certain acts"	504	698	908	1125	809	1420	1174 1176
				1125				
				1138				
				1139				
				1148				
				1149				
				1150				
				1153				
329.	Senator WENDE: An act relating to police courts in cities of the second class and cities operating under the provisions of chapter 116 of the Session Laws of 1913, and repealing sections 7656, 7657, 7658, 7659, 7660, 7661, 7662, 7663, 7664 and 7666 of Remington & Ballinger's Annotated Codes and Statutes of Washington	504	644	986		986	1120	1174 1176
			825					
330.	Senator IAVUS: An act to amend section 4 of article VIII of the constitution of the State of Washington, relating to appropriation of funds and moneys	505	633					
331.	Senator DAVIS: An act relating to the appointment of the members of the state board of control, and amending section 8931 of Remington & Ballinger's Annotated Codes and Statutes of Washington	505	854					
332.	SENATE JUDICIARY COMMITTEE and SENATE APPROPRIATION COMMITTEE: An act relating to lands granted to the state for common schools and for educational, penal, reformatory, charitable, capitol building and other purposes; providing for the completion of such grants and the relinquishment of certain granted lands; and making an appropriation	505		720		720	943	959 961
333.	Senator HURCHINSON: An act relating to criminally insane persons and amending sections 2176, 2283, 5975, 5977, 5978 and 5979 of Remington & Ballinger's Annotated Codes and Statutes of Washington	506	667	987		987		
				665, 684				
				1138				
				1149				
				1151				
				1163				
334.	JUDICIARY COMMITTEE: An act relating to the taking of private property for private ways of necessity and for drains, flumes and ditches on or across the lands of others for agricultural, domestic or sanitary purposes	506		642		642	1121	1174 1176
335.	Senator WENDE (by request): An act fixing the situs of certain classes of personal property for the purposes of taxation	506	732					

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred . . .	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
336. Senator WENDE (by request): An act to provide for the amendment of section 2 of article 11 of the constitution of the State of Washington relating to the removal or relocation of county seats.	506								
337. Senator SHAFFER: An act relating to the liability of municipal corporations for injuries upon streets, alleys and sidewalks	506	645	984		984				
338. Senator WENDE (by request): An act relating to a general and uniform school system for the State of Washington and amending sections 4417 and 4487 of Remington & Ballinger's Annotated Codes and Statutes of Washington	506								
339. Senator STEINER (by request): An act to amend article VII of the constitution of the State of Washington, relating to assessment and taxation	507								
340. Senator STEINER: An act authorizing boards of county commissioners to exhibit the resources and products of their counties, and to provide funds therefor	507								
341. Senator FRENCH: An act defining certain crimes and misdemeanors and declaring their punishment	507								
342. Senator IMRS: An act for the relief of Cowlitz county, and making an appropriation therefor	507	646							
343. Senator HUTCHINSON: An act making an appropriation to erect a monument commemorating the battle of Steptoe	508	651	749	745	749				
				1123					
				1138					
				1139					
				1149					
				1152					
				1163					
344. SENATE JUDICIARY COMMITTEE: An act providing for the appointment of official court reporters in the State of Washington, prescribing their duties, oath of office, and qualifications, and providing for their compensation and the manner of their appointment	508		656		657	1121	1174	1176	

345.	Senator DAVIS: An act to prohibit the manufacture, sale, use, gift, barter, trading or advertising of all vinous, malt, distilled, alcoholic, spirituous or other intoxicating liquors as a beverage, making exceptions thereto, providing for a referendum vote by the people thereon and fixing penalty for violation of any of the provisions of this act.	508					
346.	Senators Espy and DAVIS: An act establishing a county bulletin, providing for the issuance thereof and for the publication therein of all public, official, or legal notices, or other matters required to be published as such.	508	733				
347.	Senators Espy and DAVIS: An act relating to the nomination of candidates for public office and amending sections 4807, 4808 and 4810 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	509	608				
348.	Senators ESPY, JENSEN, IVERSON and DAVIS: An act relating to revenue and taxation, providing for the sale of certificates of delinquency and the interest the same shall draw, and amending sections 9252 and 9253 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	509	733				
349.	Senators Espy and PHIPPS: An act providing for the examination of witnesses before prosecuting attorneys and providing for a penalty.	509					
350.	Senator ESPY: An act relating to fish, oysters, clams and crabs, providing for the protection thereof, licensing and taxing the taking of the same and boats and appliances used therefor, providing penalties and amending sections 5152, 5159, 5234, 5235, 5236, 5237, 5243, 5245 and 5248 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	509	926				
351.	Senator McGUIRE: An act creating and regulating a bureau to be known as a bureau of photography, engraving and blue-printing.	510	733, 895				
352.	Senator LANDON: An act relating to proceedings supplemental to judgment in justice courts in the State of Washington.	510					
353.	COMMITTEE ON APPROPRIATIONS: An act relating to the appointment of deputy insurance commissioners, and amending section 6065 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	529					
354.	SENATE COMMITTEE ON APPROPRIATIONS: An act relating to deputy commissioners of statistics, and amending section 8963 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	529	691	691	717	717	

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first and second time and referred . . .	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
355. SENATE COMMITTEE ON APPROPRIATIONS: An act relating to the assistant state auditor and deputy state auditor, and amending sections 9004 and 9005 of Remington & Ballinger's Annotated Codes and Statutes of Washington	529		717		718				
356. COMMITTEE ON APPROPRIATIONS: An act relating to the salary of the state librarian, and amending section 6958 of Remington & Ballinger's Annotated Codes and Statutes of Washington	529		718		718	943	959	961	
357. JOINT COMMITTEE ON MUNICIPAL CORPORATIONS: An act relating to taxes in cities and towns and amending section 5131 of Remington & Ballinger's Annotated Codes and Statutes of Washington	529		639		639	948	948	1012	
358. Senator FRENCH: An act requiring and prescribing a form of monthly report to the state auditor, of railway mileage used by state officers, their deputies and employes	530	782							
359. APPROPRIATIONS COMMITTEE: An act making an appropriation of two hundred seventy-five dollars for the state library	530		661		661	943	959	961	
360. Senator LANDON: An act relating to the purchase, sale, transfer and encumbrance of stocks of goods, wares or merchandise in bulk and prescribing a penalty for the violation thereof, and amending section 5296 of Remington & Ballinger's Annotated Codes and Statutes of Washington	530								
361. JUDICIARY COMMITTEE: An act relating to the purchase, sale, transfer and incumbrance of stocks of goods, wares, merchandise and fixtures and equipment in bulk, providing penalties for the violation thereof, and amending sections 5296, 5297, 5298 and 5299 of Remington & Ballinger's Annotated Codes and Statutes of Washington	530		662		663	1122	1174	1177	

362.	COMMITTEE ON AGRICULTURE: An act relating to the sale of and fixing the standard of purity of agricultural seeds, and providing penalties for violations thereof.....	530						
363.	Senator McCoy: An act for the relief of Jesse B. Haptonstall, Pierce county, State of Washington, and making an appropriation therefor.....	531						
364.	COMMITTEE ON ROADS AND BRIDGES: An act regulating the load in proportion to the width of tires that may be transported on vehicles over and along certain state and county roads, and providing penalties for violations thereof.....	531	690	1071	1136	1137		
365.	COMMITTEE ON AGRICULTURE: An act providing for the inspection of apiaries and other places where bees are kept, and providing when this act is to take effect.....	531	802					
366.	COMMITTEE ON APPROPRIATIONS: An act making appropriations for the purchase of land for; construction of buildings at; for maintenance of and sundry expenses at, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31, 1915, except as otherwise provided, and making an appropriation for deficiencies.....	536						
367.	JOINT COMMITTEE ON APPROPRIATIONS: An act granting to Lewis county the property held by the state for the Southwest Washington Fair Association, creating a commission for the control and management of the same, and authorizing the counties within such association to take part in and make appropriations for the support of fairs and exhibitions held thereon by such association, and repealing sections 4, 9, 10, 11 and 12 of chapter 237, Laws of 1909.....	537	721	836	721	836	721	836
368.	SENATE COMMITTEE ON APPROPRIATIONS: An act making an appropriation for the relief of certain persons.....	547	747	745	748			
369.	SENATE COMMITTEE ON BANKS AND BANKING: An act to amend sections 8315, 3316, 3339 and 3340 of chapter II of title XVIII of Remington & Ballinger's Codes and Statutes of Washington, relating to banking.....	548	830	987	772	988	1120	1158 1164
370.	SENATE JUDICIARY COMMITTEE: An act relating to writs of attachment and appeals affecting the same.....	548						
371.	Senators McGuire and McCoy: An act providing for the formation and carrying on of co-operative banking associations or societies.....	548	893					

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	TITLE AND HISTORY OF SENATE BILLS—CONTINUED.								
	Read first and second time and referred . . .	Report of committee	Third reading and amendments	Other action in Senate	Vote on final passage	Message from House	Signed by President	Signed by Speaker	Approved and signed by Governor
372. Senator STEPHENS (by request): An act making an appropriation for the relief of the Chicago, Milwaukee & Puget Sound Railway Company for money paid for right-of-way across lands of the State of Washington.	548								
373. Senator CORTER: An act creating a game preserve of certain territory within the state for the protection of upland game and game birds therein, and providing punishment for the violation thereof.	548								
374. Senator HUTCHINSON: An act relating to powers and duties of boards of directors of school districts of the first class	549								
375. Senators FAIRCHILD and PHIPPS: An act to create and establish a state highway department, by the appointment of a state highway commissioner, and assistants and defining the powers and duties of the office, and to provide for a system of state co-operation with townships and counties in the improvement of the public wagon roads, and to make an appropriation therefor for the fiscal year ending June thirtieth, nineteen hundred thirteen and June thirtieth, nineteen hundred fourteen, and to provide a tax to meet the same	549	638	755		755	1121	1174	1176	
376. Senator ANDERSON: An act granting and conveying the steamer "Yakima" to the United States.	549	646	749	745	749				
377. Senator WHITE: An act providing for the placing of a tablet in the Washington National Monument at Washington, D. C., and making an appropriation therefor	549								
378. Senator IVERSON (by request) and Senator COLLINS: An act providing for the protection of young salmon in the waters of Puget Sound, and the tributaries thereof, and amending sections 5183 and 5197 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for violations thereof.	550	631	813						

379.	Senators BOWEN, LANDON, ALLEN, PIPEE, COLLINS, STEINER, JACKSON, FRENCH: An act to establish the Western Washington Fair...	550	647						
380.	COMMITTEE ON PUBLIC BUILDINGS AND GROUNDS: An act relating to the construction of public buildings at the state capitol, authorizing the issuance and sale of bonds for the funding of outstanding indebtedness and the construction of said buildings and making certain appropriations, and amending sections 2 and 4 of chapter 59 of the LAWS of 1911.....	550	655 777	655 778	665	859	884	904	1118
381.	JOINT COMMITTEE ON STATE PENAL AND REFORMATORY INSTITUTIONS: An act establishing a state school for girls in conjunction with the Washington State Training School, authorizing the purchase of a site and the erection of buildings and making an appropriation therefor, regulating the management of and prohibiting interference with the property, inmates, management and discipline thereof and providing penalties for violations thereof.....	550	867	867	1126 1148	999	1174	1176	
382.	Senator METCALF: An act relating to employment offices and agencies, providing for free employment offices, and providing penalties for the violation thereof, and making an appropriation therefor.....	551	708						
383.	Senator ANDERSON: An act prohibiting bulls, stallions, jackasses and stud mules to run at large, providing a penalty therefor, and amending section 3482 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	560	647						
384.	Senator ANDERSON: An act changing the official titles of state examiner for the State of Washington and his deputies.....	560							
385.	Senator STEPHENS: An act to amend section 3708½, volume 2, Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the removal of the principal place of business of corporations.....	560	873						
386.	Senator STEPHENS: An act to amend section 3670, volume 2, Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the filing of conditional sale contract.....	560	873						
387.	Senators SHARFSTEIN and ROSENHAUPT: An act providing for the inspection, cruising and mapping of certain state granted lands and providing penalties for violations thereof.....	561	788 995		861				
388.	Senators ALLEN, COLLINS, JACKSON, BOWEN, PIPEE, NICHOLS and LANDON: An act authorizing counties and cities to contract for joint acquisition, ownership, construction, control and use of municipal buildings and property necessary and permitting the use of certain funds therefor.....	561	568	721	722	1068	1156	1164	

396.	SENATE COMMITTEE ON GAME: An act making it unlawful to fish with salmon eggs in certain portions of the streams of this state, and providing a penalty for the violation of this act.....	577	814	886	.....	.....	.....
397.	SENATE COMMITTEE ON GAME: An act relating to the killing of elk, and amending section 5370 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties for the violation of this act.....	577	814	814	814	.....	.....
398.	SENATE COMMITTEE ON GAME: An act relating to the killing of deer, mountain goat, mountain sheep and caribou and amending section 1 of the Laws of the extraordinary session of 1909 as amended by an act entitled "An act relating to the protection, propagation and sale of certain animals, birds and fishes, providing for searches therefor, fixing penalties for the violation thereof," and amending section 1 of chapter 12 of the laws of the extraordinary session of 1909, approved March 14, 1911, and providing penalties.....	578	815	815	815	.....	.....
399.	SENATE COMMITTEE ON GAME: An act relating to and limiting the number of certain birds to be killed in any one day or week, and amending section 5364 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and providing penalties.....	578	815	816	816	.....	.....
400.	SENATE COMMITTEE ON GAME: An act for the protection of the oyster industry and permitting the killing of certain ducks at any time of the year.....	578	816	816	816	.....	.....
401.	SENATE COMMITTEE ON GAME: An act making it unlawful to kill certain birds, and providing penalties for the violation of this act.....	578	817	817	817	.....	.....
402.	JUDICIARY COMMITTEE: An act relating to county officials and their deputies, amending section 4032 and repealing section 4065 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	579	725 812	725 812	725 812	.....	.....
403.	SENATOR ANDERSON (by request): An act relating to the use of flashlight powder in taking pictures and photos, and providing penalty for violation thereof.....	579	.....	.....	.....	.....	.....
404.	SENATOR JENSEN: An act relating to reports by owners of factories, etc., to the bureau of labor.....	579	644	.....	.....	.....	.....
405.	JOINT COMMITTEE ON IRRIGATION AND ARID LANDS: An act relating to the use of water in the State of Washington, and the right to the use thereof, providing penalties for its violation and for exercise of the power of eminent domain in certain cases, making an appropriation, and repealing certain acts and parts of acts.....	579	757	757	757	868 869 720 721 757, 772 865	.....

413.	Senator SHARPSTEIN: An act relating to warehousemen and warehouse receipts, and to amend section 22 of an act entitled "An act for the prevention of fraud in the grain and hay trade, for the establishment and preservation of standards for grain and hay, regulating warehousemen, millers, shippers and buyers of hay and grain, defining the duty of railroads, making an appropriation, providing penalties for the violation thereof and repealing chapter 137 of the Session Laws of 1909," approved March 14, 1911.....	581						
414.	Senator SHARPSTEIN: An act relating to the employment of females, and amending section 1 of an act entitled "An act to regulate and limit the hours of employment of females in any mechanical or mercantile establishment, laundry, hotel or restaurant; except establishments engaged in harvesting, packing, curing, canning or drying certain perishable articles, and providing a saving clause as to such exception; to provide for its enforcement and a penalty for its violation," approved March 9, 1911, and providing penalties.....	581						
415.	SENATE COMMITTEE ON MEDICINE, DENTISTRY, SURGERY AND HYGIENE: An act relating to the practice of medicine and prohibiting the holder of any certificate other than the certificate to practice medicine and surgery as provided by section 8391 of Remington & Ballinger's Annotated Codes and Statutes of Washington, from prescribing or recommending medicine to be taken internally, and providing penalties for the violation hereof.....	582						
416.	Senator ALLEN: An act to regulate plumbing, creating a board of examiners of plumbing and providing a penalty for the violation thereof.....	582						
417.	Senator LANDON: An act to make the sea beach of the Pacific ocean and the Straits of Juan de Fuca in the county of Jefferson and a part of the county of Clallam a public highway.....	582				700		
418.	JOINT COMMITTEE ON STATE PENAL AND REFORMATORY INSTITUTIONS: An act establishing an institution for the confinement and reformation of certain female persons, providing for the purchase of a site and the erection of buildings therefor and for the commitment of certain female persons thereto, and making appropriation therefor.....	602						
419.	Senator WEATHERFORD (by request): An act relating to insurance and amending sections 75 and 76 of chapter 49 of the Session Laws of the State of Washington for 1911.....	602					780	781

TITLE AND HISTORY OF SENATE BILLS—CONTINUED.

	NUMBER, AUTHOR AND TITLE.	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Other action in Senate.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....	Approved and signed by Governor.....
420.	Senator METCALF: An act relating to certain crimes and the punishments therefor, and amending section 2601 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	603.	826	994		994				
421.	Senator IVERSON: An act in relation to the apportionment of current school funds and amending section 4569 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	603	667						1176	
422.	COMMITTEE ON COMMERCE AND MANUFACTURES: An act relating to electrical construction and the maintenance and use of electric wires, apparatus and appliances, and providing penalties for the violation thereof.....	603		886		886	1121	1174		
423.	Senator METCALF: An act to authorize school boards in districts of the first class to use public funds to pay supervisors and maintain social centers in public buildings, and amending section 4509 of Remington & Ballinger's Annotated Codes and Statutes of Washington by adding sub-section fifteen so that said section when amended shall read as follows.....	603								
424.	SENATE COMMITTEE ON JUDICIARY: An act relating to inheritance tax, and amending sections 9182 and 9183 of Remington & Ballinger's Annotated Codes and Statutes.....	603	831							
425.	Senator ALLEN: An act amending sections 79, 83 and 84, chapter 49, of the Session Laws of 1911, entitled "An act to provide an insurance code for the State of Washington, to regulate the organization and government of insurance companies, and insurance business, to provide penalties for the violation of the provision of this act, to provide for an insurance commissioner and define his duties, and to repeal all existing laws in relation thereto," approved March 10, 1911.....	603		782		782				

439.	Senator DAVIS (by request): An act creating a bureau of legislative statistics and making an appropriation therefor.....	626					
440.	Senator METCALF: An act relating to common schools and amending section 4482 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	626	982			982	
441.	SENATE JUDICIARY COMMITTEE: An act relating to the commencement of actions by service of summons, and amending section 223 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	626	784			784	
442.	Senator SHARFSTEIN: An act relating to compensation of injured workmen and their dependents and amending section 5 of an act entitled "An act relating to the compensation of injured workmen in our industries, and the compensation to their dependents where such injuries result in death, creating an industrial insurance department, making an appropriation for its administration, providing for the creation and disbursement, etc., etc.".....	627	921			922	1174 1176
443.	Senator DAVIS: An act relating to the international exposition at San Francisco in 1915 and making an appropriation therefor.....	627					
444.	Senator Espx: An act relating to public highways and establishing a secondary highway.....	627	766				
445.	Senator JACKSON: An act to redistrict and reapportion the members of the Senate and House of Representatives of the State of Washington.....	627	928			1007 1010 1011 1035 1126	
446.	Senator METCALF: An act providing for proportional, preferential, presidential primaries.....	627	836				
447.	Senator NICHOLS: An act relating to public highways and making an appropriation for the construction and maintenance of state roads.....	628	971			967	1012 1023 1089 1119
448.	Senators FAIRCHILD and PHIPPS: An act providing for a system of rewards for diligence and good behavior of state prisoners and the payment and accounting of the same.....	628					
449.	Senator FAIRCHILD: An act relating to the transfer of state timber lands for privately owned timber lands along the Mount Rainier mountain road.....	628					

TITLE AND HISTORY OF SENATE BILLS—CONCLUDED.

Approved and signed by Governor.....		1119	
Signed by Speaker.....		1089	1179
Signed by President.....		1023	1178
Message from House.....		1012	1144
Vote on final passage.....		967	1046
Other action in Senate.....		..... 1047 1156 1163 1166 1167 1170 1174 1177	
Third reading and amendments.....		967	1045
Report of committee.....		.....	1044
Read first and second time and referred....		967	1089
<p style="text-align: center;">NUMBER, AUTHOR AND TITLE.</p>	<p>465. COMMITTEE ON ROADS AND BRIDGES: An act relating to state roads, providing a tax levy therefor, and amending section 5898 of Remington & Ballinger's Annotated Codes and Statutes of Washington, as amended in chapter 53 of the Session Laws of 1911.....</p> <p>466. COMMITTEE ON APPROPRIATIONS: An act making appropriations for the purchase of land for, construction of buildings at, for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1918, and ending March 31, 1915, except as otherwise provided, and making an appropriation for certain deficiencies.....</p>		

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.	NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
therefor, and providing for the issuance, sale, payment and redemption of bonds therefor.....		461	467	597	840	841		882	882
17. Mr. G. H. NEWMAN: An act amending section 8453 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the registration of pharmacists, assistant pharmacists or physicians.....	601	608							
21. Mrs. AXTELL (by request): An act repealing section 2443 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the rule of evidence in the case of certain crimes against morality and decency.....	772	773	790	914	915	821	554	1012	1015
27. Mr. CATLIN: An act relating to false statements, and making the same a gross misdemeanor.....	483	487	501	551	552	587, 912		962	962
28. Mr. BROWN: An act creating the bureau of farm development of the State of Washington providing for the appointment and maintenance of agricultural experts thereunder and empowering the board of county commissioners of the several counties of the State of Washington to appropriate, and set aside moneys therefor.....	244	262	501	552	553	602		637	638
33. Mr. FREEMAN: An act providing for the establishment of a nautical school as a branch of the University of Washington, etc.....	1047	1071							
37. Mr. GOSS: An act to amend sections 5 and 6 of an act entitled "An act to regulate the practice of barbering and licensing of persons to carry on such practice, etc.".....	974	978		1081	1104			1134	1136
38. Mr. GOSS: An act to amend an act entitled "An act for the regulation of the practice of medicine and surgery, osteopathy and other modes of treating sick, etc.".....	974	979		1081	1105			1134	1136

39.	Mr. Goss: An act to amend sections 12, 13 and 18 of an act entitled "An act to define the practice of veterinary medicine, surgery and dentistry, etc."	974	979	1081	1105	1134	1136
40.	Mr. Goss: An act to amend section 7 of an act entitled "An act relating to nurses, the registration thereof, and providing penalties for violations"	974	979	1081	1106	1134	1136
41.	Mr. Goss: An act to amend section 10 of an act entitled "An act to regulate the practice of dentistry in the State of Washington"	975	979	1081	1106	1134	1136
42.	Mr. Goss: An act relating to compensation and duties of the state board of pharmacy, the members and officers thereof, etc.	975	979	1081	1107	1134	1136
43.	Mr. Goss: An act to regulate the practice of embalming and licensing parties to carry on such practice, to regulate the transportation of bodies of deceased beings, etc.	975	979	1081	1107	1134	1136
44.	Mr. Goss: An act relating to the compensation and duties of the board of examiners in optometry and the members and officers thereof, and amending section 9, chapter 235, Laws of 1909	975	979	1081	1108	1134	1136
45.	Mr. STREAM: An act amending an act entitled "An act relating to the taking of food fishes, and amending section 5187 of Remington & Ballinger's Annotated Codes and Statutes of Washington," approved March 17, 1911, and being chapter 104 of the Session Laws of 1911; and further amending section 5187 of Remington & Ballinger's Annotated Codes and Statutes of Washington	772	773				
48.	Mr. ZEMNICK: An act making an appropriation for the bureau of statistics, agriculture and immigration for the fiscal period commencing April 1, 1913, and ending April 1, 1915	975	976	1097 1098	1087 1088	1098, 1138 1139, 1148 1155, 1163	1178
49.	Mr. WRAY: An act concerning domestic relations and to prevent and punish family desertion or non-support of wife or child or children, and providing for support bonds and suspension of trial and sentence, and authorizing and directing the county commissioners to work convicted persons and to pay certain moneys to the wife, or child, or children for the labor performed by convicted persons; and providing the evidence required to prove, and the punishment of such offenses, and repealing sections 2444 and 5933 of Remington & Ballinger's Annotated Codes and Statutes of Washington	344	346	574	682	742	790

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
50. Mr. BROWN: An act to amend chapter 249 of the Session Laws of 1909, entitled "An act relating to crimes and punishment and the right and custody of persons accused or convicted of crime and repealing certain acts," by inserting an additional section, number 349½.....	1021	1024					1134	1136
51. Mr. BROWN: An act to amend section 2, chapter 121, of the Session Laws of 1911, entitled "An act relating to the disqualifications of Judges of the superior courts, and providing change of venue or change of Judges on account thereof....."	504	510	674					
60. Mr. CORKERY and Mr. ROWLAND: An act relating to the support of certain destitute women who are mothers, and prescribing penalties for those who fraudulently obtain the benefit thereof.....	461	467	1047	1080	1095	1046	1134	1136
72. APPROPRIATION COMMITTEE: An act appropriating the sum of one hundred and fifty thousand dollars, for the purchase of jute and operation of the jute mill at the state penitentiary.....	128	161	172	179	180		256	264
73. Mr. CHAMBERLIN: An act to amend section 4 of article 11 of the constitution of the State of Washington, relating to county, city and township organization.....	576	583	824					
75. Mr. URQUHART: An act relating to superior courts in the counties of Grant and Douglas, and the election of judges therein, and providing for the appointment of a judge of the superior court in and for Grant county.....	528							

76. Mr. MURPHREE: An act relating to elections and providing for the election of United States senators and amending section 4841 of Remington & Ballinger's Annotated Codes and Statutes, and repealing section 4810, etc.....	1070	1074						
78. HARBOR AND WATERWAYS COMMITTEE: An act permitting and regulating the use of waterway areas between the boundaries thereof and government pierhead lines, and providing for the disposition of receipts therefrom.....	890	892	1004	1004	1071	1076		
79. Mr. FREEMAN: An act providing for the disposition to be made of the rents received from leases of harbor areas and tide lands.....	860	863	871	1006	1050	1050		
80. HARBOR AND WATERWAYS COMMITTEE: An act providing for the leasing of harbor areas and tide lands situate within the territorial limits of port districts, annulling certain preferences relating to leasing of harbor areas and tide lands, and repealing all conflicting enactments.....	860	863	872	1006	1071	1076		
85. Mr. LANGFORD: An act appropriating funds for the relief of Laura Winter Nelson.....	344	347						
87. Mr. HEDGER: An act to dedicate certain strips of land in Walla Walla county for road and highway purposes.....	821	821	822	1009	1088	1040		
91. Messrs. MURPHINE, ZEDNICK, HASTINGS, SUMNER, GRASS: An act making an appropriation for and directing the payment of the principal and interest due on the purchase of fractional section 16 in township 25 north, range 4 east Willamette Meridian, made under the provisions of chapter 122, Laws of Washington, 1893, validating the sale of said fractional section and directing the execution and delivery of a deed for the same.....	344	347	649	688	779	780		
93. Mr. TRAUX: An act to prevent the spreading of noxious weeds, relating to the duties of owners, lessees, mortgagees, occupiers and agents of lands and of district road supervisors, prosecuting attorneys, county commissioners, county auditors, county treasurers and superior courts, providing a penalty for the violation thereof, providing for appeals to the superior court and supreme court, and amending sections 3038, 3039, 3040, 3041 and section 3042 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	327	330	458	517	862	962	795, 602 613, 763 808, 821	

133.	Messrs. TAYLOR, TONKIN, MESS: An act relating to the exercise of the power of eminent domain by cities, and amending section 7740 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	296	300	458	520	521	557	567
134.	Mr. CLELAND: An act relating to the acknowledgment of deeds, mortgages, and other written instruments, prescribing the persons before whom the same shall be taken, and declaring legal and valid all acknowledgments heretofore taken as prescribed by this act, and amending section 3754, Remington & Ballinger's Annotated Codes and Statutes of Washington.....	410	415	501	554	554	638	638
140.	Messrs. GREENBANK and HAYES: An act relating to the superior court of the counties of Thurston and Mason and the appointment and election of judge therein.....	462	467	500	555	555	638	638
153.	Mr. WRAY: An act relating to justices of the peace and constables in cities having a population of 50,000 or more inhabitants; providing for their election or appointment, fixing their salaries, and repealing sections 6537 and 6538 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	295	300	621	688	684	742	780
155.	Mr. GREENBANK: An act for the relief of Thomas R. Giles, and making an appropriation therefor.....	344	347	.....	.....	.....	.....	.....
159.	Mr. TRUAX: An act to repeal sections 2691 and 2692 of Remington & Ballinger's Annotated Codes and Statutes of Washington, and sections 439 and 440 of chapter 249 of the Session Laws of the State of Washington of 1909, relating to soliciting or receiving tips and providing a penalty therefor.....	392	396	500	555	555	602	638
164.	Mr. SWEVENS and others: An act making appropriation for the construction of an administration building for the state normal school at Cheney, Washington, and for furnishings and equipment therefor.....	323	331	358	365	366 1030	432	435
170.	COMMITTEE ON ROADS AND BRIDGES: An act providing for an annual tax levy for the public highway fund to be used for the purpose of constructing bridges in this state and between this state and adjoining states and making appropriations for the construction of a bridge across the Columbia river at Vancouver, Washington.....	772	773	789	841	842	892	892
173.	Mr. HUGHES: An act to provide for the selection and adoption of an official state flag.....	462	468	546	688	688	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
175. Mr. MOLL: An act to amend section 2665 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to trespass.....	462	468	770	1077	1077	1134	1154	1155
177. Messrs. CORKERY and GOSS: An act to amend section 1 of article IV of the constitution of Washington, relating to the vesting of the judicial power and providing that the legislature may create a court of domestic relations.....	462	468	633					
178. Mr. DAVIS: An act regulating the keeping and deposit of municipal funds and amending section 1 of chapter 10 of the extraordinary Session Laws of 1909, etc.....	943	954		1082	1111		1154	1155
184. Mr. CONNER and Senator COLLINS: An act to provide for the exhibits of the resources of Washington at the Panama-Pacific exposition, etc.....	975	980		1052	1052		1126	1126
188. Mr. LESOURD: An act relating to the superior court in the counties of Clallam, Island, Jefferson and Shohomish, and the election of judges therein.....	676	680	871					
190. Mr. TRAX: An act providing for the transfer of territory from one county to another and amending sections 3812 and 3821 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	794	797	857	1080	1092			
200. Mr. GOSS: An act relating to the crime of murder and the punishment thereof, and amending section 2392 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	601	608	740	1040	1041	1063	1171	1171

201.	Mr. Goss: An act relating to the crime of treason and the punishment thereof, and amending section 2317 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	635	673	635	637	638
202.	Mr. Goss: An act relating to pardons of persons convicted of murder	743	744			
204.	Mr. EARLE AND ENTIRE DELEGATION OF KING COUNTY: An act relating to validation of indebtedness by school districts, and bonds therefor, and amending chapter XXIX of Remington & Ballinger's Annotated Codes and Statutes of Washington, by adding one section thereto	462	739	1068	1126	1126
206.	Mr. HURD: An act relating to the operation of moving picture machines, providing for the licensing of operators thereof and fixing penalties for violations.....	576	700			
207.	Mr. WRAY: An act relating to insurance, and amending sections 79 and 84 of chapter 49 of the Laws of 1911.....	601	691	758	1012	1015
208.	Messrs. SIMS, McARDIE, KINGERY and BEAM: An act relating to state road No. 14, or the Hood's Canal road, and amending section 5903 of Remington & Ballinger's Annotated Codes and Statutes of Washington	483	487			
209.	Mr. CATLIN (by request): An act relating to warehouse receipts, the rights, obligations and liabilities of persons under such receipts, and providing penalties for the violation thereof.....	635	738			
219.	Messrs. MCKAY, MAPES and CRAIG: An act relating to cities of the second or third class, providing for the drainage and filling of low lands, swamp lands, tide lands or tide flats within their borders and in effecting such fill and drainage and to secure material therefor, empowering such cities to construct and control shipping canals and artificial waterways for public use and to acquire, hold and lease lands abutting upon said canals and waterways for the purpose of erecting public docks, wharves and bridges and to lease said lands to private persons or concerns for manufacturing, shipping and other commercial purposes, and providing for the payment of such improvement by creating special improvement districts, assessing the cost of such improvements to the land benefited thereby from the general expense fund or both of such methods and extending to such cities the right of eminent domain for the purpose of carrying into effect the provisions of this act, for the making or damaging of property and providing a method of making compensation therefor.....	345	345	514	637	638

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
222. Mr. HURD: An act in aid of the fiftieth anniversary of the battle of Gettysburg, and making an appropriation therefor.....	999	1000						1040
225. Mr. DAVIS: An act for the relief of Foolc's Seed & Implement Company, and making an appropriation therefor.....	345	346	824	1008	1003		1039	
227. Mr. KINGERY: An act for the relief of Mary J. Soash and making an appropriation therefor.....	345	346						
235. Mr. FIELD: An act relating to the commitment of persons to the Washington State Training School and to their discharge therefrom.....	772	773	892	1080	1080		1155	1156
243. COMMITTEE ON APPROPRIATIONS: An act for the relief of Hugh Phillips and making an appropriation therefor.....	327	331						
244. Messrs. ADAMS, BROWN and PICKEN: An act relating to the organization and government of irrigation districts, and the sale of lands arising therefrom, amending sections 6417, 6418, 6419, 6425, 6426, 6427, 6431, 6432, 6433, 6437, 6438, 6439, 6440, 6441, 6442, 6443, 6444, 6450, 6451, 6452, 6466 and 6488 of Remington & Ballinger's Annotated Codes and Statutes of Washington, contained in chapter VII, title XLVIII of said Codes and Statutes, relating to irrigation districts, and repealing sections 6448, 6458, 6459, 6460, 6461, 6474, 6484 and 6485 thereof, and saving rights relating to or affecting existing irrigation districts or any proceedings therein.	483	487	706	1083	1083	1156	1126	1126
245. COMMITTEE ON APPROPRIATIONS: An act appropriating the sum of five thousand dollars, or so much thereof as may be necessary, for the salaries and expenses of the industrial insurance department for the remainder of the biennial period ending March 31, 1913.....	392	396	430	472	473		557	557

246.	COMMITTEE ON APPROPRIATIONS: An act making an appropriation for maintenance of the governor's mansion from January 1, 1913, to March 31, 1913.....	328	331	358	399	399	462	462
249.	MESSERS. MAPES, MCKAY and CRAIG: An act granting certain tide lands to the port of Grays Harbor for port purposes only and providing for its reversion to the state if not used for such purposes.....	410	416	545	684	685	742	743
250.	Mr. D. H. ROWLAND: An act amending section 1995 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to delinquent children and juvenile courts.....	576	583					
251.	Messrs. MOREN and LOM: An act relating to the construction, equipment and furnishing of an armory for the use of the National Guard at Washington, at North Yakima, appropriating money from the military fund therefor, creating a commission to superintend the construction, equipment and furnishing of said armory, and authorizing the promulgation of rules and regulations for the government thereof.....	820	821		849	849	924	925
252.	Mr. HASTINGS: An act relating to the submission of constitutional amendments and other questions to popular vote and amending section 4890 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	708	716	857	1080	1083	1170	1171
269.	JOINT COMMITTEE ON REVENUE AND TAXATION: An act to prevent the removal of timber standing upon lands upon which taxes are delinquent and providing a penalty for the violation of the same.....	504	510	888	1080	1085	1149	1171
275.	Mr. ADAMS: An act relating to bonds of irrigation districts, providing under what circumstances such bonds may be made legal investments for the funds of banks, banking associations, trust companies, insurance companies, and for the state school funds and trust funds, and providing for the deposit of such bonds as security for public moneys, and providing for a commission for approving certain bonds of irrigation districts, for a report thereon, for the filing of such report, for a certificate of the state auditor, and for registering of such bonds in the office of the state auditor.....	462	469	705	1084	1084	1147	1155
279.	Mr. BEAM: An act relating to the payment of bounties for killing cougars, lynx, wildcats, coyotes and timber wolves and amending sections 3593 and 3594 of Remington & Ballinger's Codes and Statutes of Washington.....	794	797					

300.	COMMITTEE ON STATE, SCHOOL AND GRANTED LANDS: An act relating to the sale and removal of timber from state, school and granted lands	488	488	574	685	685	743	743	743
301.	Messrs. TAYLOR, MESS and TONKIN: An act amending section 2 of chapter 93 of the Session Laws of 1911, relating to port districts, etc.	1021	1023	.....	1082	.....	1113	.....	.....
303.	MR. HASTINGS: An act relating to stamps, coupons, tickets, certificates, cards, or other similar device, for or with the sale of goods, wares and merchandise, and providing a penalty for violation thereof	834	835	940	1080	1089	1148	1155	1156
310.	MR. SILER: An act to amend sections 8 and 16 of an act entitled "An act relating to the forests of the state; providing for fire wardens and forest rangers, etc."	961	975	.....	.....	.....	.....	.....	.....
312.	MR. BOYANT: An act relating to the powers and duties of boards of directors of school districts of the second class and amending section 4520 of Remington & Ballinger's Annotated Codes and Statutes of Washington	794	798	856	.....	.....	.....	.....	.....
315.	Messrs. MURPHINE and ZEDNICK: An act relating to the office of wreckmaster, abolishing the same and repealing chapter XI, being sections 8261 to 8286, inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington	708	716	870	.....	.....	.....	.....	.....
317.	MR. NEWMAN (G. H.): An act providing for the protection of incompetents, children and animals, and creating a state bureau therefor, etc.	1021	1025	.....	1111	1111	1134	1154	1155
324.	MR. CLEVELAND: An act to amend paragraph 7 of section 962 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to divorce and alimony	1011	1013	.....	1080	1097	1134	1154	1155
320.	MR. HOBIGAN: An act authorizing the governor to make surveys to determine the feasibility and cost of storing water of the Palouse river to irrigate lands in Franklin county and making an appropriation therefor	708	717	739	848	849	.....	925	925
339.	ROADS AND BRIDGES COMMITTEE: An act relating to state roads, providing a tax levy therefor, and amending section 5898, Remington & Ballinger's Annotated Codes and Statutes of Washington	431	434	457	491	492	522	522	522

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred.....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
341. COMMITTEE ON CORPORATIONS, OTHER THAN MUNICIPAL AND RAILROADS: An act relating to the organization and to the management, regulation and control of building and loan and savings and loan associations and societies; providing penalties for the violation thereof, and repealing sections 3601 to 3868, inclusive, of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	504	510	791	1079	1087	1043 1147	1177	1178
343. COMMITTEE ON ROADS AND BRIDGES: An act relating to the appointment of road supervisors, providing for their examination touching upon their qualifications, and repealing sections 5578 and 5579 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	795	798						
344. MR. CHAMBERLIN: An act relating to the lands granted for the use and support of the agricultural college and scientific school.....	1011	1014		1081	1109		1154	1155
347. JUDICIARY COMMITTEE: An act to establish a code of probate law and procedure including the making and probate of wills, etc.....	946	977						
350. MESSRS. AAGAARD, BROOKS and STEVENSON: An act relating to the feasibility and utility of certain lands for state road purposes, describing and defining the same and declaring the same to be a state road.....	504	511	771	1078	1078	1134	1154	1155
351. MR. TONKIN: An act relating to and regulating the operations of coal mines and providing penalties for the violation thereof, and repealing all acts or parts of acts in conflict herewith.....	833	835						
353. MESSRS. ZEDNICK, AXTELL and CHRISTENSEN: An act making appropriation for the construction of a woman's building for the University of Washington at Seattle, Washington, and for furnishing and equipment therefor.....	709	716	891					

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355.	Messrs. ARNOLD, FIELD and SILER: An act relating to consolidated school districts, providing for compensation for directors, and amending section 4477 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	795	798	855
359.	Mr. LUM: An act relating to the hours of labor constituting a day on all public work or construction, and amending section 6572 and 6675 of Remington & Ballinger's Annotated Codes and Statutes of the State of Washington.....	1070	1074	.....	.....	.....	.....	.....	.....
362.	COMMITTEE ON ROADS AND BRIDGES: An act reappropriating the sum of fifty-seven thousand eight hundred forty-nine and 23-100 dollars (\$57,849.23) from the public highway fund to complete contracts and construction work now in force on the Skagit river and Lewis river bridges.....	410	416	457	521	521	567	557	557
363.	COMMITTEE ON ROADS AND BRIDGES: An act providing for the appointment and qualification of an assistant highway commissioner.....	410	416	597	682	682	743	743	743
364.	COMMITTEE ON ROADS AND BRIDGES: An act appropriating the sum of five hundred and no-100 dollars (\$500.00) from the public highway fund for traveling expenses of the state highway commissioner and his assistants and for salary of assistant engineers.....	410	416	457 650	688	688	743	743	743
369.	Mr. KENNEDY: An act relating to revenue and taxation and amending section 9098 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	795	796	819	1082	1083 1087	1134	1136	1136
372.	Mr. STEVART: An act relating to taxation and amending section 9112 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	883	885	855	956	956	1012	1015	1015
374.	Mr. GRASS: An act to allow counties of the first class to pay employees for services heretofore rendered in any case where such county had not at the time authority by law so to do.....	1022	1023	.....	1081	1104	1156	1156	1156
376.	Mr. ZENITCK: An act creating a board of regents of state educational institutions, defining its powers and duties with respect to such institutions, etc.....	1047	1071	.....	.....	.....	.....	.....	.....
379.	COMMITTEE ON ROADS AND BRIDGES: An act relating to the improvement and maintenance of public highways, providing for the payment of the cost thereof, and amending sections 2, 7, 9, 10 and 14, of chapter 35 of the Laws of 1911.....	484	511	622 623	888	889	903 906, 909 1002, 1011	1050	1050
381.	JUDICIARY COMMITTEE: An act to adopt Pierce's Washington Code as an official compilation.....	392	417	674	1036	1036	1126	1126	1126

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
385. JOINT COMMITTEE ON RAILROADS: An act relating to railroad and highway crossings and to the changing and elimination of grade crossings; providing penalties for the violation of this act in making an appropriation, and repealing chapter 162 Laws of 1900 relating to railroad crossings, and providing for the exercise of the power of eminent domain to carry the purposes of this act into effect.....	528	531		681	681		743	743
387. COMMITTEE ON STATE, SCHOOL AND GRANTED LANDS: An act amending section 6605 of Remington & Ballinger's Annotated Codes and Statutes of Washington, relating to the board of state land commissioners.....	833	834 946	836			882		
391. Mr. SNEYDART: An act relating to trust companies and amending section 3246 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	1012	1014						
392. Messrs. ROBE and BROWN: An act conveying title in fee simple to certain lands granted by the state for the propagation and cultivation of oysters, declaring forfeitures of certain lands granted for said purposes, repealing chapter 24 of Session Laws of 1895, and providing for the bringing of actions to determine such conditions.....	1048	1072		1069	1069			
393. COMMITTEE ON ROADS AND BRIDGES: An act relating to the purchase, construction, maintenance, control and operation of bridges in this state and between this state and adjoining states, counties, cities and towns, and providing for the co-operation of the said counties, cities and towns in this state with each other and with the United States or adjoining states or counties.....	483	488	596	843	844		904	905

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
431. Messrs. MAPES, MCKAY and CRAIG: An act changing the name of Chehalis county to Gray's Harbor county.....	1048	1072						
437. Messrs. CAPRON and LeSourd: An act providing for the transfer of moneys from the public highway fund to the permanent highway fund to the credit of San Juan and Island counties.....	1011	1014		1116	1116		1171	1171
442. COMMITTEE ON TIDE LANDS: An act relating to the sale of second class tide and shore lands, confirming sales heretofore made, and amending sections 6756, 6757, 6758, 6759, 6760, of Remington & Ballinger's Code, etc.....	1071	1076						
444. Mr. MCCOY: An act relating to local improvements in cities and towns and amending sections 47 and 51 of chapter 98 of the Laws of 1911.....	961	977		1082	1116			
452. Messrs. BROWN, HOUSER, MERRIAM, LeSourd, WELLS and HUGHES: An act relating to the use, display and desecration of flags, standards, colors and ensigns, etc.....	1048	1073						
458. KING COUNTY DELEGATION: An act amending section 4 of chapter 87 of the Session Laws of 1901, entitled "An act for the leasing of county property, etc.....	943	955		1080	1084		1170	1171
462. Mr. FOSTER: An act relating to trust companies, incorporation powers and duties and amending section 3349 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	1021	1024		1082	1114		1154	1155
466. JUDICIARY COMMITTEE: An act relating to appeals to the supreme court of the State of Washington and amending sections 1718 and 1740 of Remington & Ballinger's Annotated Codes and Statutes of Washington.....	966	977		1081	1108	1133, 1139, 1149, 1160, 1161, 1163	1177	1178

467.	Mr. SUMNER: An act providing for the investment of any idle moneys in the treasury of any municipality of the State of Washington, etc.	1048	1073					
469.	Mr. SUMNER: An act relating to the powers of cities and towns...	1011	1014					
474.	PRIVILEGES AND ELECTIONS JOINT COMMITTEE: An act to provide for the use, at the option of indicated local authorities, of voting machines at any primary, general, special or other election within the State of Washington; creating a state board of voting machine examiners and defining its powers and duties; providing rules and regulations for the conduct of elections held with voting machines; providing for the casting, registering, recording and counting of ballots or votes by voting machines, where used; and providing penalties for violation of the provisions of this act.	743	744	848	848	882	882	882
475.	Mr. ARNOLD: An act directing the state highway commissioner to examine and report on the feasibility of a state road from Kelso westerly to a point on state road No. 5 between South Bend and Pacific Beach, in Pacific county.	772	774	789	865	912	962	962
477.	COMMITTEE ON MEDICINE, DENTISTRY, SURGERY AND HYGIENE: An act to provide for performing operations to prevent procreations by certain insane, feeble-minded and defective persons confined in certain charitable institutions of the state, and providing for appeals to the superior court in certain cases.	943	955		1082			
478.	Mr. EARLE: An act vacating a portion of Smith's Cove waterway, in the city of Seattle, and vesting the title of the vacated portion in the port of Seattle.	860	863	873	1008	1012	1015	1015
486.	Messrs. GRAY and MINDATCH: An act relating to the registration of voters, etc.	1071	1076					
497.	Mr. PIERCE: An act granting to the town of Charleston, Washington, for public waterworks purposes a portion of an oyster reserve containing natural springs.	1020	1024					
501.	COMMITTEE ON TOWNSHIP ORGANIZATION: An act relating to township organization, etc.	961	977		1082		1154	1155
505.	Mr. DAVIS: An act making an appropriation from the accident fund created by chapter 76 of the Laws of 1911 for the purposes to which said fund may be applied.	860	864	891	1008	1068	1089	1040

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Other action on bill.....	Signed by Speaker.....	Signed by President.....
507. Messrs. DAVIS and BROWN: An act relating to fire insurance companies, requiring the same to make daily reports, providing for the inspection thereof and the expense of such inspection, providing penalties for the violations of this act, amending section 101 of chapter 49 of the Laws of 1911, and making an appropriation therefor.....	743	744						
509. COMMITTEE ON MEMORIALS: An act creating a state board of park commissioners and defining their duties, privileges and authority....	772	774	825	985	985	1022, 1041 1048, 1049	1126	1126
510. Mr. GREENBANK: An act amending section 7685 of Remington & Ballinger's Annotated Codes and Statutes of Washington relating to the powers of the city council of third class cities.....	833	836	855	1078	1078	1139, 1140 1145, 1148	1177	1178
512. Mr. GILKEY: An act relating to liens for labor performed, material, hay, grain, and feed, provisions and supplies furnished, and amending certain sections, etc.....	1021	1024						
523. JOINT SENATE AND HOUSE COMMITTEE ON PRIVILEGES AND ELECTIONS: An act to facilitate the operation of the provisions of section 1 of article II of the constitution relating to the initiative and referendum, to prevent fraud, providing penalties for violation thereof, and declaring that this act shall take effect immediately....	676	680		844	847	903, 906 909, 916 974, 1001	1088	1040
525. COMMITTEE ON APPROPRIATIONS: An act making appropriations for the purchase of land for: construction of buildings at, for maintenance of and sundry expenses at, the various state institutions, schools and state offices, and for the sundry civil expenses of the state government for the fiscal term beginning April 1, 1913, and ending March 31, 1915, except as otherwise provided, and making an appropriation for certain deficiencies.....	584	584	585	586	586	1055 1068	618	619

528.	COMMITTEE ON REVENUE AND TAXATION: An act amending section 92 of an act entitled "An act relating to public service properties and utilities, providing for the regulation of same, etc....."	975	976	1080	1094	1171	1171
535.	Mr. JENSEN: An act to provide for procuring plans and for the construction and maintenance of a public highway bridge across the Pend Oreille river between the states of Washington and Idaho, near the town of Newport, Washington, and making an appropriation therefor	772	774	789	843	905	905
536.	JOINT SENATE AND HOUSE COMMITTEE ON RAILROADS: An act relating to public service properties and utilities and amending sections 6, 15, 28, 34, 37, 48, 60, 81, 82, 86, 89, 105 of chapter 111, Laws of 1911.....	961	978	1081	1109	.....	.....
537.	JUDICIARY COMMITTEE: An act to amend section 7702 of Remington & Ballinger's Annotated Codes and Statutes of Washington....	966	978	.....	.....	.....	.....
539.	Messrs. ADAMS, GRAY and HEDGER: An act creating the office of state architect, defining his powers and duties and making an appropriation therefor	1070	1075	.....	.....	.....	.....
540.	Mr. HUGHES: An act legalizing and validating the incorporation of grand lodges of fraternal bodies in the State of Washington, etc.	1022	1023	.....	.....	.....	.....
541.	Mr. FARNSWORTH: An act relating to the management, control and disposition of property belonging to absentees.....	821	821	1088	.....	.....	.....
542.	ROADS AND BRIDGES COMMITTEE: An act appropriating the sum of \$4,250,000 from the permanent highway fund to complete contracts and construction work now in force on permanent highways and for the purpose of making payments on new contracts on permanent highways	859	863	997	1061	1148	1155
544.	Mr. BRISLAWN: An act relating to sale of land and the false representation concerning the title of land, and fixing punishment therefor, etc.	1012	1014	1081	1110	.....	.....
550.	Messrs. REID, MERRIAM, CORKERY, STEVENS, NEWMAN, NEWMANN and MESS: An act relating to the sale, use and disposition of milk cans, milk bottles, milk jars, ice cream cans, etc.	966	978	.....	.....	.....	.....
552.	ENTIRE PIERCE COUNTY DELEGATION: An act granting a right-of-way through lands in the State of Washington held for state encampment grounds at American Lake in Pierce county.....	1070	1075	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS IN THE SENATE—CONCLUDED.

NUMBER, AUTHOR AND TITLE.	Received from House	Read first and second time and referred	Report of committee	Third reading and amendments	Vote on final passage	Other action on bill	Signed by Speaker	Signed by President
553. HARBORS AND WATERWAYS COMMITTEE: An act modifying the grant of certain tide lands to the city of Seattle for street purposes, and amending chapter 221 of the Laws of the State of Washington for the year 1909.	880	864	940	1006	1006		1030	1050
554. Messrs. ZEDNICK and MCARDLE: An act relating to instruction in the educational institutions of the state and prohibiting the charging of tuition or fees therefor.	1048	1073						
561. Mr. KINGERY: An act to amend section 206 of Remington & Ballinger's Annotated Codes and Statutes of Washington.	1021	1024						
580. Mr. HURD: An act relating to the inspection, disposition and sale of meats, and providing penalties for violation thereof.	1021	1025						
595. Mr. FREEMAN: An act to amend an act approved March 6, 1909, entitled "An act to provide for the vacation of portions of waterways and the extension of streets over the portions vacated, etc."	1070	1075		1099	1099		1170	1171
597. JOINT COMMITTEE ON EDUCATION: An act making an appropriation for agricultural and industrial extension work in the public schools of the state.	999	1001						
598. Mr. HEDGER: An act authorizing the creating of a commission to be known as the vocational and industrial commission, defining its duties, etc.	999	1001						
620. Mr. MOREN: An act relating to the establishment of drainage improvement districts, providing for the construction, maintenance, extension and protection of drainage systems, etc.	1021	1025		1082	1115		1164	1164
623. COMMITTEE ON STATE LIBRARY: An act relating to the state law library and to its management, providing for the appointment of a librarian thereof, and defining his duties.	966	978						

630.	ROADS AND BRIDGES COMMITTEE: An act authorizing the working of persons held under sentence in state penitentiary and state reformatory upon highways, etc.....	1070	1075	.....	1102	1103	1144 1148, 1149 1161, 1163	1178	1178
635.	MR. CHILDS: An act amending section 6, chapter 49 of the Session Laws of 1911, entitled "An act to provide an insurance code for the State of Washington," etc.....	1048	1073	.....	.....	.....	.....	.....	.....
641.	MESSERS. HILL and GRAY: An act requiring the sheriffs of the counties of this state to furnish descriptions, fingerprints and other measurements to the warden of the state penitentiary, etc.....	1071	1076	.....	.....	.....	.....	.....	.....
649.	COMMITTEE ON ROADS AND BRIDGES: An act relating to public highways and making an appropriation for the survey, construction and maintenance of state roads.....	778	774	918	920	920	924 1187 1189, 1146 1148, 1149 1150, 1163	925	925
651.	JOINT COMMITTEE ON LOGGED-OFF LANDS: An act relating to agriculture, promoting the general welfare by bringing into productive use the unimproved agricultural lands of this state, etc.....	1020	1025	1100	1102	1102	.....	1179	1179
653.	MESSERS. CONNER, TAYLOR, SIMS and DAVIS: An act making an appropriation for the office of secretary of state for the purpose of carrying out the provisions of the law relative to initiative and referendum and the recall.....	975	976	.....	1051	1051	.....	1126	1126

HISTORY OF SENATE JOINT MEMORIALS.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time and referred . . .	Report of committee	Third reading and amendments	Vote on final passage	Message from House	Signed by President	Signed by Speaker
1. Senator ROSENHAUPT: Requesting Hon. Woodrow Wilson, president-elect of the United States, to appoint as secretary of the interior a man from the Pacific Coast.	21	138	21	21	100	185	177
2. Senator SCOTT: Relating to reclamation of arid lands in Franklin county.	96	138	139	139	185	186	189
3. Senators HUTCHINSON and PHIPPS: Relating to the prohibition of race-track gambling and pool selling at Allan and other places within the State of Idaho	118	137	138	139	.....	.....	.....
4. Senator CAMPBELL: Relating to the restriction of immigration.	119	164	178	.....	.....	.....	.....
5. Senator CORTER (by request): Petitioning the United States congress to pass House bill No. 5966, providing for the permanent location, marking and monumenting the Old Oregon Trail, from the Missouri river to Puget Sound	163	209	248	249	431	451	483
6. COMMITTEE ON MEMORIALS: Relating to the restriction of immigration.	181	.....	214	214	481	451	483
7. Senators LEONARD and WENDE: Relating to construction of state roads through National Forest Reserve at the expense of the United States.	233	770	779	800	1120	1158	1164
8. Senator ROSENHAUPT: Directed to United States Senators Jones and Poin-dexter, requesting them to assist in securing an appropriation for the purchase of obtaining the tubercular cure discovered by Dr. Friedman.	269	.....	270	270	431	.....	.....
9. Senator ESSY: Relating to surveying of an intercoastal canal through Puget Sound to Grays Harbor.	270	.....	271	271	708	776	779
10. Senator ALLEN: Relating to an additional dry dock at the Bremerton navy yards	290	408	435	435	943	959	961

HISTORY OF HOUSE JOINT MEMORIALS IN THE SENATE.

NUMBER, AUTHOR AND SUBJECT.	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Signed by Speaker.....	Signed by President.....
2. Mr. HENDER: Requesting the congress of the United States to appropriate \$1,400,000 to be immediately available for the completion of the Cello canal and the opening of the Columbia and Snake rivers to free navigation..	123	131	165	204	205	256	264
3. Mr. CAPRON: Relating to the reclamation and decoration of the soldiers' burial ground on San Juan island.....	123	132	165	205	205	257	264
4. Mr. STREAM: Relating to the establishment of additional life-saving equipment at Kilipsan beach.....	123	133	165	205	205	257	264
5. Mr. WELLS: Relating to the construction of a waterway connecting Friday's Bay with Similk Bay in Skagit county.....	244	254	.....	254	255	295	303
7. Messrs. WELLS and EARLE: Petitioning the president and the congress of the United States to promptly recognize the Republic of China.....	327	337	408	436	436	557	557
8. Mr. McCox: Relating to the improvement of the Columbia river between the mouth of the Willamette river and the city of Vancouver, Washington..	344	954	954	.....	.....	.....	.....
9. GAME AND GAME FISH COMMITTEE: Relating to the protection of migratory game birds.....	708	730	.....	.....	.....	.....	.....
10. Mr. McFARLAND: Relating to the opening for entry of the south half of the Colville Indian reservation.....	944	950, 954	.....	.....	.....	.....	.....
11. Messrs. SILVER, FIELD and ARNOLD: Relating to the entry of agricultural land within forest reserves.....	944	950, 954	.....	.....	.....	.....	.....
12. Mr. CHILDEE: Relating to the taxation of unsurveyed lands within the State of Washington.....	713	732	788	838	838	882	882
13. COMMITTEE ON MEMORIALS: Petitioning President-elect Wilson to incorporate in his message to congress special reference to railroad development in Alaska.....	677	678	.....	679	679	743	743

HISTORY OF SENATE JOINT RESOLUTIONS.

NUMBER, AUTHOR AND SUBJECT.	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Message from House.....	Signed by President.....	Signed by Speaker.....
1. Senator DAVIS: Ratifying an amendment to the constitution of the United States relating to the election of senators.....	45	166, \$25					189
2. Senator FRENCH: Relating to a bridge across the Columbia river at Vancouver, Washington.....	97		97	98	129	186	
3. Senator CORNER: Relating to the appointment of a committee to investigate and report upon the appropriation needed for the state soldiers' home colony at Orting.....	171	356	538	558			
4. Senator MCGUIRE: Relating to an investigation of water power at Celilo Falls on the Columbia river.....	191		191	191	244	257	264
5. Senator ALLEN: Relating to the printing of advance sheets of the Session Laws.....	427		427	428	943	959	962
6. Senator MERCALF: Relating to the appointment of assistants by the attorney general.....	567		567	567	677	776	779
7. Senator MERCALF: Relating to the appointment of a commission to report on co-operative land mortgage banks or other systems of agricultural credit adapted to the condition and needs of this state and to prepare bills on the subject for distribution to all members of the state legislature.....	590	829	864	864	943	974	1013
8. Senator CAMBELL: Relating to extra compensation for firemen and elevator operators in the capitol building during the session of the legislature.....	948		938	938			
9. Senator SCOTT: Authorizing the board of control to purchase jute cloth in any amount not to exceed \$50,000.....	1042		1043	1043			

HISTORY OF HOUSE JOINT RESOLUTIONS IN THE SENATE.

NUMBER, AUTHOR AND SUBJECT.	RESOLUTIONS					
	Received from House.....	Read first and second time and referred....	Report of committee.....	Third reading and amendments.....	Vote on final passage.....	Signed by Speaker.....
1. COMMITTEE ON ELECTIONS AND PRIVILEGES: Relating to an amendment to the constitution, providing for the election of United States senators by the people	392	398	.....	405	405	462
2. MR. ROWLAND: Relating to the appointment of a committee to investigate the volume of business before the supreme court.....	100	111	.....	.....	.....	.....
3. MR. SIMS: Relating to the appointment by the attorney general of two competent lawyers to aid in the preparation of bills for the legislature.....	117	117	135	137	137	264
4. APPROPRIATION COMMITTEE: Relating to an investigation of the state educational institutions, penal and reformatory institutions by the legislature....	129	129	.....	130	130	.....
5. MR. MCCOY: Relating to the appointment of a committee to investigate the matter of a proposed bridge across the Columbia river between Vancouver, Washington and Portland, Oregon.....	195	195	.....	196	197	264

HISTORY OF SENATE CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND SUBJECT.	Presented in Senate.....	Report of committee.....	Action in Senate.....	Message from House.....	Signed by President.....	Signed by Speaker.....
1. Senator HUTCHINSON: Relating to a joint session at 2 p. m., Tuesday, January 14, for the purpose of canvassing the vote cast at the last general election.....	12	.....	12	20	.....	.....
2. Senator JACKSON: Relating to the holding of memorial services in memory of Senator John A. Whalley.....	18	.....	18	128	451	483
3. Senator PIPER: Relating to memorial services for John R. Kinnear.....	163	.....	163	186	451	483
4. Senator SHARPSTEIN: Relating to the expenditure appropriations for the building and equipment of any public building, etc.....	170	376	.....	.....	.....	.....
5. Senator ALLEN: Relating to resignation of Warden Charles S. Reed of the state penitentiary and commending his work.....	234	.....	234	431	451	484
6. Senator JACKSON: Relating to the appointment of a committee to investigate the Monroe reformatory.....	234	.....	234	344	451	483
7. Senator ALLEN: Relating to a printed record of the memorial services.....	235	.....	235	391	451	484
8. Senator METCALF: Relating to the naming of "Forsyth Glacier".....	318	409	469	677	776	779
9. Senator HUTCHINSON: Relating to congratulations to the Hon. John E. Redmond for his efforts in securing legislative freedom for Ireland.....	365	461	511	.....	.....	.....
10. Senator PIPER: Relating to memorial exercises in honor of Abraham Lincoln's birthday.....	403	.....	403	410	451	484
11. Senator SHARPSTEIN: Authorizing expenses for memorial services to be held in honor of Abraham Lincoln.....	407	.....	407	431	451	483

HISTORY OF SENATE CONCURRENT RESOLUTIONS—CONCLUDED.

NUMBER, AUTHOR AND SUBJECT.	Presented in Senate.....	Report of committee.....	Action in Senate.....	Message from House.....	Signed by President.....	Signed by Speaker.....
12. COMMITTEE ON PRINTING: Relating to the publishing of the Legislative Manual.....	451	.....	451	628	659	708
13. Senator HUTCHINSON: Requesting the Washington delegation in the United States Congress to vote to pass over President Taft's veto a bill relating to the educational qualifications required of immigrants.....	503	.....	503	.....	.....	.....
14. Senator ALLEN: Relating to the investigation of the feasibility of manufacturing powder for clearing logged-off lands.....	525	.....	525	547	659	708
15. Senator WHITE: Relating to the exclusion of Asiatic laborers.....	626	.....	626	.....	.....	.....
16. Senators WHITE and WENDE: Congratulating the first legislature of Alaska.....	745	745	745	.....	.....	.....
17. Senator ALLEN: Relating to the introduction of certain new bills.....	803	803	803	860	884	904
18. Senator WHITE: Relating to introduction of a bill relating to time of taking effect of certain laws passed during session of 1913 of the legislature of the State of Washington.....	890	890	890	909	959	962
19. Senators IVERSON and ALLEN: Relating to a bill granting the United States certain lands for a torpedo station.....	890	890	890	903	959	962
20. Senator TROY: Relating to the introduction of a bill providing for miscellaneous appropriations.....	928	928	928	961	974	1013
21. Senator SCOTT: Relating to the introduction of a resolution authorizing the board of control to use certain moneys to purchase jute cloth.....	923	929	929	1012	1023	1039
22. Senator NICHOLS: Relating to the introduction of a bill providing for certain public highways and providing a levy therefor.....	960	.....	960	961	974	1013
23. Senator Espy: Relating to the consideration of Senate bill No. 450, known as the "Salmon Code".....	1146	.....	1147	.....	.....	.....
24. Senator CARLSON: Relating to the adjournment of the legislature.....	1179	.....	1179	.....	.....	.....

HISTORY OF HOUSE CONCURRENT RESOLUTIONS IN THE SENATE.

NUMBER, AUTHOR AND SUBJECT.	Received from the House.....	Taken up in Senate.....	Action in Senate.....	Signed by Speaker.....	Signed by President.....
1. Mr. STEPHENSON: Relating to the appointment of a committee to act with a like committee from the Senate to notify the governor that the legislature is now in session.....	12	12	12	257	264
2. Mr. SIMS: Relating to the joint session of the House and Senate on Wednesday, January 15th, at 10 a. m., for the purpose of receiving the message of Governor M. E. Hay.....	20	24	24	.....	.....
4. Mr. CHAMBERLAIN: Resolution expressing the appreciation of the people of the state to Mr. C. F. Gunther for the portraits of George Washington presented to the people of this state.....	431	447	448	557	557
5. Mr. JENSEN: Relating to memorial services for S. J. Appleman.....	129	130	131	237	264
6. Mr. DAVIS: Relating to memorial services for R. D. Shutt.....	166	167	167	185	186
8. Mr. STREAM: Relating to memorial services for Peter Wallace Stewart.....	195	203	203	237	264
9. Messrs. CONNER, SISSON and WELLS: Relating to memorial services for Thomas Hayton.....	195	203	204	237	264
10. Mr. PIERCE: Relating to the publication of the supreme court reports.....	431	448	.....	.....	.....
11. Mr. GOSS: Relating to memorial services for John Lockwood Wilson.....	244	252	253	295	303
12. Mr. GRASS: Relating to memorial services for Harry A. Fairchild.....	244	253	253	295	303
15. Mr. SIMS: Relating to the appointment of a joint committee of the legislature of Oregon and Washington to recommend legislation improving the fishing industry on the Columbia river.....	392	392	393	462	462
16. Mr. CONNER <i>et al.</i> : Congratulating the Hon. John E. Redmond, leader of the Irish parliamentary party and the people of Ireland, upon their legislative freedom.....	431	448	.....	.....	.....

HOUSE CONCURRENT RESOLUTIONS IN THE SENATE—CONCLUDED.

NUMBER, AUTHOR AND SUBJECT.	Received from House.....	Taken up in Senate.....	Action in Senate.....	Signed by Speaker.....	Signed by President.....
17. MR. KENNEDY: Relating to the printing of Abraham Lincoln Memorial address delivered by Col. W. H. Thompson.....	462	476	476	557	557
18. MR. STREAM: Relating to the construction of a rock jetty on the north side of the entrance of the Columbia river in the State of Washington, near Fort Canby.....	528	562	563	637	638
19. COMMITTEE APPOINTED UNDER SUBSTITUTE HOUSE CONCURRENT RESOLUTION No. 7: Appropriating \$1,500 for expenses of the attorney general in bringing suit in connection with Seattle harbor lines and \$300 for expenses incurred in making the investigation under substitute House concurrent resolution No. 7.....	523	539, 633			
21. Mr. Goss: Congratulating Alaska's first legislature.....	742	788	788	925	925
25. Mr. Houser: Relating to the office of the commissioner of public lands and certain tide lands and harbor areas.....	1021	1053	1053, 1069		
26. Mr. CONNER: Relating to a return ball to the citizens of Olympia, Washington.....	638	643	643, 677	743	743
29. Mr. HASTINGS: Relating to the introduction of a new bill, entitled "An act relating to the granting of a franchise for street railways by cities of the first class," etc.....	903	912	913	962	962
30. Mr. SUMNER: Relating to introduction of a bill granting to the city of Wenatchee shore lands for park purposes.....	909	913	914	962	962
31. RULES COMMITTEE: Relating to the consideration of bills, resolutions and memorials after 9 p.m., March 12, 1913.....	1021	1020	1043, 1101	1178	1178
32. MESSRS. ROWLAND, CRELAND <i>et al.</i> : Relating to the printing of the proposed probate code.....	1177	1178	1178		

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- ABSENTEES—Relating to the care of property belonging to. House bill No. 541.
- ABSTRACTS—To be made by county assessors. Senate bill No. 412.
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- Section 3, article XI—Relating to county, city and townships. House bill No. 73.
- Section I, article VIII—Relating to the limitation on state debt. Senate bill No. 409.
- Section 5, article VIII—Relating to the loan of the state's credit. Senate bill No. 410.
- Section 5, article XVI—Relating to the investment of school funds. Senate bill No. 411.
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- Providing for a court of domestic relations. House bill No. 177.
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- 5358 Stating methods of killing water fowl. Senate bill No. 7.
- 7024 Relating to commission merchants. Senate bill No. 87.
- 7101 Unlawful to use stray logs or timber, when. Senate bill No. 89.
- 5095 Regulating bond elections for roads and bridges. Senate bill No. 96.
- 4032 Relating to salaries of county officers. Senate bill No. 94.
- 247 Relating to notaries public. Senate bill No. 102.
- 8389 Relating to licenses to treat sick. Senate bill No. 112.
- 9262 Diminishing rate of interest on delinquent taxes. Senate bill No. 21.
- 9259 Relating to redemption of real property. Senate bill No. 22.
- 9219 Relating to collection of taxes. Senate bill No. 23.
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- 6653 Providing for sale of university lands in Douglas county. Senate bill No. 40.

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3092 Relating to horticulture. Senate bill No. 51.
7179 Relating to state militia. Senate bill No. 68.
3343 Providing for a reserve for savings deposits. Senate bill No. 72.
183 Relating to recovery of damages for the death of a person. Senate bill No. 69.
4815 Relating to primary elections. Senate bill No. 47.
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3364 Relating to withdrawal of deposits. Senate bill No. 116.
1995 Relating to neglected and delinquent children. Senate bill No. 127.
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5590 Relating to collection of road and bridge taxes. Senate bill No. 131.
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3842 Relating to the sale of personal property belonging to counties. Senate bill No. 155.
3832 Providing for procedure for removal of county seats. Senate bill No. 167.
5482 Regulating conduct of bake shops and bakeries. Senate bill No. 197.
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9199 Relating to inheritance taxes. Senate bill No. 204.
3163 Relating to liens for service of sires. Senate bill No. 212.
7006 Relating to practice of barbering. Senate bill No. 214.
4842 Relating to the nomination of judges and educational officers. Senate bill No. 221.
5569 Relating to the use of automobiles and motor vehicles. Senate bill No. 222.
595 Relating to redemption of property from judicial sales. Senate bill No. 232.
583 Relating to the sale of property under execution. Senate bill No. 236.
3593 Relating to bounties. Senate bill No. 237.
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8910 Relating to the care of honorably discharged soldiers and sailors. Senate bill No. 242.
3074 Relating to horticulture. Senate bill No. 244.
7770 Relating to right of eminent domain by cities. House bill No. 133.
3038 Relating to noxious weeds. House bill No. 93.
6427 Relating to irrigation districts. Senate bill No. 248.
3197 Relating to trespass of sheep on certain lands. Senate bill No. 249.
7679 Relating to eligibility to office in cities of the third class. Senate bill No. 255.
7840 Relating to vacation of streets and alleys. Senate bill No. 259.
6427 Relating to irrigation districts. Senate bill No. 248.
8925 Relating to employment on public works. Senate bill No. 262.
8927 Relating to licenses for peddling. Senate bill No. 263.
7799 Relating to eminent domain by cities. Senate bill No. 264.
7803 Relating to eminent domain by cities. Senate bill No. 265.
6877 Relating to assessments for local improvements on certain state lands. Senate bill No. 266.
2436 Relating to offenses against children. Senate bill No. 271.
8754 Relating to the acknowledgment of deeds and mortgages. House bill No. 134.
6675 Providing for the sale of certain lands belonging to state institutions. Senate bill No. 276.
982 Relating to marriage and divorce. Senate bill No. 279.

AMENDMENTS—REMINGTON AND BALLINGER'S CODE—*Continued*:

- 5169 Providing for screens at the head of irrigation flumes or ditches. Senate bill No. 281.
- 8665 Regulating the purchase of stocks and bonds by railroad companies. Senate bill No. 299.
- 8554 Relating to paroling prisoners from the state penitentiary. Senate bill No. 301.
- 2457 Defining the crime of adultery. Senate bill No. 306.
- 9099 Relating to exemption of schools and other institutions from taxes. Senate bill No. 318.
- 8065 Relating to firemen's relief and pension fund. Senate bill No. 320.
- 5093 Relating to state road number 14. House bill No. 208.
- 4657 Relating to the public school system. House bill No. 290.
- 6417 Relating to the government of irrigation districts. House bill No. 244.
- 4567 Relating to the apportionment of school money. Senate bill No. 322.
- 4469 Relating to the dissolution of union high school districts. House bill No. 284.
- 8931 Relating to the appointment of members of the state board of control. Senate bill No. 331.
- 2176 Relating to criminally insane persons. Senate bill No. 333.
- 4417 Relating to a uniform school system. Senate bill No. 338.
- 4807 Relating to the nomination of candidates for public office. Senate bill No. 347.
- 9252 Relating to revenue and taxation. Senate bill No. 348.
- 5152 Relating to fish and shell fish. Senate bill No. 350.
- 6065 Relating to the appointment of deputy insurance commissioner. Senate bill No. 353.
- 8963 Relating to deputy commissioner of statistics. Senate bill No. 354.
- 9004 Relating to the assistant state auditor and the deputy state auditor. Senate bill No. 355.
- 6958 Relating to the salary of state librarian. Senate bill No. 356.
- 5131 Relating to taxes in cities and towns. Senate bill No. 357.
- 5296 Relating to bulk sales of merchandise. Senate bill No. 360.
- 5296 Relating to bulk sales of merchandise. Senate bill No. 361.
- 3315 Relating to banking. Senate bill No. 369.
- 1995 Relating to delinquent children. House bill No. 250.
- 5183 Providing for the protection of young salmon. Senate bill No. 378.
- 3708½ Relating to the removal of the principal place of business of corporations. Senate bill No. 385.
- 3670 Relating to the filing of conditional sale contract. Senate bill No. 386.
- 5370 Relating to the killing of elk. Senate bill No. 397.
- 5364 Limiting the number of game birds to be killed in one week. Senate bill No. 399.
- 4032 Relating to county officials and their deputies. Senate bill No. 402.
- 6554 Relating to reports by owners of factories to the bureau of labor. Senate bill No. 404.
- 4827 Relating to nominations and primary elections. Senate bill No. 407.
- 692 Relating to garnishments. Senate bill No. 408.
- 2601 Relating to certain crimes and punishments. Senate bill No. 420.
- 4569 Relating to apportionment of school funds. Senate bill No. 421.
- 4509 Relating to using school buildings for social centers. Senate bill No. 423.
- 9182 Relating to inheritance tax. Senate bill No. 424.
- 5169 Requiring screens to be placed at the head of irrigation canals. Senate bill No. 432.

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- Section 1, ch. 37, Session Laws 1911—Limiting the hours of employment of females. Senate bill No. 144.
- Chapter 82, Session Laws 1909—Relating to nomination of candidates for public office. Senate bill No. 153.
- Sections 2 to 8, ch. 92, Session Laws 1911—Establishing port districts. Senate bill No. 158.
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- Section 1, ch. 116, Session Laws 1911—Relating to the organization of cities under the commission form of government. Senate bill No. 294.
- Section 7, ch. 249, Session Laws 1909—Relating to crimes and punishments. Senate bill No. 297.
- Section 4, ch. 150, Session Laws 1909—Authorizing cities and towns to purchase and operate certain public utilities. Senate bill No. 311.
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- Section 2, ch. 59, Session Laws 1911—Relating to the construction of state buildings at the capital. Senate bill No. 380.
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- Section 1, ch. 37, Session Laws 1911—Relating to the employment of females. Senate bill No. 414.

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- To provide assistance for aged people. Senate bill No. 315.

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- To establish trout hatcheries in Lewis county. Senate bill No. 104.
- Julius Eidner, relief of. Senate bill No. 111.
- To provide for drafting department. Senate bill No. 109.
- For printing for 13th legislature. Senate bill No. 110.
- For Panama Exposition. Senate bill No. 115.
- To acquire land for forest reserve. Senate bill No. 117.
- To investigate methods of clearing logged-off lands. Senate bill No. 118.
- For state school for girls. Senate bill No. 125.
- To satisfy a mortgage held by the Washington Trust Company. Senate bill No. 142.
- To prospect Lake Crescent. Senate bill No. 36.
- For expenses of thirteenth legislature. Senate bill No. 1.
- To establish standards for weights and measures. Senate bill No. 61.
- To erect a state historical building. Senate bill No. 62.
- To establish a state powder factory. Senate bill No. 66.
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- To build administration building of State Normal at Cheney. Senate bill No. 95.
- For expenses of industrial welfare commission. Senate bill No. 100.

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- To establish state trade school at Everett. Senate bill No. 106.
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 To purchase books for the state library. Senate bill No. 199.
 To provide for a state school for girls. Senate bill No. 203.
 To determine the feasibility of the Quincy Valley Irrigation project.
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 To improve Lake Washington canal. Senate bill No. 240.
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