

HOUSE JOURNAL

OF THE

EIGHTH LEGISLATURE

OF THE

State of Washington

BEGUN AND HELD AT

OLYMPIA, THE STATE CAPITAL

JANUARY 12, 1903

ADJOURNED SINE DIE; MARCH 12, 1903

W. H. HARE, Speaker
STOREY BUCK, Chief Clerk

SPOKANE, WASH.:
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1903

COMPILED, ARRANGED AND INDEXED BY
STOREY BUCK,
CHIEF CLERK OF THE HOUSE.

JOURNAL OF THE HOUSE.

FIRST DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, January 12, 1903, }
12 o'clock noon.

Pursuant to law, the House of Representatives of the State of Washington met in its eighth biennial session in the Representative hall at Olympia at 12 o'clock noon, and was called to order by Hon. Sam H. Nichols, Secretary of State.

The proceedings were opened with prayer by the Rev. Dr. Hayes of Olympia.

The following communication was read by the Secretary of State:

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

I, SAM H. NICHOLS, Secretary of State of the State of Washington, do hereby certify that the attached list contains the names of all persons elected to the House of Representatives of the State of Washington, as members thereof, at the general election held throughout the state on the 4th day of November, A. D. 1902, as shown by the election returns from all counties on file in this office.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed hereto the seal of the State of Washington. Done
[SEAL] at Olympia this 12th day of January, A. D. 1903.

SAM H. NICHOLS.

MEMBERS OF THE HOUSE OF REPRESENTATIVES.

Elected November 4th, 1902.

First Representative District.....MARTIN J. MALONEY.
JERRY COONEY.
Second Representative District.....P. F. QUINN.
J. J. FITZGERALD.

Third Representative District.....	W. A. STARK. WALKER A. HENRY.
Fourth Representative District.....	SAMUEL A. WELLS. ELLSWORTH C. WHITNEY.
Fifth Representative District.....	A. J. REISE. JOHN GRAY.
Sixth Representative District.....	JOS. B. LINDSLEY. DANA CHILD.
Seventh Representative District.....	E. J. DURHAM. CHAS. L. MACKENZIE.
Eighth Representative District.....	J. A. DIX. GEORGE M. WITTER.
Ninth Representative District.....	G. W. R. PEASLEE.
Tenth Representative District.....	W. L. HOWELL.
Eleventh Representative District.....	CONRAD KNOBLOCK.
Twelfth Representative District.....	JOHN B. WILSON.
Thirteenth Representative District.....	A. FRANK KEES. EDWARD M. DENTON.
Fourteenth Representative District.....	WM. T. MUSE.
Fifteenth Representative District.....	G. W. BASSETT.
Sixteenth Representative District.....	J. E. HOWARD. J. J. CAMERON.
Seventeenth Representative District.....	J. S. POGUE.
Eighteenth Representative District.....	W. F. HAYNES.
Nineteenth Representative District.....	G. E. DICKSON. R. B. WILSON.
Twentieth Representative District.....	W. H. HARE. ROBERT DUNN.
Twenty-First Representative District.....	WM. COATE.
Twenty-Second Representative District.....	J. M. STEVENSON.
Twenty-Third Representative District.....	GLEN N. RANCK. A. H. PARCEL.
Twenty-Fourth Representative District.....	E. S. COLLINS.
Twenty-Fifth Representative District.....	J. G. MEGLER.
Twenty-Sixth Representative District.....	W. R. WILLIAMS.
Twenty-Seventh Representative District....	AUSTIN ZENKNER. L. G. ALLIS. J. A. VENESS.
Twenty-Eighth Representative District.....	C. D. KING. GEO. W. HOPP.

Twenty-Ninth Representative District.....	E. B. BENN. L. H. BREWER.
Thirtieth Representative District.....	R. L. PHILBRICK.
Thirty-First Representative District.....	G. B. GUNDERSON.
Thirty-Second Representative District.....	W. L. THOMPSON.
Thirty-Third Representative District.....	WM. DELANTY. L. B. HASTINGS.
Thirty-Fourth Representative District.....	JAMES PALMER.
Thirty-Fifth Representative District.....	SAMUEL W. ROBERTS. JOHN H. CORLISS.
Thirty-Sixth Representative District.....	EVERETT R. YORK. MARK WHITE.
Thirty-Seventh Representative District....	J. H. EASTERDAY. FRED EIDEMILLER.
Thirty-Eighth Representative District.....	N. B. McNICOL. SEAMORE A. CRANDALL.
Thirty-Ninth Representative District.....	WM. FLETCHER. JOS. B. LINGERMAN.
Fortieth Representative District.....	W. H. CLARK. WESLEY W. BROWN. M. M. MORBILL.
Forty-First Representative District.....	W. A. CARLE. GEORGE W. TIBBETTS.
Forty-Second Representative District.....	EDGAR C. RAINE. DR. C. S. EMERY.
Forty-Third Representative District.....	FRED W. COMSTOCK. LOUIS LEVY.
Forty-Fourth Representative District.....	JAMES WEIR. IRVING T. COLE.
Forty-Fifth Representative District.....	GEORGE W. DILLING. G. W. JEFFRIES.
Forty-Sixth Representative District.....	CHARLES S. GLEASON. JOSEPH LYONS.
Forty-Seventh Representative District.....	REUBEN W. JONES. WM. H. LEWIS.
Forty-Eighth Representative District.....	HERCHMER JOHNSTON. N. J. CRAIGUE.
Forty-Ninth Representative District.....	B. H. MORGAN. JOS. FERGUSON.
Fiftieth Representative District.....	K. P. FROSTAD.
Fifty-First Representative District.....	N. J. MOLDSTAD. E. E. BUTLER. PAT MCCOY.

Fifty-Second Representative District.....	WM. H. THACKER.
Fifty-Third Representative District.....	T. A. HUNTER. FENTON MERRILL.
Fifty-Fourth Representative District.....	CHAS. I. ROTH. L. N. GRIFFIN.
Fifty-Fifth Representative District.....	JAS. T? JOHNSON.
Fifty-Sixth Representative District.....	M. E. FIELD.

The Secretary of State appointed Hon. Joseph B. Lindsley of Spokane county to act as Secretary *pro tem*.

The Secretary of State called the roll of members by representative districts, all members being present.

Associate Justice Wallace Mount administered the oath of office to the members-elect.

Mr. Wells of Spokane county nominated Mr. W. H. Hare of Yakima county for speaker.

Mr. Quinn of Spokane county nominated Mr. J. J. Cameron of Lincoln county for speaker.

Mr. Hare received 80 votes, as follows: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Cameron, Clark, Coate, Cole, Collins, Comstock, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Eide-miller, Ferguson, Field, Fletcher, Frostad, Gleason, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Megler, Merrill, McNicol, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Tibbetts, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (Jno. B.), Wilson (R. B.), Witter and York—80.

Mr. Cameron received 14 votes, as follows: Child, Cooney, Fitzgerald, Gray, Hare, Howell, Johnson (J. T.), Mackenzie, Maloney, McCoy, Muse, Quinn, Reise and Zenkner—14.

Mr. Hare was declared elected, was escorted to the speaker's desk by a committee consisting of Messrs. Megler, Roth and Easterday, and received the oath of office from Associate Justice Mount.

Mr. Stark nominated Storey Buck of Spokane county for chief clerk. On motion of Mr. Dickson the secretary cast the entire vote of the House for Mr. Buck, who was declared elected.

On motion of Mr. Philbrick, B. H. Huff of Chehalis county was nominated and unanimously elected sergeant-at-arms.

Associate Justice Wallace Mount administered the oath of office to Mr. Buck and Mr. Huff.

Mr. Easterday moved that a committee of three be appointed to notify the Senate that the House was ready for business. The motion was adopted, and the speaker appointed Messrs. Easterday, Megler and R. B. Wilson.

A committee from the Senate notified the House that the Senate was organized and ready for communications.

RESOLUTIONS.

Mr. Jones introduced the following concurrent resolution:

Be It Resolved by the House, the Senate Concurring, That a committee of two from the Senate and three from the House be appointed to notify the Governor that the Legislature is in session, and will be pleased to receive any communication which he may desire to present.

The resolution was adopted, and the speaker appointed Messrs. Roth, Durham and Jones.

Mr. York introduced the following resolution:

Resolved, That the rules of the House of last session be adopted for the present body until rules for the government of the House at this session shall be adopted.

The resolution was adopted.

Mr. White introduced the following resolution:

Resolved, That the sergeant-at-arms is hereby instructed and authorized to procure such printed matter, stationery and desk supplies as may be necessary for the members and officers of the House, by requisition upon the proper party having the contract for furnishing such supplies to the State of Washington. Said requisitions to be made in duplicate, one copy to be filed with the Secretary of State and one copy to be filed with the party furnished said supplies.

The resolution was adopted.

Mr. Gunderson introduced the following resolution:

Resolved, That a committee of three be appointed to request the different resident ministers to alternate in acting as chaplain of the House.

The resolution was adopted, and the speaker appointed Messrs. King, Levy and Ranck.

Mr. R. B. Wilson introduced the following resolution:

Resolved, That the speaker appoint a committee of six members to act with himself to formulate rules and designate committees for the government of the House during the ensuing session.

The resolution was adopted, and the speaker appointed Messrs. R. B. Wilson, Megler, Roth, Lewis, Easterday and Wells.

Mr. Easterday introduced the following, House concurrent resolution No. 1, which was made a special order for Thursday, January 15:

WHEREAS, Since the close of the last session of the Legislature of the State of Washington, Divine Providence, in His infinite wisdom, has seen fit to remove from our midst, by the hand of death, John R. Rogers, Governor of this State and former member of this body; and,

WHEREAS, The State of Washington and humanity has suffered an irreparable loss; therefore, be it

Resolved, by the House of Representatives, the Senate concurring, That we appreciate the many virtues, unflinching integrity, eminent qualities of heart and mind of Governor John R. Rogers, deplore his death and express sincere respect for his memory, and sympathy for his bereaved family; and, be it further

Resolved, That a copy of this resolution be spread at large upon the journals of the House and Senate, and an engrossed copy thereof be forwarded to the family.

On motion of Mr. Megler the House adjourned until tomorrow morning at 10 o'clock.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

SECOND DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, January 13, 1903, }
10 o'clock a. m. }

The House met at 10 o'clock and was called to order by Speaker Hare.

The roll call showed all members present.

The proceedings were opened with prayer by Dr. R. M. Hayes, of Thurston county.

Speaker Hare, being engaged in arranging committees, called Mr. Megler, of Wahkiakum, to the chair.

The minutes of yesterday were read and approved.

RESOLUTIONS.

Senate concurrent resolution No. 1, relating to the death of Gov. John R. Rogers, was received and made a special order for Thursday, January 15, 1903.

The following Senate concurrent resolution was received and adopted:

Concurrent resolution No. 2, by Senator Warburton:

Be It Resolved by the Senate, the House concurring, That the Senate and House of Representatives of the State of Washington meet in joint session in the House chamber at 2 o'clock p. m., January the 13th, 1903, to receive the message of the Governor of the State of Washington.

The following resolution was introduced by Mr. York:

Resolved, That the following named persons be unanimously elected as officers and employes of the House, to fill the offices and receive the compensation set opposite their respective names, to-wit:

Chief Clerk, Storey Buck.....	\$6 00 per diem
Assistant Chief Clerk, Fred Ripley.....	5 00 " "
Reading Clerk, Eugene Lortor.....	5 00 " "
Minute Clerk, A. C. Rundle.....	5 00 " "
Sergeant-at-Arms, B. F. Huff.....	5 00 " "
Assistant Sergeant-at-Arms, George W. Case.....	4 00 " "
Assistant Sergeant-at-Arms, W. W. Swing.....	4 00 " "
Docket Clerk, S. P. Carusi.....	4 00 " "
Desk Clerk, Roy McReynolds.....	4 00 " "
Journal Clerk, Richard T. Colner.....	4 00 " "

Assistant Journal Clerk, R. D. Campbell.....	4 00	"	"
Enrolling Clerk, C. E. Newton.....	4 00	"	"
Assistant Enrolling Clerk, Walter Williams.....	4 00	"	"
Assistant Enrolling Clerk, C. R. Case.....	4 00	"	"
Engrossing Clerk, J. R. Lytle.....	4 00	"	"
Assistant Engrossing Clerk, C. M. Harrington.....	4 00	"	"
Doorkeeper, J. H. Clay.....	3 50	"	"
Doorkeeper, I. M. Scott.....	3 50	"	"
Doorkeeper, N. G. Smith.....	3 50	"	"
Doorkeeper, Miller Cooper.....	3 50	"	"
Index Clerk, L. O. Melgs.....	4 00	"	"
Bill Clerk, George Rau.....	4 00	"	"
Assistant Bill Clerk, Sam Parker.....	4 00	"	"
Assistant Bill Clerk, A. S. Burroughs.....	4 00	"	"
Postmaster, P. H. Goodrich.....	4 00	"	"
Assistant Postmaster, J. C. Hillman.....	4 00	"	"
Watchman, John Kelley.....	3 50	"	"
Watchman, A. M. Chesney.....	3 50	"	"
Watchman, W. D. Reese.....	3 50	"	"
Janitor, Tom Finney.....	3 50	"	"
Janitor, James Mitten.....	3 50	"	"
Messenger, R. B. Emmes.....	3 50	"	"
Page, Howard Burrington.....	2 00	"	"
Page, Leland Piate.....	2 00	"	"
Page, Clinton Van de Veer.....	2 00	"	"
Page, Reese Brewer.....	2 00	"	"
Page, Lyman Fleetwood.....	2 00	"	"
Page, Joseph Grimm.....	2 00	"	"
Clerk Judiciary Committee, John Gallagher.....	5 00	"	"
Clerk Appropriations Committee, Carl E. Bell.....	3 50	"	"
Committee Clerks—Marvin Arnold.....	3 50	"	"
Lee G. Warren.....	3 50	"	"
T. L. Bland.....	3 50	"	"
D. C. Ashmun.....	3 50	"	"
H. B. Green.....	3 50	"	"
Charles Black.....	3 50	"	"
C. W. Gorham.....	3 50	"	"
R. K. Beachem.....	3 50	"	"
J. W. Reddington.....	3 50	"	"
W. H. Greenhow.....	3 50	"	"
C. L. Terry.....	3 50	"	"
Ross Clark.....	3 50	"	"
J. E. Sutton.....	3 50	"	"

The resolution was passed by unanimous consent.

Mr. Roth, chairman of the committee appointed to notify the Governor that the Legislature was in session and ready to receive any communication which he might have to present, reported that the Governor would meet the Senate and House in joint session at 2 p. m.

ELECTION CONTEST.

In the matter of the contest of Frank O. Ehrlich, contestant

against Patrick McCoy, N. J. Moldstad and E. E. Butler, contestees, the notice and affidavit of contestant were received and referred to the Committee on Privileges and Elections.

RESOLUTIONS.

Mr. Lewis of King county introduced the following resolution:

Resolved, That the sergeant-at-arms be instructed to see that only members of the House and other State officials, and employes whose duties require their presence in the House, be admitted to the floor of the House.

The resolution was adopted.

The following resolution was introduced by Mr. Comstock:

Resolved, That the State Auditor be and he is hereby directed to draw his warrants for the payment of the members and employes of the House every seventh day of the session, upon pay rolls which shall be signed by the members and certified to by the speaker and chief clerk of the House and he is hereby authorized and directed to deliver the warrants so issued to the chief clerk of the House, taking his receipt therefor. The incidental expenses of the House shall be paid upon vouchers signed by the payee and certified to by the speaker and chief clerk, and attested by the sergeant-at-arms.

The resolution was adopted.

The following employes were called to the bar of the House and the oath of office administered by the speaker of the House: Fred Ripley, Eugene Lorton, A. C. Rundle, George W. Case, W. W. Swing, S. P. Carusi, Roy McReynolds, R. D. Campbell, C. M. Harrington, J. H. Clay, N. G. Smith, L. O. Meigs, George Rau, A. C. Burroughs, P. H. Goodrich, J. C. Hilman, John Kelly, Tom Finney, James Mitten, R. B. Emmes, Howard Burrington, Clinton Van de Veer, Reese Brewer, Lyman Fleetwood, Joseph Grimm, John Gallagher, Carl E. Bell, Marvin Arnold, D. C. Ashmun, H. B. Green, Charles Black, C. W. Gorham, R. K. Beacham, J. W. Reddington, C. L. Terry and Ross Clark.

At 11:15 a. m. the House took a recess until 1:45 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 1:45 p. m.

The roll call showed all members present except Messrs. Brewer, Cameron, Clark, Dix, Durham, King, Mackenzie, Merrill, Weir, Witter and York.

Mr. Megler moved that a committee of three be appointed to notify the Senate that the House is ready to meet in joint session to receive the Governor.

The resolution was adopted.

The speaker appointed Messrs. Megler, Dickson and Maloney.

The Senate was announced and invited to seats within the bar of the House.

JOINT SESSION.

Joint session assembled at 2 p. m.

The president of the Senate presided.

Roll call of the Senate showed all members present except Senator Garber.

Roll call of the House showed all members present except Messrs. Cameron, Weir and York.

The president of the Senate appointed Senator Warburton and Representatives Child and Dilling to escort Governor McBride within the bar of the House.

The following is the Governor's address:

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, January 13, 1903.

Gentlemen of the Senate and of the House of Representatives:

Since the adjournment of the last session of the Legislature the people have been called upon to mourn the loss of their Chief Executive. In the death of Governor John R. Rogers the state sustained a severe loss. Even those who differed from him in his views upon public questions admit that he was honest, conscientious, and faithful in the performance of his duties, and that he gave the best there was in him to the service of the state. More than this can not be asked for from any man. He was poor in worldly goods, the chief heritage left to his family being his name. In accordance with his own request he was buried with military honors. The funeral expenses, borne by his widow, amounted to \$539.55. This, in view of her circumstances, was a heavy burden. I would recommend that she be reimbursed this sum by the state and that a relief bill be passed for that purpose.

INTEREST AND REDEMPTION TAX.

By the terms of the Enabling Act the state was required to assume and pay the indebtedness of the territory. To liquidate this indebtedness the sum of \$300,000 was borrowed, in accordance with the provisions of an act of the Legislature (Session Laws 1899-90, page 33), upon state bonds payable at any time after five years and within fifteen

years from date of issue, at the option of the state. This act also provided for the levy, for five consecutive years, of an annual tax not exceeding one-tenth of one mill (to pay interest upon these bonds), and, beginning in 1895, for the levy of an annual tax not exceeding one-fifth of one mill for the purpose of their redemption. Upon this indebtedness the sum of \$240,000 has been paid, leaving outstanding \$60,000. The one-fifth of one mill tax for the year 1902 will bring in something over \$55,000. This, together with the tax on hand and delinquent taxes belonging to this fund, will amount to something over \$83,000—a sum more than sufficient to redeem the outstanding bonds. I would, therefore, recommend the discontinuance of this tax.

MILITARY FUND.

Section 176, Laws 1895, page 252, is as follows:

"For the purpose of raising revenue for the National Guard, there is hereby levied, and the proper officers shall collect, a tax of one-fifth of one mill upon all the property in the State subject to taxation for the present fiscal year and for each fiscal year hereafter."

From the report of the State Auditor it appears that, adding to the cash in the treasury the delinquent taxes for the years 1896 to 1901 inclusive, and the proceeds to be derived from the 1902 levy, there will be in this fund the sum of \$152,545. This is over and above the unexpended balance of the 1901 appropriation. Of that appropriation at least \$12,000 will not be needed and will be covered back into the military fund, thus increasing it to something over \$164,000 without any further levy. This should be amply sufficient to pay all expenses connected with the National Guard for the period of four years.

Therefore, I would suggest that the tax levy for the support of the National Guard be discontinued for the present, unless the Legislature in its wisdom should see fit to authorize the building of armories in accordance with the recommendations of the Adjutant General. Should it be deemed best to authorize the building of armories, and should a reasonable appropriation be made for that purpose, yet this tax could with perfect safety be reduced from one-fifth to one-tenth of one mill. Or, if the building of armories at this time should not be deemed wise, and, in view of the fact that the state has interest charges to meet, it should not be considered good policy to have the money in this fund remain idle, at least \$75,000 might be transferred to the general fund and the tax be continued but reduced from one-fifth of one mill to one-tenth of one mill.

THE REVOLVING FUND.

In 1891 (Session Laws, page 202) the Legislature appropriated \$30,000 to provide and maintain a permanent revolving fund for the purchase and delivery at the State Penitentiary of jute, clay and other materials. In 1893 (Session Laws, page 212) a further appropriation of \$50,000 was made for the same purpose. The act of 1893 also provided that the proceeds derived from the sale of jute and other fabrics, and brick manufactured at the penitentiary, should be placed

in the revolving fund. There is now in this fund about \$150,000, with sufficient manufactured material on hand, when sold, to raise it to at least \$175,000. A revolving fund of \$95,000 would be ample for the purpose intended. When the state is paying interest upon its indebtedness, I can see no good reason for retaining money in any fund where it is not needed. I would, therefore, recommend that the sum of \$80,000 be transferred from the revolving fund to the general fund — the latter fund being the fund out of which the state indebtedness is paid.

PERMANENT SCHOOL FUND.

The proper investment of the permanent school fund is a matter of great importance. The Board of State Land Commissioners, consisting of the Commissioner of Public Lands, the Secretary of State and the Superintendent of Public Instruction; is authorized (Session Laws 1897, Sec. 69, page 262) to invest this fund in national, state, county or municipal bonds, at par, bearing not less than five per cent interest per annum, or in warrants drawn upon the State of Washington.

Section 1 of an act approved March 8, 1899 (Session Laws, pages 67 and 68), is as follows:

"Section 1. Whenever there shall be in the hands of the State Treasurer, belonging to the State Permanent School Fund, money to the amount of five thousand dollars or more, of which no investment can be made in the securities now or hereafter authorized by law, and the State shall have an outstanding general fund warrant indebtedness in an amount equal to or greater than the amount of five thousand dollars (\$5,000), the Governor of the State and the State Auditor are hereby authorized, and it shall be their duty, to issue the bonds of the State of Washington in an amount equal to that amount, and sell and deliver such bond to the State Treasurer for the account of the State Permanent School Fund at the face or par value thereof."

Section 2 of said act as amended in 1901 (Session Laws, page 388) is as follows:

"Section 2. Such bonds shall bear date of issue and be issued in denominations of five thousand dollars (\$5,000), and shall bear interest at the rate of three and one-half per cent. per annum, payable semi-annually on the first day of May and November of each year until paid, payable out of the State General Fund, and the State Treasurer is hereby authorized and directed to transfer from the said State General Fund to the said Current School Fund sufficient money to pay said interest as the same falls due, and certify the same to the State Auditor, which certificate shall be authority to said Auditor to make the necessary and proper entries in the books and records of his office to show such transfer. The principal of said bond shall be payable, any or all of them, on or before twenty years from the date of issue, to the State Treasurer for the account of the State Permanent School Fund, out of the State General Fund, to which the proceeds thereof shall have been credited, and when paid the principal thereof shall be credited to the State Permanent School Fund."

September 30, 1902, according to the report of the State Treasurer, the permanent school fund account stood as follows:

Invested in State bonds	\$1,165,000.00
Invested in County and School District bonds.....	429,104.35
Cash on hand	320,027.90

The reason for such a large sum being on hand, belonging to this fund, is that the Board of State Land Commissioners could not invest it in such securities as are authorized by the Constitution and the laws of the state at so high a rate of interest as five per cent. Counties, cities and school districts desirous of borrowing money could obtain it elsewhere at a lower rate.

It is estimated by the Commissioner of Public Lands that his office will turn over to the State Treasurer, to be placed in this fund, at least \$600,000 in the next two years. It is to be hoped that the appropriations made at this session of the Legislature from the general fund may not exceed the anticipated revenues, and that there may be no necessity of further borrowing from the permanent school fund for the benefit of that fund. Should this hope be realized, there will be in the permanent school fund, during the next fiscal term, in the neighborhood of one million dollars looking for investment. To find investments for this sum, in such securities as our Constitution and laws permit, it seems absolutely essential that the rate of interest be made less than five per cent. In the opinion of the Board of State Land Commissioners the rate should be reduced to three and one-half per cent. Others, somewhat versed in financial matters, seem to think a reduction to four per cent would serve the desired purpose. These funds should not remain idle. On the other hand, as high a rate of interest as can be obtained should be demanded. The question is submitted to your wisdom.

STATE CAPITAL FUND.

Against the state capitol fund warrants amounting to \$77,004.16, bearing interest at the rate of eight per cent per annum, were issued during the years 1893-4-5. The interest upon these warrants, on the first of January of this year, amounted to, approximately, the sum of \$58,150; making the total sum, principal and interest due thereon, on said date, about \$135,154.16. There are also outstanding against this fund warrants amounting to the sum of \$350,000, drawing interest at the rate of five per cent per annum, issued in accordance with the provision of the act of 1901 for the purchase and completion of a State Capitol building. The interest upon the last mentioned warrants is guaranteed by the state, but there is no such guarantee as to the other warrants. These warrants first mentioned, however, together with the interest thereon, are a first lien upon the proceeds to be derived from the sale of lands granted to the state for public buildings at the capital. Of this grant, which was 132,000 acres in the first instance, over 120,000 acres remain. Some of this land, in the opinion of the Commissioner of Public Lands, is worth, today, at least twenty dollars per acre; and he deems it conservative to say that, on an

average, they are worth ten dollars per acre. If he is anywhere nearly right—and, in my judgment, I am prepared to say he is not very far wrong—why should we continue to pay eight per cent interest on these \$77,004.16 of outstanding warrants? These warrants, the principal and interest of which amount to about \$135,154.16, being a first lien upon property which, in the not distant future, will sell for at least one million dollars, would be considered a safe investment by any one. The permanent school fund has hundreds of thousands of dollars idle in the treasury. The capitol building fund has outstanding against it warrants drawing eight per cent interest per annum. Why not invest a portion of the permanent school fund at, say, three and one-half per cent, the same rate paid to that fund by the general fund, in the warrants of the capitol building fund, thus finding a safe investment for the permanent school fund, and, at the same time, saving to the capitol building fund four and one-half per cent per annum? The method of procedure would be this: Transfer from the permanent school fund to the capitol building fund a sufficient sum to fake up the eight per cent interest bearing warrants outstanding against the latter fund. Issue state bonds to that amount, and deliver to the State Treasurer, for the account of the permanent school fund, said bonds to draw interest at the rate of three and one-half per cent per annum, interest payable semi-annually. Provide for the payment of the interest upon these bonds from the general fund. The permanent school fund and the general fund would be amply protected by a first lien upon the proceeds derived from the sale of lands granted to the state for public buildings at the capitol. I would commend this subject to your careful consideration.

STATE NORMAL SCHOOL FUND.

On the first of October, 1902, there was in the State Normal School fund the sum of \$8,809.74. Against this fund there are outstanding warrants to the amount of \$108,810.07, issued between July 12, 1895, and April 16, 1899. These warrants bear interest at the rate of seven per cent per annum; and it may be held, under section 5, page 57, Session Laws of 1895, that the interest upon them is to be compounded. By the terms of the Enabling Act the state was granted one hundred thousand acres of land for State Normal Schools. Of these lands, selected and approved, more than ninety-five thousand acres remain unsold. A question has arisen as to whether, under the terms of the grant, the proceeds derived from the sale of these lands can be used in the payment of outstanding warrants, or whether these proceeds must be placed in a permanent fund to be invested, and the interest only be used for that purpose. The proceeds derived from the sale of lands granted to the state for the support of common schools must constitute a permanent fund, the interest upon which only can be expended in their support. It is thought by some the same holds true of the proceeds derived from the sale of lands granted to the

state for the Agricultural College, for Normal Schools, for the Scientific School, and for the state charitable, educational, penal and reformatory institutions. But such is not the Legislative construction that has been given the Enabling Act. In 1893 the Legislature made appropriations for buildings at the Western Washington Hospital for the Insane, at the Eastern Washington Hospital for the Insane, at the State Penitentiary, at the State Reform School and at the Soldiers' Home—each of these appropriations being coupled with the express provision that the amount of the appropriation should be returned to the general fund of the state treasury from the first proceeds of the sale of lands granted to the state for state charitable, educational, penal and reformatory institutions. At the same session appropriations were made for buildings at the Agricultural College and for the Normal School at Ellensburg, coupled, in the first instance, with the proviso that the general fund should be reimbursed from the first proceeds derived from the sale of lands granted to the state for a scientific school, and, in the second, from the first proceeds derived from the sale of lands granted to the state for normal schools.

By the terms of an act approved March 7, 1895 (Session Laws, pages 55-6-7), a fund to be known as the "state normal school fund" was established and provision made that all proceeds derived from the sale of lands granted to the state for normal schools be paid into that fund, and that no appropriations for the erection of normal school buildings be made from any other fund. By the same act an appropriation of \$60,000 was made for buildings at the Cheney Normal School, and an appropriation of \$40,000 for buildings at the Whatcom Normal School, with directions to draw warrants upon said state normal school fund to pay for the erection of such buildings. October 1, 1902, the scientific school fund contained \$29,062.19; the agricultural college fund, \$16,936.30; the charitable, educational, penal and reformatory institutions fund, \$22,080.08, and the normal school fund, \$8,809.74. These several funds may, and probably will be, very materially increased during the next fiscal term. If they are permanent and irreducible, and the interest only can be expended, then the Legislature should make provision for their investment. If, on the other hand, the legislative construction placed upon the Enabling Act is correct, then such of these funds as have no warrants outstanding against them should be transferred to the general fund; and where warrants are outstanding, the money on hand should be applied upon their payment. A test case has been brought in the supreme court of this state to determine this question and a decision will probably be handed down in time for you to deal with this subject in such manner as your judgment approves. If it should be held that the proceeds from the sale of lands granted for normal schools do not constitute a permanent and irreducible fund, then the warrants outstanding against the state normal school fund are a first lien upon something over 95,000 acres of land. Here may be found an opportunity for a safe investment of a portion of the perma-

ment school fund. These warrants, principal and interest, on the first of January of this year, amounted to, approximately, the sum of \$146,000. The normal school lands in value certainly far exceed this sum. Should you look with favor upon this suggestion, the method of procedure might be the same as pointed out in what has been said in reference to outstanding warrants against the capitol building fund.

LOUISIANA PURCHASE EXPOSITION.

An exposition commemorative of the Louisiana purchase will be held at St. Louis, opening on the first day of May, 1904. It seems beyond question that this exposition will be upon a grander scale and will attract a larger number of visitors than any ever before held. I believe our people, quite generally, are in favor of the State of Washington being worthily represented upon that occasion. It was at first supposed this exposition would be held in 1903. Had the original plan been adhered to, and had nothing been done here until after the convening of this Legislature, it is quite evident that sufficient time would not have remained for the assembling of a proper exhibit of the industries and resources of this state. For that reason a meeting, composed of business men and of representatives of various chambers of commerce and boards of trade, was held at the state capital on the 25th of April, 1902, to determine what was best to be done. It was the sense of the meeting that the state should be fittingly represented at the St. Louis exposition, and that the Governor should appoint a commission of seven, and an executive commissioner, to take charge of the preliminary work and to raise funds to defray the necessary expenses, trusting to the Legislature to reimburse those advancing the money for that purpose. Coinciding with the views of the meeting, I appointed Hon. C. J. Lord of Olympia, Hon. George B. Kandle of Tacoma, Hon. Charles L. Denny of Seattle, Hon. T. B. Sumner of Everett, Hon. Miles C. Moore of Walla Walla, Hon. George M. Brown of Spokane and Hon. A. H. Stulfauth of Ellensburg as commissioners, and Hon. Elmer E. Johnston of Everett as executive commissioner. I am informed by the treasurer of the commission, the Hon. C. J. Lord, that the sum of \$1900 will cover all expenses incurred in the preliminary work. The commission, at the time of its appointment, as well as myself, indulged the hope that no more than \$50,000, at the very outside, would be required. Under date of December 21, 1902, the commission reported to me what had been done, but owing to a lack of funds that report has not been printed. It is subject, however, to your call, and I would commend it to your careful consideration. From the examination of the report it will be seen that, in the judgment of the Executive Commissioner, the sum of \$63,950 could be expended to advantage. I believe, however, a careful examination will disclose that this sum could be reduced several thousand dollars without materially interfering with the benefit to be derived. Experience demonstrates that work entrusted to a few is better and more economically done than when entrusted to many. For that reason I would suggest that the membership of the commission you

may provide for to take charge of this matter be made not too large. The expenditure of the appropriation made for this purpose should be under the direction of a few men of practical business training and executive ability. If strictly business methods are pursued, an appropriation of \$50,000 would prove more beneficial to the state than double that amount under loose management, or a management permitting favoritism, or politics, to creep in, to the detriment of the work.

LEWIS AND CLARK EXPOSITION.

An exposition is in contemplation to be held at Portland, Oregon, in 1905, commemorative of the Lewis and Clark expedition. If this state is to take part an appropriation should be made for that purpose at this session of the Legislature. While the fact that it follows so closely upon the St. Louis exposition may lessen its value, viewed from a practical standpoint, yet sentiment naturally inclines one in its favor. What other states, including even Oregon, may do, is not yet known. Pursuant to Senate concurrent resolution No. 17, adopted March 4, 1901, Governor Rogers appointed Hon. F. J. Parker of Walla Walla, Hon. J. G. Megler of Brookfield, Hon. W. W. Tolman of Spokane, Hon. E. M. Rands of Vancouver and Hon. George W. Rowan of Castle Rock as members of a commission to represent the State of Washington in the preliminary work connected with this exposition, and to report to this Legislature its recommendation as to what appropriation should be made. The report of this commission will doubtless be laid before you. A company, under the name of "The Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair," has been incorporated, with a capital stock of \$500,000. Of this sum \$360,000 have been subscribed by the citizens of Portland, and no doubt is entertained but that the full amount of the capital stock will be subscribed. The management expects the Legislature of Oregon to appropriate \$500,000, and that other states, especially those upon the Pacific coast, will be adequately represented. Probably you will be in possession of sufficient information before the close of the session to enable you to determine the proper course to pursue.

FURNISHING LEGISLATIVE CHAMBERS.

On the 20th day of June, 1902, arrangements were entered into for furnishing the legislative chambers in the new Capitol, the Commission then still having a strong hope that the building might be completed in time for occupancy at this session. Bids were called for, due notice having been given through the principal newspapers of the state. The lowest and best bids were accepted, but the Commission not having the necessary funds, no attempt was made to bind the state. The successful bidders were simply given the privilege of putting in the necessary furniture, with the understanding that they might remove it unless this Legislature, within thirty days from the opening of the session, made an appropriation to pay for the same. The Commission believes that the price agreed upon between it and the successful bidders is fair and

reasonable. I would suggest that each house appoint a committee to consider this matter. The secretary of the Capitol Commission will lay before such committee all information in its possession.

INCREASE IN BUSINESS MEANS INCREASE IN EXPENSE.

Growth in population and increase in volume of business necessarily call for a constantly increasing expenditure for public purposes. The number of inmates in our asylums for the insane and in the penitentiary is steadily growing. September 30, 1893, our asylums for the insane contained 850 persons. September 30, 1900, this number had increased to 1019, and September 30, 1902, to 1146. These unfortunates, together with the inmates for the School for Defective Youth and the Reform school, must be properly cared for. September 30, 1898, there were 320 convicts in the State Penitentiary; September 30, 1900, 405; September 30, 1902, 580.

From September 30, 1898, to September 30, 1902, the membership of the Soldiers' Home increased from 112 to 168. No one can object to these men, who in the hour of their country's dire need fought its battles, receiving the necessary support at the hands of the state.

Our higher educational institutions, the State University, the Agricultural College and School of Science, and our three Normal Schools, are supported by appropriations from the general fund. The number in attendance increases with an increasing population, and at each succeeding session of the Legislature it has seemed necessary to make larger appropriations for the support and maintenance of these educational institutions. If it were left to the heads of these institutions, or to their boards of regents or trustees, to say how much money could be spent to advantage in their support, no doubt the aggregate would far exceed the state's ability to provide the means. I do not say this by way of criticism, for it is undoubtedly true that the field of usefulness of our State University, or of our Agricultural College, or of our Normal Schools, could be greatly enlarged, did the revenues of the state permit. To the Legislature falls the task of squaring the natural desire of those in immediate charge of these institutions with our financial condition. Viewed from this standpoint you will probably feel yourselves compelled to deny them some things that, under different circumstances, you would willingly grant.

In passing, permit me the suggestion that our educational institutions should be kept entirely free from politics, or political influence of any kind. Appropriations for their support should not be made to hinge upon other legislation. In this matter but two considerations should govern—their actual needs, and the ability of the state to meet those needs. I have not caused the removal of any member of the board of regents, or board of trustees, of these institutions, nor have I appointed any such member for political reasons; nor shall I do so. And, whatever contests may face us during this session, I indulge the hope that no one of our educational institutions may be made the football of contending forces, or of aspirants for place.

The increase in the membership of the Legislature means an increase in legislative expenses. And it is probably true that the growing volume of business in other departments may call for heavier appropriations. I mention these things simply for the purpose of showing the necessity for strict economy, for, with the exercise of the wisest economy, the problem of making our revenues keep pace with our increasing expenditures is, at the best, a perplexing one.

True, it is generally supposed that the state is upon a cash basis; and to the extent that warrants now drawn upon the general fund are paid in cash upon presentation, that supposition is correct. But it does not follow from this that the state is out of debt, or even that its finances are in the most healthy condition.

GENERAL FUND INDEBTEDNESS.

October 31, 1896, according to the report of the then State Auditor, the general fund warrant indebtedness, over and above the cash on hand in that fund was \$1,777,918.03. This did not include the interest due on the warrants. September 30, 1902, according to the report of the State Treasurer, the general fund indebtedness, not including interest, over and above cash on hand in that fund, was \$1,205,579.57. This consisted of two items: General fund warrants outstanding, \$45,741.19; state bonds held by the permanent school fund for money borrowed from that fund and transferred to the general fund, \$1,165,000. The cash in the general fund at that time was \$5,161.62.

From October 31, 1896, to September 30, 1902, the general fund indebtedness decreased \$572,308.46. But it is well known that, at the date of the first report above referred to, a large amount of delinquent taxes was outstanding. It is also equally well known that soon thereafter a general revival of business set in, and that delinquent taxes began to flow into the treasury. In 1897, from delinquent taxes for the years 1893-4-5, the general fund received \$226,879.37; in 1898, for the years from 1893 to 1896 inclusive, \$139,974.87; in 1899, for the years from 1893 to 1896 inclusive, \$121,943.58; in 1900, for the years from 1893 to 1896 inclusive, \$48,073.50; in 1901, for the years 1894 to 1896 inclusive, \$22,602.67; in 1902, for the years 1895 and 1896, \$10,681.94; making a total of \$570,155.93. During the years 1897 to 1899 inclusive the general fund also received from delinquent taxes for the year 1892 and preceding years, approximately, the sum of \$35,000.

Thus it will be seen that from 1897 to 1902 inclusive the general fund received from delinquent taxes of 1896 and preceding years the sum of \$605,155.93—a sum in excess of the decrease in the general fund indebtedness during that period.

On October 19, 1897, the Attorney General advised the State Treasurer that the act creating the tide land fund, approved March 26, 1890, had been repealed by section 70 of the General Land Act, approved March 26, 1897 (Session Laws 1897, page 263). The moneys that had accumulated in the tide land fund were transferred to the general

fund; and the proceeds derived from the sale of tide lands since that time have been placed in the same fund. From 1897 to September 30, 1902, the general fund received from this source alone the sum of \$1,079,051.25. During this period of six years the general fund received from delinquent taxes for the year 1896 and preceding years the sum of \$605,155.93, and from the sale of tide lands the sum of \$1,079,051.25, making a total of \$1,684,207.18, and yet during that period the general fund indebtedness was reduced but \$572,308.46. The taxes that became delinquent during the period of depression have nearly all been collected. Our tide lands are at best but a temporary source of revenue. The proceeds derived from their sale will soon begin to diminish, and, in a very few years, will practically cease.

These facts emphasize the necessity of strict economy, and likewise the necessity of finding some new source of revenue if our income is to keep pace with our expenditures.

TAXATION.

The rate of taxation should not be increased, except as a last resort, for the burden now borne by our people is sufficiently heavy. In some parts of the state the rate of taxation, including the levy for state, school, county, road and city or town purposes is at least forty mills on the dollar. Such a rate, in addition to being a hardship upon the taxpayer, tends to prevent the natural growth and development of any locality. Intending investors inquire closely into the matter of taxation, and, where the rate is found to be abnormally high, they naturally turn to other sections where the burden in this respect is lighter.

There is in this state property that escapes taxation altogether, and other property that is assessed at but a small fractional part of its market value. As an instance of the former, I would call attention to sleeping car companies doing business in this state; of the latter, to our railroads.

From the report of the State Board of Equalization I find that the main track of the railroads in this state is divided into five classes. The first class, consisting of 965 miles and a fraction, is equalized at \$6600 per mile. This, it is believed, is not more than one-tenth of its actual market value. The second class, consisting of 1558 and a fraction miles, is equalized at \$5280 per mile; the third class, consisting of 220 and a fraction miles, at \$3168 per mile; the fourth class, consisting of 156 and a fraction miles, at \$2000 per mile, and the fifth class, consisting of 81 and a fraction miles, at \$1320 per mile. The total length of main track is 2981 and a fraction miles, and it is assessed at the insignificant sum of \$15,718,512—insignificant, at least, in comparison with its real value. Of sidetrack there is 536 and a fraction miles, assessed at \$1,132,561. The average assessed value of main track per mile is \$5,271.45. The average assessed value of side track per mile is \$2,112.03. The aggregate assessed value of rolling stock and all railroad personal property is \$3,753,586. The aggregate assessed value of all railroad property in the state, used for railroad purposes, is \$20,-

604,659. By those who have inquired into the matter the statement that this property is worth at least \$200,000,000 is deemed conservative. But I am not advocating that it should be assessed at the full sum of \$200,000,000, for I believe that throughout the state, quite generally, property is assessed something below its real value. But that the disproportion between the real and the assessed value of other property is anywhere nearly so great as the disproportion between the real and the assessed valuation of railroad property, no one can be found to contend.

Is there any good reason why you should permit the continuance of such a state of affairs? Property now escaping taxation altogether, as well as that assessed at a figure ridiculously low, certainly receives a benefit in the protection afforded it by our laws. The cost to the state of affording protection to railroad property, dollar for dollar in value, is, probably, greater than the cost of affording similar protection to any other class of property in the state. Why, then, should these great corporations be permitted to shift their fair share of the public burden to the shoulders of others? The present system of assessing railroad property at a figure merely nominal is not without its advocates. They urge that all taxes paid by the railroad companies must be collected from the people in the shape of passenger and freight rates; and that, therefore, the valuation placed upon railroad property for purposes of taxation is a matter of no particular concern to the people. This argument, if it can be dignified by that name, would apply with equal force to any and all kinds of merchandise. The owner might say: "Do not assess my property. If you do, what I pay in taxes will be added to the selling price, and it will not be I, but the purchaser, who will have to pay the taxes." By this line of reasoning, carried to its logical end, the state would be shorn of its revenues and rendered powerless to afford protection to person and property—the purpose for which government is called into being, and the only ground upon which it can justify its existence. If property now escaping taxation should be placed upon the assessment roll, and all property should be fairly assessed, the revenues of the state would be ample, without any increase in the rate of taxation. Indeed, should this be done, we might, with the exercise of a wise economy, reasonably look, in a short time, for a material reduction in the rate of taxation. This, besides affording relief to the individual taxpayer, would be an element in attracting hither the homeseeker and the capitalist in search of investments.

STATE BOARD OF EQUALIZATION.

The State Board of Equalization, consisting of the Secretary of State, the Commissioner of Public Lands and the State Auditor, is powerless to afford relief in the matter of the proper assessment of railroad property. This board simply apportions among the several counties the amount of tax to be raised in the state for state purposes. It does not determine the rate of taxation, but the total sum to be paid by each county to the state for state purposes. Section 1717, 1 Bal., is as follows:

"When the State Board complete their equalization, the Auditor of State shall transmit to each County Auditor a transcript of the proceedings of the board, within ten days after said board adjourns, specifying the amount to be levied and collected on said assessment books for State purposes for each year, and the County Auditor shall compute the required per centum on the valuation thereof as it stands after the same has been equalized by the County Board of Equalization, and shall extend such taxes in the proper columns of such books."

The valuation placed upon railroad property by County Assessors, as equalized by the Boards of County Commissioners, is the basis upon which the tax levy is made for both state and county purposes. If railroads should be assessed in any particular country at, say \$5280 per mile, the state board could not change that valuation even for state purposes. If it should be of the opinion that the road is worth, say, \$30,000, instead of \$5280 per mile, it could take that fact in consideration only for the purpose of determining the total sum to be paid to the state by that particular county—the levy would have to be made by the County Auditor upon the basis of \$5280 per mile; should the state board, believing the property to be worth \$30,000 per mile, instead of \$5280, by reason of that fact demand a larger sum from the county, the increased burden would not fall upon railroad property, where of right it should fall, but, in the main, upon other property in the county assessed at a fair valuation. To do this would be inflicting a penalty upon the taxpayer whose property is properly assessed for the action of county officials in assessing railroad property too low.

Considering the powerful influence exerted by the railroads, and the peculiar methods resorted to by some of their agents, it would be expecting almost too much to look for any marked improvement under the law as it now stands. The state board should be a Board of Equalization in fact instead of in name only, as at present. Upon it should be conferred the power to change valuations as equalized by county boards, and such changes as it directs in this respect should be made upon the books of the several counties. In other words, the valuation of property as equalized by the state board, instead of the valuation as equalized by county boards, should be the basis upon which taxes are levied for both state and county purposes. The state board, then instead of simply determining the sum total to be paid by each county for state purposes, as now, would determine the rate of taxation for state purposes. It should also have the power to place upon the assessment rolls any property omitted by County Assessors. With these changes, the responsibility for property escaping taxation, or being assessed at but a small fraction of its real value, would rest upon the state board, instead of being divided, as now, among the Assessors and the Commissioners of the several counties.

Any person or corporation so desiring should have the right to appear before the state board, but the decision of that board upon all questions relating to valuations should be final. No person or corporation should be permitted to bring an action in any court to reduce the assessed

valuation of property as determined by the state board, or to reduce or interfere in any way with the collection of taxes based upon such assessment, unless such action is based upon fraud. No such action should be permitted unless commenced prior to the time the taxes complained of become delinquent, and the amount of such taxes should be deposited in court at the time the action is commenced. In any action brought by a corporation doing business in more than one county, the state should be made a party, and it should be the duty of the Attorney General to defend the same. No compromise of an action should be permitted. In the event of it being determined that the assessed valuation, by reason of fraud, is too high, the court should be required to find the amount of taxes that should be paid and to direct in its decree that such amount should be turned over to the proper officials from the moneys deposited in court.

In this connection I would also call attention to the fact that each of the gentlemen upon the State Board of Equalization, as now constituted—the Secretary of State, the State Auditor and the State Land Commissioner—is busy with the affairs of his own office, and has not the time to enter upon an exhaustive study of values. But even if the board had the time, it has not the right to call for and examine books, papers, vouchers, and other documents, nor to send for and examine under oath witnesses—powers especially essential in arriving at a just determination as to the value of railroad property. In the event of the passage of a railway commission bill, the commissioners selected would necessarily have to ascertain the value of all the railroad property in the state. They might be required to certify such values to the State Board of Equalization for its information and guidance; or, what would perhaps be better, they might be made ex-officio members of the board.

FILING AND LICENSE FEES OF CORPORATIONS.

Our laws provide that every corporation incorporated under the laws of this state, having a capital stock divided into shares, shall pay to the Secretary of State, for the use of the state, a fee of ten dollars, payable upon the filing of the articles of incorporation. Every corporation incorporated under the laws of any state or territory of the United States, or of any foreign state, is also required to pay a like fee upon the filing of a certified copy of its articles of incorporation. In some of the states the fee payable upon the filing of such articles is made to depend upon the amount of the capital stock of the corporation. In Iowa, for instance, a fee of twenty-five dollars, and an additional fee of one dollar per thousand upon all authorized stock in excess of ten thousand dollars, is required; with the provision, however, that in no event shall a fee in excess of three hundred and fifty dollars be charged.

Our laws also provide for the payment of an annual license fee of ten dollars by domestic and foreign corporations doing business in this state. The provisions above referred to do not apply to "corporations

not for pecuniary profit, or to corporations organized for religious, social, fraternal, charitable, benevolent or educational purposes, nor to such insurance companies as are required to pay an annual license under the insurance laws of this state."

In some states the annual license fee paid by corporations is also made to depend upon the capital stock. Nor would this seem to be unjust. Why should a corporation for carrying on the shingle business on a small scale, or conducting a creamery, with a capital stock of \$10,000, pay the same annual license as a corporation with a capital stock of a million, or of several million, dollars?

Such a measure would tend to discourage the formation of corporations with a large capital stock and a small amount of cash, or tangible property—corporations based, in the main, upon roseate expectations.

Small as our license fee is, it is not always paid. Thousands of dollars are outstanding. But this disposition to evade its payment could be readily overcome. Colorado, at least, seems to have found an effective remedy in the following provision:

"Every corporation which shall have failed to pay the tax provided for in Sections 64 and 65 (the annual license fee tax), shall, by reason of such failure, forfeit its right to do business within the limits of this State until such tax is paid, and shall be absolutely and wholly deprived of all such rights and privileges, and the fact of such failure may be pleaded and maintained as an absolute defense to any and all actions, suits or proceedings, in law or equity, brought or maintained by or on behalf of such corporation, in any court of competent jurisdiction within the limits of this State, until such tax is paid."

Where the payment of a just and reasonable license fee is required of a corporation, and such payment is refused, there certainly can be no injustice in saying to such corporation: "You shall not use the courts of this state to enforce your just demands or claims against others, until such time as the state's just claim against you is liquidated." I would, therefore, recommend that the fees for filing articles of incorporation, or certified copies thereof, in the office of the Secretary of State, as well as the annual license fees required of corporations for the privilege of doing business in this state, be made to bear some relation to the capital stock of such corporations; and that some method be adopted insuring the payment of such license fees when they fall due. Between the corporations themselves such a measure would be eminently fair—and not unfair as between the corporations and the people. The former would simply be making some return for privileges granted. Our revenues would be materially increased, and the people, indirectly at least, afforded some slight protection against watered concerns.

THE MERGER.

Sections 14, 16 and 22, Article XII, of our State Constitution, are as follows:

"Section 14. No railroad company or other common carrier shall combine or make any contract with the owners of any vessel that leaves port

or makes port in this State, or with any common carrier, by which combination or contract the earnings of one doing the carrying are to be shared by the other not doing the carrying."

"Section 16. No railroad corporation shall consolidate its stock, property, or franchise with any other railroad corporation owning a competing line."

"Section 22. Monopolies and trusts shall never be allowed in this State, and no incorporated company, copartnership, or association of persons in the State shall directly or indirectly combine or make any contract with any other incorporated company, foreign or domestic, through their stockholders, or the trustees, or assignees of such stockholders, or with any copartnership or association of persons, or in any manner whatever, for the purpose of fixing the price or limiting the production or regulating the transportation of any product or commodity. The legislature shall pass laws for the enforcement of this section by adequate penalties, and in case of incorporated companies, if necessary for that purpose, may declare a forfeiture of their franchise."

It is evident that these constitutional provisions were aimed against the throttling of competition by trusts or monopolies, and against combinations having for their purpose the elimination of competition in regulating transportation charges. Prior to the formation of the Northern Securities Company, the Northern Pacific Railway Company and the Great Northern Railway Company, both operating in this state, were competing lines. Since that time competition between them has practically ceased. Believing that the formation of the Northern Securities Company and the taking over by it of the stock of the Northern Pacific and Great Northern Railway Companies were in violation of our constitutional provision; and believing that the enunciation, by those interested, of the doctrine that the people's best protection is to be found in "the enlightened self-interest of the captains of industry" had not repealed those provisions, nothing was left to be done, as viewed by the Attorney General of the state and myself, but to bring a suit to test the question. Accordingly, suit was brought in the name of the State of Washington against the Northern Securities Company and the Northern Pacific and Great Northern Railway Companies, and the action is now pending in the supreme court of the United States. An appropriation to defray the expenses of this action will be necessary. As each of you, as well as myself, have sworn to support the Constitution of the state; and as we are informed by the head of the legal department of the state that there is reason to believe the Constitution is being violated, there should be no hesitancy in making the necessary appropriation. I would recommend an appropriation of \$10,000, or so much thereof as may be necessary. You may rest assured the Attorney General will not permit the expenditure of a single dollar not absolutely necessary for the proper presentation of the case on the part of the state.

FREE PASSES.

In regard to free passes the language of our State Constitution is as follows:

"Section 39, Article II. It shall not be lawful for any person holding public office in this State to accept or use a pass, or to purchase transportation

from any railroad, or other corporation, other than as the same may be purchased by the general public, and the legislature shall pass laws to enforce this provision."

"Section 20, Article XII. No railroad or other transportation company shall grant free passes or sell tickets or passes at a discount, other than as sold to the public generally, to any member of the legislature or to any person holding public office in this State. The legislature shall pass laws to carry this provision into effect."

The Republican state platform says:

"We are in favor of the passage by the next legislature of an anti-pass bill in compliance with the provisions of our State Constitution."

The Democratic party in its state platform makes this declaration:

"We favor legislation to carry out the imperative mandate of the Constitution of the State forbidding the giving to or receiving by public officers of free passes on railroads and transportation lines."

The practice of giving free passes has been highly detrimental to the public service. Not a single valid argument can be adduced in its favor. Free passes in the hands of an unscrupulous lobby have been a potent instrument in seducing public officials from their allegiance to the people, and in throttling legislation not satisfactory to the railroads. The mandate of the Constitution—the pledges of both political parties—the personal honor and integrity of members of the Legislature, all unite in urging the passage of a stringent anti-pass bill.

RAILWAY COMMISSION.

The most important matter to come before you at this session is the question of establishing a railway commission. The Republican state platform contains the following plank:

"We are in favor of the passage of a bill by the next legislature establishing a railroad commission to consist of three members to be appointed by the Governor, no more than two to be taken from the dominant political party, said commission to be clothed with power to regulate freight and passenger rates, to determine the value of railroad property for purposes of assessment and taxation, to prevent unjust discriminations, and to inquire into and remedy such abuses as may be found to exist."

This plank was inserted in the platform after a full, fair and free discussion of its merits. After a majority of the convention had declared themselves in favor of it, it was unanimously adopted upon motion made by the leader of the railway forces, and seconded by a prominent opponent of the commission idea. The policy of the Democratic party upon this question, as outlined in its state platform, is, substantially, in accord with the declaration of the Republican party. If it seems strange that the two political parties are in accord upon this question, an explanation can readily be found in the overwhelming public sentiment in favor of a railway commission. Neither of the political parties, in its platform utterances, was actuated by any spirit of hostility against railway corporations, nor are any of the advocates of a commission in any part of the state actuated by any such feeling. The right of the state to regulate railroad corporations is unquestioned. That the only effective way to do this is through the medium of a commission clothed with the necessary power is undisputed. The

claim that such a commission would be a menace to the state is wholly unfounded—is contradicted, in fact, by the experience of every state in the Union having a regulative commission. The history of these commissions conclusively proves the following propositions: They serve to equalize and reduce rates; to do away with discrimination and to correct other abuses; to bring about a better understanding and feeling between the people and the railroads. They in no way interfere with the development of a state, or the building of new railroads, or the extension of those already in operation. On the contrary, they have very materially assisted in the development of the states in which they have been established.

When confronted with this evidence, some of the opponents of the measure are driven to the statement that three honest men, competent to administer such a law, can not be found in the state of Washington. This is an insult to the manhood of the state. Such a charge marks the civic debasement of those making it—calls attention to their straying from the paths of good citizenship as nothing else could. We need not be surprised, therefore, to find that this tender solicitude for the public weal—this haunting fear that the commissioners selected may prove false to their trust—is directly traceable to the railroad lobby. Another charge sometimes made is that those in favor of a regulative commission for this state are not honest in their advocacy of such a measure, but are endeavoring to build up a political machine. I do not believe any one takes this charge seriously. But if you suspect there is any truth in it, the threatened danger is easily guarded against. Pass the bill with the emergency clause and make the appointees under it subject to confirmation by the Senate. The names of the commissioners will then be sent in before the Legislature adjourns, and the Senate can pass upon their fitness. Whatever distrust those raising the cry of "Political machine" may have of the Executive, certainly that distrust can not extend to the Senate.

But the time for discussing the question seems to me to be past. There is before you, properly speaking, no issue of commission or anti-commission. With the depositing of the last ballot on the 4th of November the discussion was closed. The question has become one of political honesty. Do platform pledges mean anything? A political party that refuses to live up to its pledges deserves defeat at the hands of the people. An individual who betrays his party is deserving of political oblivion. On the one hand we have the solemn pledges of the two great political parties; on the other an unscrupulous and corrupt lobby—a lobby that has become a stench in the nostrils of the people of the state. Which will have the greater weight? This lobby insolently boasts that a majority of the members of this Legislature are its creatures, ready to do its bidding. I repel this infamous charge. I do not believe it to be true, nor will I believe it, unless forced to do so by the record of the vote taken upon the final passage of the measure to which both the political parties of this state are committed.

Stripped of all of its disguises, the question simply resolves itself into a choice between political honesty and political perfidy. The choice rests with you.

CONCLUSION.

In conclusion, permit me to express the hope that your sessions may be characterized by a feeling of mutual good will, and that your labors may redound to the honor of the state. You will find me ready to cooperate with you in any measure that is deemed for the public good.

On motion of Representative Easterday the joint session dissolved.

HOUSE SESSION.

At 3:10 p. m. the House resumed its session, with Speaker Hare in the chair.

The following employes were called to the bar of the House and received the oath of office: Richard T. Coiner, J. R. Lytle, Sam Parker, A. M. Chesney, J. E. Sutton, Leland Plate, Miller Cooper, Walter Williams and I. M. Scott.

At 3:15 o'clock the House adjourned until 10 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRD DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, January 14, 1903, }
10 o'clock a. m.

The speaker called the House to order at 10 a. m.

The roll call showed all members present except Mr. Corliss.

Mr. Corliss was excused by the speaker.

Rev. R. M. Hayes, of Olympia, offered prayer.

The speaker was excused, and Mr. R. B. Wilson took the chair.

The minutes of yesterday were read and approved.

RESOLUTIONS.

Mr. Megler introduced the following House concurrent resolution No. 3:

Resolved, That the Speaker appoint a committee of three members of the House, to act with a like committee of the Senate to revise the joint rules.

The resolution was adopted, and the speaker appointed Messrs. Megler, Lewis and Roth.

The following resolution was introduced by Mr. Lingerman :

Resolved, That a committee of three be appointed to fix extra compensation for speaker.

Mr. Lewis introduced the following amendment :

Substitute for all after the word "*Resolved*," the words "That the speaker receive additional compensation at the rate of \$3 per day."

The amendment was adopted.

The resolution was adopted.

Mr. Raine introduced the following House joint resolution No. 2 :

WHEREAS, The All Wise Ruler of Our Being has since the last session of the Legislature of the State of Washington seen fit to remove from our midst our beloved President, Wm. McKinley; and,

WHEREAS, Our nation, recognizing in Wm. McKinley the qualities ideal to the American mind, expressed its appreciation of the same by twice bestowing upon him the highest honor at its command; and,

WHEREAS, His readiness to lay aside self; his desire to serve his country as soldier, statesman or citizen; his efforts to better the condition of its people, shall ever beckon us and ours to strive for a greater country and a better life. Realizing the great loss our people have sustained by his untimely death, in behalf of the State of Washington, therefore, be it,

Resolved by the House, the Senate concurring, That in the death of Wm. McKinley humanity has lost a friend ever ready to serve; the nation a guide, sincere and loyal; his wife, a tender and loving husband; and, be it further

Resolved, That we, deploring the sad circumstances of his death, and honoring his memory, direct the clerk of each house to spread these resolutions upon the minutes as an expression of respect and tribute, and to transmit an enrolled copy to the family of our late President.

The resolution was referred to the Coommittee on Memorials.

The following resolution was introduced by Mr. Comstock :

Resolved, That no bills be introduced in the House until the rules shall have been adopted and the standing committees have been announced.

The resolution was adopted.

The following resolution was introduced by Mr. Thompson:

Resolved, That a subpoena *duces tecum* be issued to the Auditor of Skagit County, requiring said Auditor to appear before the Committee on Privileges and Elections, when same shall have been appointed, with the ballots cast at the last election in said Skagit County.

The resolution was adopted.

The following resolution was introduced by Mr. Philbrick:

Resolved, That a committee of three be appointed to arrange for better lighting and ventilating facilities in the rear end of the hall.

The resolution was adopted, and the speaker appointed Messrs. Allis, Jeffries and Mackenzie to act as the committee.

The following committee clerks were called to the bar of the House and the oath of office administered: T. L. Bland and W. H. Greenhow.

At 10:40 a. m., on motion of Mr. Comstock, the House took a recess until 2 p. m. today.

AFTERNOON SESSION.

The House was called to order at 2 p. m., Mr. R. B. Wilson in the chair, the speaker being excused.

Roll call showed all members present except Messrs. Brewer, Corliss and Easterday. Messrs. Brewer and Corliss were excused.

The following message was received from the Senate:

MESSAGE FROM THE SENATE.

MR. SPEAKER AND MEMBERS OF THE HOUSE:

The Senate has passed Senate bill No. 20, an act for the relief of Mrs. John R. Rogers.

Also Senate bill No. 21, an act appropriating money for expenses of the Eighth Legislature.

Also Senate memorial No. 1, relating to withdrawal of lands of Whatcom County for Washington Forest reserve.

And the same are herewith transmitted.

J. W. LYSONS, *Secretary of the Senate.*

The special committee on rules and order of business reported as follows:

RULES OF HOUSE OF REPRESENTATIVES.

REGULAR SESSION, 1903.

RULE 1. Business shall be disposed of in the following order:

First. Calling the roll and reading the journal of the preceding day.

Second. Presentation of petitions, memorials and remonstrances addressed to the legislature.

Third. Propositions, motions and resolutions.

Fourth. Reports of standing committees.

Fifth. Reports of special committees.

Sixth. Messages from the senate.

Seventh. Introduction and first reading of bills.

Eighth. Second reading of bills.

Ninth. Third reading of bills.

Tenth. Orders of the day.

Eleventh. Other business to be considered.

Twelfth. Announcement of committee meetings.

RULE 2. The speaker shall on each day announce to the house the business in order, agreeably 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, but messages from the governor or senate, or any communication from any state officer may be read at any time.

RULE 3. The unfinished business at which the house was engaged preceding adjournment shall not be taken up until reached in regular order, and shall then have precedence under such order from day to day until finally disposed of.

SPEAKER.

RULE 4. The speaker shall take the chair every day precisely at the hour to which the house shall have adjourned on the preceding day. He shall immediately call the members to order, and on the appearance of a majority of the members, shall cause the journal of the preceding day to be read.

RULE 5. The speaker shall preserve order and decorum, may speak to points of order in preference to other members, rising from his chair for that purpose, and shall decide questions of order subject to an appeal to the house.

RULE 6. The speaker shall rise to put a question, but may state it sitting.

RULE 7. The speaker shall have a general direction of the house of representatives' room; he shall have the right to name any member to perform the duties of the chair, but such substitution shall not extend beyond an adjournment. He shall have the right to appoint all committees, subject to additional members to be named on motion.

RULE 8. In case of any disturbance or disorderly conduct in the lobby, the speaker (or chairman of the whole house) shall have the power to order the same to be cleared.

APPEAL FROM THE CHAIR.

RULE 9. The decision of the chair may be appealed from by any two members, on which appeal no member shall speak more than once, unless by leave of the house.

QUORUM.

RULE 10. Seven members with the speaker, or eight members in his absence, having chosen a speaker *pro tempore*, shall be authorized to call the house, and compel the attendance of absent members, making order for their fine and censure, and may adjourn. For the purpose of determining whether a quorum be present, the speaker, or chairman, shall count all members present, whether voting or not.

RULE 11. The time of meeting of the house shall be at 10 o'clock A. M., and the time of meeting after the noon recess shall be 2 o'clock P. M., unless otherwise ordered by the house.

QUESTIONS, MOTIONS AND DEBATES.

RULE 12. Questions shall be put in this form, to-wit: "As many as are in favor of (as the question may be) say aye;" and after the affirmative vote is expressed, "as many as are opposed say no." If the speaker is in doubt, or if division is called for, the house shall divide. Those in the affirmative on the question shall rise in their seats, and the number being announced, those in the negative shall rise.

RULE 13. When any member is about to speak in debate or deliver any matter to the house, he shall rise from his seat and respectfully address himself to Mr. Speaker, and shall confine himself to the question under debate, and avoid personalities; and no member shall impeach the motive of any other member's vote or argument.

RULE 14. If any member in speaking or otherwise, transgress the rules of the house, the speaker shall, or any member may, call him to order, in which case the member so called to order, shall immediately sit down, unless permitted to explain; and the house shall, if appealed to, decide the case without debate; if there be no appeal, then the decision of the chair shall be submitted to. If the decision be in favor of the member called to order, he shall be at liberty to proceed; if otherwise, and the case require it, he shall be liable to the censure of the house.

RULE 15. If any member be called to order for words spoken in debate, the person calling him to order shall repeat the words excepted to and they shall be taken down in writing at the clerk's table, and no member shall be held to answer or be subject to the censure of the house for words spoken in debate if any other member has spoken or other business has intervened after the words are spoken and before exception to them shall have been taken.

RULE 16. When two or more members rise at once, the speaker shall name who is first to speak.

RULE 17. No member shall speak more than twice on the same ques-

tion without leave of the house, except the chairman of the committee, or the mover of the question, who may close the debate; *provided*, That no member shall speak longer than 15 minutes without *unanimous* consent.

RULE 18. When a motion is made and seconded it shall be stated by the speaker, or, being in writing, it shall be handed to the chair and read aloud before debate.

RULE 19. Every motion shall be reduced to writing, if the speaker or a member desire it.

RULE 20. After a motion is stated by the speaker, or bill, memorial, resolution, petition or remonstrance is read by the clerk, it shall be deemed to be in possession of the House, but may be withdrawn at any time by consent of the House, before decision or amendment.

RULE 21. When a question is under debate no motion shall be received but the following, in the rank named:

First Rank. Question of consideration.

Second Rank. To lay on the table.

Third Rank. To postpone to a day certain.

To commit or recommit.

To postpone indefinitely.

For the previous question.

Fourth Rank. To amend.

RULE 22. When a reading of a paper is called for, it shall be decided by a vote of the House.

RULE 23. All questions, whether in committee or in the House, shall be propounded in the order in which they are named, except that in filling blanks the largest sum and the longest time shall be first put.

INDEFINITE POSTPONEMENT.

RULE 24. No motion to postpone indefinitely having been decided in the negative shall again be allowed on the same day, and at the same stage of the bill or proposition. When a question is postponed indefinitely the same shall not be acted upon again during the session.

RULE 25. When a motion has once been made and carried in the affirmative or negative, it shall be in order for any member of the prevailing side to move for reconsideration thereof, on the same day or next working day thereafter.

PREVIOUS QUESTION AND RECONSIDERATION.

RULE 26. The previous question shall be put in this form: "Mr.— demands the previous question. As many as are in favor of ordering the previous question will say aye; as many as are opposed will say no." This question is not debatable and cannot be amended. The results of the motion are as follows: If determined in the negative, the consideration goes on as if the motion had never been made; if decided in the affirmative, then the presiding officer at once and without debate proceeds to put, first, the amendments pending and then the main question as amended. If an adjournment is had after the previous ques-

tion is ordered the subject comes up the first thing after the reading of the journal the next day, and the previous question still operates, making the main question privileged over all other business, whether new or unfinished. It shall only be admitted when demanded by two-thirds of the members present, and until it is decided shall preclude all amendments and further debate on the main question. On a motion for the previous question, and prior to the seconding of the same, a call of the House shall be in order, but after a majority shall have seconded such motion, no call shall be in order prior to the decision of the main question.

DIVISION OF QUESTIONS.

RULE 27. A division cannot be demanded as a right by any member. It must be made pursuant to a motion stating precisely the division asked for, which motion can be amended. The presiding officer can decide, subject to an appeal to the House, that the division proposed cannot be made. Otherwise it is submitted to the House and decided by it.

AMENDMENTS.

RULE 28. No motion or proposition on a subject shall be admitted under color of amendment, if different from that under consideration. No bill or resolution shall at any time be amended by annexing thereto or incorporating any bill or resolution pending before the House.

RULE 29. No amendment shall be received to a bill on its third reading, but it may be referred or recommitted for the purpose of amendment: A bill may be recommitted at any time before its passage.

PETITIONS, MEMORIALS AND RESOLUTIONS.

RULE 30. Petitions, memorials and other papers addressed to the House may be presented by the speaker or any member, and shall not be debated or decided on the day of their being first read unless the House shall direct otherwise, but they may be referred to the committee having the subject-matter thereof under consideration, or may lie on the table, to be taken up in the order in which they are presented.

BILLS, JOINT AND CONCURRENT RESOLUTIONS.

RULE 31. Any member desiring to introduce a bill shall first obtain the floor and state that he desires to introduce a bill, and if entitled to do so, the bill shall be sent to the clerk's desk to be numbered, and all bills shall be read in the order in which they are numbered by the clerk, but no bill shall be read a first time until every member present entitled to introduce a bill has had an opportunity to do so unless otherwise ordered by the House.

RULE 32. All bills introduced in this House, 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.

RULE 33. Every bill shall be read on three several days unless the House shall deem it expedient to suspend this rule. The first reading shall be by title only, unless a majority of the members present demand a reading in full. All bills shall be printed unless otherwise ordered by the house, and be referred to committee after first reading. Bills shall pass to second reading when reported back by the committee, unless there shall be a unanimous report against the bill, in which case the vote shall be immediately called for upon the indefinite postponement of the bill. Each amendment made by a committee to a bill shall be in writing on a separate slip of paper, and shall be securely attached to the original bill by a paper fastener. The report of the committee shall also contain a statement of all amendments agreed to by the committee. Any committee report on a bill not conforming with this rule shall be returned by the chief clerk of the house to the committee for a compliance with this rule without further order by the House. Upon second reading, bills shall be read section by section in full, and be subject to amendment. No amendment shall be considered by the House until it shall have been sent to the desk in writing and have been read by the clerk. All amendments adopted on second reading shall be securely attached to the original bill by a paper fastener.

Amendments rejected by the House shall be passed to the journal clerk, and the journal shall show the disposition of such amendments. When no further amendments shall be offered, the speaker shall declare that the bill has passed its second reading. The bill, with the amendments, if there be any attached thereto, shall be sent to the Committee on Engrossed Bills, which committee shall see that all amendments are properly engrossed upon the original bill, and the bill returned to the chief clerk before the opening of the house on the next succeeding day, and the bill shall then come up in the regular order for a third reading. Bills on third reading shall be read in full by sections. The only question on the third reading of a bill shall be upon its passage, and no amendment shall be entertained. No bill introduced "by request" shall be printed until after the committee to which said bill has been referred has acted and reported upon the same.

RULE 34. A bill may be advanced on the calendar by a vote of three-fifths of all members present voting in the affirmative; and the question shall be, "Shall the bill be advanced on the calendar?"

RULE 35. All joint or concurrent resolutions shall be acted upon the same as bills, unless otherwise ordered by a majority of the House.

RULE 36. When a bill shall pass, it shall be certified to by the clerk, together with the vote upon final passage, noting the day of its passage at the foot thereof.

RULE 37. On the final passage of every bill the ayes and noes shall be taken and entered upon the journal.

RULE 38. No engrossed bill, memorial or joint resolution shall be sent to the senate until one day after its passage without special in-

structions by the house. That in the event of committees having a number of bills on the same subject, of which none can be agreed upon by the committee, and it is their wish to present a different bill upon the same subject, such bill must be reported to the House and accepted before any of the other bills can be recommended for indefinite postponement.

AYES AND NOES.

RULE 39. Upon the passage of any question the vote shall be taken by ayes and noes and shall be entered upon the journal of the House, when demanded by one-sixth of the members present. The speaker shall vote when the ayes and noes are called for, his name being called last, and in case of an equal division the question shall be lost.

VOTING.

RULE 40. No member shall vote on any question in the event of which he is immediately or particularly interested, or in any case when he was not within the bar of the House before the last name was called, unless by unanimous consent; and when any member shall ask leave to vote, the speaker shall propound to him the question, "Were you within the bar when the last name was called?"

RULE 41. Upon a division and a count of the House on any question, no member without the bar shall be counted.

DUTIES OF MEMBERS.

RULE 42. While the speaker is putting the question no member shall walk across or out of the House; nor when a member is speaking shall any member entertain private discourse or pass between him and the chair.

RULE 43. Every member who shall be in the House when the question was put shall give his vote unless the House for special reasons shall excuse him. All motions to excuse a member shall be made before the House divides or before the call for ayes and nays is commenced; and any member requesting to be excused from voting may make a brief and verbal statement of the reasons for making such request, and the question shall then be taken without further debate.

RULE 44. No member shall absent himself from the service of the House unless he shall have leave or be sick and unable to attend.

RULE 45. No person shall be allowed to smoke in the hall or lobby thereof during the session or recess.

COMMITTEE OF THE WHOLE HOUSE.

RULE 46. In forming a committee of the whole House the speaker having the chair shall call upon some member to preside, who shall be addressed as "Mr. Chairman."

RULE 47. Upon a bill committed to a committee of the whole House, the bill shall be read and debated by clauses, leaving the preamble to be last considered. 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 clerk on a separate paper, as the same shall be agreed to by the committee, and so reported to the House. After a report, the bill shall again be subject to be debated and amended by clauses before a question to engross it be taken.

RULE 48. The rules of proceeding in the House shall be observed in a committee of the whole House, so far as they may be applicable, but no member shall be recognized a second time until every member choosing to speak shall have spoken.

VETOES.

RULE 49. The veto message of the Governor accompanying any bill passed by the House of Representatives, other than as provided in joint rule No. 9, shall be immediately read, together with the bill vetoed. It shall then be in order to proceed to the reconsideration of the bill, or to postpone its consideration to a day certain. A veto message and a bill, or the message alone, may be referred, and the bill may be laid on the table. The main question in the reconsideration of a vetoed bill is, "Shall the bill pass notwithstanding the veto of the governor?" If two-thirds of the members present vote aye, the bill shall be sent to the Senate, together with the message of the Governor, for its action. The merits of the bill may be debated before the vote is taken, but the vote on a vetoed bill cannot be reconsidered.

STANDING COMMITTEES.

RULE 50. The standing committees to be appointed by the speaker shall consist of not less than five nor more than fifteen members each, as follows:

1. Agriculture.
2. Agricultural College and School of Science.
3. Appropriations.
4. Banks and Banking.
5. Claims and Auditing.
6. Commerce and Manufactures.
7. Congressional Apportionment.
8. Constitutional Revision.
9. Compensation and Fees for State and County Officers.
10. Corporations other than Municipal and Railroads.
11. Counties and County Boundaries.
12. Dairy and Live Stock.
13. Dykes, Drains and Drainage.
14. Education.
15. Engrossed Bills.
16. Enrolled Bills.
17. Federal Relations and Immigration.
18. Fisheries.
19. Game and Game Fish.
20. Horticulture and Forestry.
21. Harbors and Waterways.

22. Hospitals for the Insane.
23. House Arrangements.
24. Internal Improvements and Indian Affairs.
25. Insurance.
26. Judiciary.
27. Labor and Labor Statistics.
28. Medicine, Surgery and Hygiene.
29. Memorials, Resolutions and Petitions.
30. Mileage and Contingent Expenses.
31. Military Affairs and Soldiers' Home.
32. Mines and Mining.
33. Miscellaneous Matters.
34. Municipal Corporations.
35. Printing and Supplies.
36. Privileges and Elections.
37. Public Morals.
38. Revenue and Taxation.
39. Railroads.
40. Roads and Bridges.
41. Rules and Orders.
42. State Buildings, Public Grounds and Libraries.
43. State Normal Schools.
44. State School and Granted Lands.
45. State Penitentiary.
46. State School for Defective Youth and Reform School.
47. State University.
48. Tide Lands.
49. Water, Water Rights and Irrigation.

RULE 51. No committee shall sit during the sitting of the House without special leave, and all its writs, warrants and subpoenas issued by order of the House shall be under the hand and seal of the speaker, attested by the clerk.

RULE 52. It shall be in order for the Committees on Enrolled Bills and Engrossed Bills to report at any time, if no motion is before the House. These committees may report without notice to the House by handing the reports to the chief clerk.

RULE 53. Standing committees shall report all bills back to the House within ten days from the time of reference, unless further time be granted by the House.

CALL OF THE HOUSE.

RULE 54. Ten members may demand a call of the House at any time before the House has divided or the voting has commenced by ayes and nays, and thereupon the doors shall be closed until further proceedings upon the call have been dispensed with, which shall not be done until the absentees have been sent for, if requested by any member; but arrests of members for absence shall not be made unless ordered by a majority of the members present.

STANDING RULES.

RULE 55. No standing rule or order of the House shall be rescinded or changed without one day's notice being given of the motion therefor, nor shall any rule be suspended except by a vote of at least two-thirds of the members present. Neither the standing rules nor the order of business established by the House shall be postponed, changed or rescinded except by a vote of at least two-thirds of the members present.

RULE 56. The rules of parliamentary practice comprised in Reed's Parliamentary Rules shall govern in all cases in which they are not inconsistent with the standing rules and orders of the House.

DUTIES OF SUBORDINATE OFFICERS AND EMPLOYEES.

RULE 57. The chief clerk of the House shall see that the journal is properly kept, and have general supervision over all the clerks, excepting committee clerks while their service are required by standing committees.

RULE 58. The assistant chief clerk, reading clerk, minute clerk, docket clerk, journal clerk and desk clerk shall perform the duties of their respective positions, under the direction of the chief clerk, and shall also perform such other duties as he may direct.

RULE 59. The enrolling clerk shall be under the supervision of the Committee on Enrolled Bills when needed.

RULE 60. The engrossing clerk shall be under the supervision of the Committee on Engrossed Bills when needed.

RULE 61. The sergeant-at-arms shall attend the House during the sittings, announce all messages, preserve order, execute all processes issued by authority of the House and directed to him by the speaker. He shall see that the hall of the House and adjoining rooms are kept clean, well heated and ventilated, and that the furniture is kept in good order and repair. He shall purchase such supplies as may be ordered by the House. He shall also have general supervision of the work of the assistant sergeant-at-arms, the doorkeepers, postmasters, bill clerks, watchmen, messengers, pages and janitors, and shall see that they properly perform the duties of their respective positions, and such other duties as he shall assign them.

RULE 62. All clerks, except when acting under assignment, shall report to the chief clerk or assistant for duty one hour before the opening of each daily session. All other employes of the House, excepting the watchman, shall report for duty to the sergeant-at-arms daily at 9 a. m.

RULE 63. Any officer or employe of the House who shall neglect or refuse to perform any duty assigned to him, or shall be found in a state of intoxication, shall, when reported to the House in writing by the chief clerk, sergeant-at-arms, or the chairman of any standing committee, be subject to a reprimand, and for a second offense be removed by a majority vote of the House.

W. H. HARE, Chairman.

We concur in this report: R. B. Wilson, Chas. I. Roth, S. A. Wells, William H. Lewis, J. G. Megler, J. H. Easterday.

The report of the Committee on Rules and Order of Business was adopted.

Mr. Megler moved that the rules of the House be suspended and that Senate Bill No. 20, entitled "An act for the relief of Mrs. John R. Rogers," be taken up and acted on immediately.

The motion was adopted, and the bill was read the first time.

On motion of Mr. Megler the rules were further suspended and the bill advanced to second reading.

On motion of Mr. Megler the rules were still further suspended, and the bill was placed on its final passage.

Senate bill No. 20 passed the House by the following vote: Yeas, 87; nays, 0; absent or not voting, 7.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson, Johnston, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York and Zenkner—87.

Absent or not voting were: Brewer, Corliss, Easterday, McNicol, Roth, Witter and Mr. Speaker—7.

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

Mr. Megler moved that the rules be suspended and that the bill be immediately transmitted to the Senate.

The motion was adopted.

Mr. Gleason moved that the rules of the House be suspended, and that Senate bill No. 21, entitled "An act appropriating the sum of \$80,000, or so much thereof as may be necessary for the expenses of the Eighth Legislature," be taken up and acted on immediately.

The motion was adopted and the bill was read the first time.

On motion of Mr. Gleason the rules were further suspended and the bill was advanced to second reading.

On motion of Mr. Hastings the rules were suspended, the second reading considered the third, and the bill was placed on its final passage.

Senate bill No. 21 passed the House by the following vote: Yeas, 86; nays, 1; absent or not voting, 7.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson, Johnston, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—86.

Mr. Thompson voted no.

Absent or not voting were: Brewer, Cole, Corliss, Easterday, McNicol, Roth and Mr. Speaker—7.

On motion of Mr. Wells the title of the bill was ordered to stand as the title to the act.

Mr. Gleason moved that the rules be suspended and that the bill be transmitted to the Senate tomorrow morning.

The motion was adopted.

On motion of Mr. Thompson the House adjourned at 2:45 p. m. until 10 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FOURTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Thursday, January 15, 1903, }
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Brewer, Corliss, Jeffries, King, Palmer, Roth and York.

Messrs. Corliss and Roth were excused.

Rev. Dr. Hayes, of Olympia, offered prayer.

The speaker was excused and Mr. Lewis was called to the chair.

The minutes of yesterday were read and approved.

Petitions for the regulation of the liquor traffic were presented from Thurston, Lewis, Wakiakum, King, Pierce, Cowlitz, Chehalis and Snohomish counties, and were referred to the Committee on Public Morals.

The following resolution was presented by Mr. Mackenzie:

Resolved, That the honorable Secretary of State be instructed to make such alterations in legislative hall as Light and Ventilation Committee recommend, and that he be instructed by this body to put the building back in the same repair at the close of this session as it was when rented by the state for legislative purposes, and that he be authorized to draw warrants for the payment of any expense incurred by him in putting said building back in repair, against such fund as this Legislature may appropriate for legislative expenses.

That the honorable Secretary of State be further authorized and instructed to draw against such fund as may be appropriated for legislative expense by this body in the payment of the amount that may be found due the Olympia Light & Power Company for current used in lighting legislative hall during session; and that he be further instructed to draw against the same fund in the payment of expense incurred in moving stove from body of House proper.

The resolution was referred to the Committee on Claims and Auditing.

The special Committee on Light and Ventilation reported as follows:

MR. SPEAKER:

Your special Committee on Light and Ventilation begs leave to submit the following report:

We have arranged for two incandescent arc lamps in the rear of the hall, and more if needed, and to have all lamps in the House to be in circuit all the time.

We have arranged for four transom ventilators in partition separating House from hallway. We have arranged for stove to be moved out into gallery. We recommend that windows in front part of the House be frosted to present height of the curtains, beginning at bottom, and that curtains be reversed and hung from the top of the windows; but find the owner of the building unwilling to permit further alteration of building without instructions to the honorable Secretary of State to make such alteration, and an appropriation to cover the expense of putting building back in same condition it was in when rented for the purposes of a legislative hall.

L. G. ALLIS,
C. L. MACKENZIE,
LOUIS LEVY,
Committee.

Mr. Cole moved that the report be received and the committee instructed to have the alterations made.

The motion was carried.

House joint memorial No. 1, by Mr. Easterday, having been made special order of business for today, was taken up.

WHEREAS, Since the close of the last session of the Legislature of the State of Washington, Divine Providence, in His infinite wisdom, has seen fit to remove from our midst by the hand of death John R. Rogers, Governor of this State and former member of this body, and,

WHEREAS, The State of Washington and humanity has suffered an irreparable loss; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we, appreciating the many virtues, unflinching integrity, eminent qualities of heart and mind of Governor John R. Rogers, deplore his death, and express sincere respect for his memory, and sympathy to his bereaved family; and, be it further

Resolved, That a copy of this resolution be spread at large upon the journals of the House and Senate, and an engrossed copy thereof be forwarded to the family.

After eulogies by Messrs. Easterday, Maloney, Cameron, Raine and Ranck the resolution was passed by the following vote: Yeas, 88; nays, 0; absent or not voting, 6.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown,

Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. H.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—88.

Absent or not voting were: Corliss, Palmer, Reise, Roth, York and Mr. Speaker—6.

The rules were ordered suspended and House joint resolution No. 1 transmitted immediately to the Senate.

The following employes were called to the bar of the House and the oath of office administered: C. R. Case, assistant enrolling clerk; W. D. Reese, watchman.

Out of respect for the memory of the late Gov. John R. Rogers the House adjourned at 11:15 a. m. till 10 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Friday, January 16, 1903. }
10 o'clock a. m.

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs, Brewer, Carle, Corliss, Emery, Morrill, Palmer, Reise and Roth.

Messrs. Emery, Morrill, Reise, Carle and Corliss were excused. Rev. Dr. Hayes, of Olympia, offered prayer. The minutes of yesterday were read and approved.

STANDING COMMITTEES.

The following standing committees were announced by the speaker.

1. *Agricultural*.—Mr. Witter, of Whitman, chairman; White, Knoblock, Haynes, Henry, Pogue, Moldstad, Peaslee, Kees, Coate, Cameron, Howell, and Zenkner.

2. *Agricultural College*.—Mr. Durham, of Whitman, chairman; Dilling, Fletcher, Peaslee, Child, Pogue, Wells, and Fitzgerald.

3. *Appropriations*.—Mr. Merrill, of Whatcom, chairman; Veness, Megler, Dickson, Lewis, Ferguson, Raine, Lingerman, Durham, Whitney, Denton, King, Bassett, Stevenson, and Maloney.

4. *Banks and Banking*.—Mr. Dickinson, of Kittitas, chairman; Morrill, Megler, Palmer, Veness, Jeffries, Lindsley, Hunter, Bassett, Maloney, and McCoy.

5. *Claims and Auditing*.—Mr. Clark, of King, chairman; Benn, Eidemiller, Morgan, Brown, Howard, and Muse.

6. *Commerce and Manufacturing*.—Mr. Morgan, of Snohomish, chairman; Frostad, Carle, Delanty, Gunderson, Merrill, Ferguson, Craigue, and McCoy.

7. *Congressional Apportionment*:—Mr. Jones, of King, chairman; Hopp, Whitney, Tibbetts, White, Ferguson, Comstock, Dix, Knoblock, Philbrick, and Mackenzie.

8. *Constitutional Revision*:—Mr. J. T. Johnson, of Ferry, chairman; Benn, Cole, Easterday, Gleason, Megler, Bassett, H. Johnston, Collins, Roth, and Quinn.

9. *Compensation and Fees of State and County Officials*.—Mr. Palmer, of Clallam, chairman; Howell, Clark, Wells, Kees, King, and Mackenzie.

10. *Corporations other than Municipal*:—Mr. Thompson, of Kitsap, chairman; Ferguson, Allis, J. B. Wilson, Stevenson, Williams, Dix, Carle, Eidemiller, Maloney, and Cole.

11. *Counties and County Boundaries*:—Mr. Wells, of Spokane, chairman; Dunn, Coate, Hastings, Williams, Thompson, Griffin, Lingerman, and Cooney.

12. *Dairy and Live Stock*:—Mr. Haynes, of Douglas, Chairman; Coate, Frostad, Pogue, Durham, Peaslee, Tibbetts, Moldstad, Delanty, Dunn, Henry, and Howell.

13. *Dykes, Drains and Drainage*.—Mr. Morrill, of King, chairman; Corliss, Clark, Moldstad, Morgan, Merrill, and Williams.

14. *Education*:—Mr. Gunderson, of Mason, chairman; Corliss, Jones, Brewer, Field, Stark, King, Thacker, Raine, Ranck, Witter, Collins, Muse, Merrill, and Cameron.

15. *Engrossed Bills*:—Mr. Hopp, of Thurston, chairman; Fletcher, Jones, Ranck, Lindsley, Fitzgerald, and Muse.

16. *Enrolled Bills*:—Mr. Brewer, of Chehalis, chairman; Jones, Fletcher, Dickson, and Mackenzie.

17. *Federal Relations and Immigration*:—Mr. Crandall, of Pierce, chairman; Parcel, York, Williams, Hunter, Child, Lyons, Tibbetts, and Zenkner.

18. *Fisheries*:—Mr. Roth, of Whatcom, chairman; Megler, Williams, Hastings, Thompson, Jeffries, Thacker, Griffin, Stevenson, Levy, R. B. Wilson, Philbrick, Easterday, and Cooney.

19. *Game and Game Fish*:—Mr. Field, of Chelan, chairman; Philbrick, White, Child, Dickson, Morgan, Merrill, Gleason, Veness, and Maloney.

20. *Harbor and Waterways*:—Mr. York, of Pierce, chairman; Morrill, Delanty, H. Johnston, Jeffries, Fletcher, Benn, Knoblock, and Gray.

21. *Horticulture and Forestry*:—Mr. Whitney, of Spokane, chairman; Peaslee, Collins, Pogue, Frostad, Moldstad, Coate, Denton, and Gray.

22. *Hospitals for the Insane*:—Mr. Corliss, of Pierce, chairman; Emery, Haynes, Kees, White, Henry, Butler, Howell and Fitzgerald.

23. *House Arrangements*:—Mr. Comstock, of King, chairman; McNicol, Benn, Wells, and Kees.

24. *Insurance*:—Mr. Veness, of Lewis, chairman; Jeffries, Hopp, Reise, Craigue, Mackenzie, Dickson, Comstock, and Eidemiller.

25. *Internal improvements and Indian Affairs*:—Mr. Cameron, of Lincoln, chairman; Parcel, Weir, Witter, Reise, Moldstad, and Levy.

26. *Judiciary*:—Mr. Easterday, of Pierce, chairman; Gleason, Thompson, J. T. Johnson, Cole, Wells, Roth, York, Lindslev, Lewis, King, Brewer, Crandall, H. Johnston, and Quinn.

27. *Labor and Labor Statistics*:—Mr. Carle, of King, chairman; Craigue, McNicol, Stevenson, Lingerman, Gunderson, Lyons, Delanty, Brown, Weir, Palmer, J. T. Johnson, Quinn, McCoy, and Fitzgerald.

28. *Medicine, Surgery and Hygiene*:—Mr. Emery, of King, chairman; Corliss, Butler, Dix, Roberts, J. B. Wilson, Allis, and Muse.

29. *Memorials*:—Mr. Philbrick, of Chehalis, chairman; Easterday, Collins, Lyons, Williams, Stark, Raine, Knoblock, and Mackenzie.

30. *Mileage and Contingent Expenses*:—Mr. Jeffries, of King, chairman; Thacker, Kees, Philbrick, Stark, Durham, and Maloney.

31. *Military Affairs and Soldiers' Home*:—Mr. Thacker, of San Juan, chairman; Roberts, Dilling, Philbrick, Tibbetts, Dunn, Henry, Ranck, Lingerman, Hunter, and Child.

32. *Mines and Mining*:—Mr. Roberts, of Pierce, chairman; Brown, Field, Lindsley, Weir, Crandall, Tibbetts, Craigue, J. T. Johnson, Gray, and Cooney.

33. *Miscellaneous*:—Mr. Fletcher, of Pierce, chairman; Peaslee, Brewer, Brown, Ranck, Stark, Veness, Howard, Weir, Cameron, and Reise.

34. *Municipal Corporations*:—Mr. Gleason, of King, chairman; York, Griffin, Dilling, Craigue, Brewer, Levy, Crandall, Hopp, Veness, Lindsley, and Quinn.

35. *Printing and Supplies*:—Mr. Levy, of King, chairman; Hopp, Roberts, Comstock, Peaslee, Collins, Griffin, Cooney, and Gray.

36. *Privileges and Elections*:—Mr. McNicol of Pierce, chairman; Jones, Kees, Haynes, Thompson, Wells, Durham, Howard, Cole, Allis, and Gray.

37. *Public Morals*:—Mr. Bassett, of Adams, chairman; Lewis, Thompson, Allis, Collins, Roth, Ferguson, J. T. Johnson, and McCoy.

38. *Railroads*:—Mr. R. B. Wilson, of Kittitas, chairman; McNicol, Butler, Clark, Witter, Thompson, Howard, Hastings, Haynes, Coate, Bassett, Ferguson, Whitney, McCoy, and Zenkner.

39. *Revenue and Taxation*:—Mr. H. Johnston, of Snohomish, chairman; Jones, York, Howard, Parcel, Coate, Brewer, Lindsley, Comstock, J. B. Wilson, Delanty, Morrill, Pogue, Howell, and McCoy.

40. *Roads and Bridges*:—Mr. Allis, of Lewis, chairman; Clark, Crandall, Palmer, Witter, Ferguson, Dunn, Weir, Stevenson, Bassett, Pogue, Hastings, Fletcher, J. T. Johnson, and Cooney.

41. *Rules and Order*:—Mr. Speaker, chairman; Easterday, Megler, Roth, R. B. Wilson, Wells, and Lewis.

42. *State Capitol, Public Grounds and Library*:—Mr. King, of Thurston, chairman; Dilling, McNicol, Morgan, Levy, Philbrick, Denton, Emery, Stevenson, White, and Reise.

43. *State Normal Schools*:—Mr. Stark, of Spokane, chairman; Corliss, Gleason, Brewer, Raine, Dickson, Hunter, Howard, and John B. Wilson.

44. *State School and Granted Lands*:—Mr. Hastings, of Jefferson, chairman; Carle, Whitney, Parcel, Thacker, Griffin, Roberts, Cameron, and Quinn.

45. *State Penitentiary*:—Mr. Knoblock, of Columbia, chairman; Easterday, Denton, Comstock, Parcel, Veness, Frostad, Weir, Palmer, Dunn, Lyons, Howell, and Reise.

46. *State School for Defective Youth and Reform School*:—Mr. John B. Wilson, of Walla Walla, chairman; Butler, Eidemiller, Dix, Clark, Emery, and Zenkner.

47. *State University*:—Mr. Raine, of King, chairman; R. B. Wilson,

Lewis, Stark, Gunderson, Lingerman, Hunter, Gleason, Thompson, Maloney, and Cameron.

48. *Tide Lands*:—Mr. Dilling, of King, chairman; Benn, H. Johnston, Crandall, Hastings, Butler, Gunderson, Jeffries, Edemiller, Carle, J. T. Johnson, and Fitzgerald.

49. *Water Rights and Irrigation*:—Mr. Dunn, of Yakima, chairman; Crandall, R. B. Wilson, Field, Coate, Haynes, Cole, Bassett, Henry, Muse, and Cameron.

At 10:20 a. m. the speaker declared a recess of five minutes to allow lists of standing committees to be delivered to members.

At 10:25 a. m. the House was called to order by the speaker.

Mr. Easterday was called to the chair.

RESOLUTIONS.

The following resolution was presented by Mr. Weir:

Resolved, That the chief clerk be directed to have printed 2000 copies, in pamphlet form, of the proceedings and addresses in this House relative to the death of Hon. John Rankin Rogers, and to have one copy of the same properly engrossed and presented to his family.

The resolution was adopted.

The following resolution was presented by Mr. Jones:

Resolved, That a special committee of five be appointed by the speaker for the purpose of arranging the standing committees into groups, assigning to the groups the committee clerks, and designating time of committee meetings.

The resolution was adopted, and the speaker appointed Messrs. Jones, York, Megler, J. T. Johnson and Wells.

INTRODUCTION OF BILLS.

The following bills were read for the first time, ordered printed and referred to the committees indicated:

House bill No. 1, by Mr. Levy: An act abolishing conditional sales and conditional leases of personal property in certain cases, and repealing an act of the Legislature of the State of Washington, entitled "An act relating to conditional sales and leases of personal property," approved March 10, 1893, and repealing all acts and parts of acts in conflict herewith.

Referred to Committee on Miscellaneous.

House bill No. 2, by Mr. Levy: An act fixing telephone rates

and charges for the use of telephones, providing penalties for violation, and declaring an emergency.

Referred to the Committee on Corporations other than Municipal.

House bill No. 3, by Mr. Jones: An act to amend sections 6125 and 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of executors and administrators.

Referred to the Committee on Judiciary.

House bill No. 4, by Mr. Jones: An act to create a "State Board of Accountancy," and prescribe its duties and powers, to provide for the examination of, and issuance of certificates to, qualified applicants, with the designation of "Certified Public Accountant," and to provide the penalty for violations of the provisions thereof.

Referred to the Committee on Privileges and Elections.

House bill No. 5, by Mr. Jones: An act to apportion the State of Washington into three congressional districts.

Referred to the Committee on Congressional Apportionment.

House bill No. 6, by Mr. Benn: An act relating to the tide lands of Aberdeen, and providing for the platting, appraisement and sale thereof, and setting aside the Harbor Line Commissioner's map of Aberdeen heretofore filed, and providing for the re-establishment of harbor lines therein, and making an appropriation for such purposes.

Referred to the Committee on Tide Lands.

House bill No. 7, by Mr. Cole: A bill for an act entitled "An act providing for the incorporation of trust companies, and defining their powers and duties."

Referred to the Committee on Judiciary.

House bill No. 8, by Hopp: An act providing a method for the assessment and collection of an excise tax from express companies doing business in this state, compelling annual returns of their gross earnings to be made to the State Board of Assessors, and providing penalties.

Referred to the Committee on Revenue and Taxation.

House bill No. 9, by Mr. Cole: An act to regulate the practice of architecture in the State of Washington.

Referred to Committee on Miscellaneous.

House bill No. 10, by Mr. Ranck: A bill for an act to amend

section 94 of chapter LXXI of Session Laws of 1897, entitled "An act to provide for the assessment and collection of taxes in the State of Washington."

Referred to the Committee on Revenue and Taxation.

House bill No. 11, by Mr. Quinn: An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates, and amending section.

Referred to the Committee on Judiciary.

House bill No. 12, by Mr. Carle: An act amending sections 4585 and 4586 of Ballinger's Annotated Codes and Statutes of Washington, relating to conditional sales and leases of personal property.

Referred to the Committee on Judiciary.

House bill No. 13, by Mr. Gleason: An act relating to assumed risk.

Referred to the Committee on Judiciary.

House bill No. 14, by Mr. Hopp: An act to provide for the destruction of wolves and coyotes, and providing a premium therefor.

Referred to the Committee on Agriculture.

House bill No. 15, by Mr. Lyons: An act to prohibit carrying on the business of barbering on Sunday, and providing a penalty for the violation thereof.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 16, by Mr. Ranck: A bill for an act to amend section 95 of Chapter LXXI of Session Laws of 1897, entitled "An act to provide for the assessment and collection of taxes in the State of Washington."

Referred to the Committee on Revenue and Taxation.

House bill No. 17, by Mr. Lingerman: An act to regulate the employment of gripmen, motormen and conductors on cable and electric street railway cars, creating a board of examiners for such employes, and providing a penalty and punishment for the violation of this act, and repealing all acts and parts of acts in conflict with this act.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 18, by Mr. Lewis: A bill for an act entitled "An act providing for the incorporation of trust companies, and defining their powers and duties."

Referred to the Committee on Banks and Banking.

House bill No. 19, by Mr. Raine: An act prescribing a limit upon the assessment of abutting property for local improvements, and providing a method of computation for improvement districts, and declaring an emergency.

Referred to the Committee on Municipal Corporations.

House bill No. 20, by Mr. Lindsley: An act amending sections 1451 and 1453 of Ballinger's Annotated Codes and Statutes of Washington, relating to the registration of voters.

Referred to the Committee on Privileges and Elections.

House bill No. 21, by Mr. Lindsley: An act relating to the selling, leasing or making contracts concerning its real estate, or granting or renewing franchises or special privileges, by incorporated cities, and providing for submitting such question or measure to the voters of such city.

Referred to the Committee on Municipal Corporations.

House bill No. 22, by Mr. Lewis: An act amending section 827 of chapter 69 of the Code of Washington Territory, defining the crimes of burglary, and fixing the punishment therefor.

Referred to the Committee on Judiciary.

House bill No. 23, by Mr. Dilling: An act establishing the office of public administrator, and defining the powers and duties of such officer.

Referred to the Committee on Judiciary.

House bill No. 24, by Mr. Maloney and Mr. Cooney: An act regulating common carriers, fixing the minimum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.

Referred to the Committee on Railroads.

House bill No. 25, by Mr. Clark: An act authorizing boards of county commissioners to build and maintain wharves and landings on the shores of navigable waters within or bordering upon this state, and for that purpose to institute and prosecute proceedings to acquire a right of way therefor, under the statutes of eminent domain of this state.

Referred to the Committee on Roads and Bridges.

House bill No. 26, by Mr. Lewis: An act amending section 1 of an act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines, or other devices of like

character, wherein there enters an element of chance, being chapter CXLIX of the Session Laws of 1901.

Referred to the Committee on Public Morals.

House bill No. 27, by Mr. Lewis: An act amending section 7103 of Ballinger's Annotated Codes and Statutes of Washington, defining robbery, and fixing the punishment therefor.

Referred to the Committee on Judiciary.

House bill No. 28, by Mr. Johnson: An act to establish the number of hours to constitute a day's work in smelting and ore reduction works.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 29, by Mr. Johnson: An act to establish the number of hours to constitute a day's work in underground lode or quartz mines.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 30, by Mr. Johnson: An act providing for the repair of two state wagon roads extending from the mouth of the Sans Poil creek on the Columbia river, thence up said creek to the city of Republic, in Ferry county, Washington, and thence from said city of Republic to the town of Loomis, in Okanogan county, Washington, and appropriating funds therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 31, by Mr. Philbrick: An act to amend section 2, chapter 126, page 244, Session Laws of 1899, entitled "An act authorizing cities and towns, other than cities of the first class, to construct sewers and drains within assessment districts, and to levy and collect special assessments and taxes to pay therefor, and declaring an emergency," approved March 14, 1899, and declaring an emergency.

Referred to the Committee on Municipal Corporations.

House bill No. 32, by Mr. Easterday: An act appropriating \$100,000 to pay the interest due the current common school fund up to November 1, 1902, upon the bonds issued in pursuance of an act entitled "An act authorizing the issuance of state bonds and the investment of the permanent school funds therein, and declaring an emergency," approved March 8, 1899.

Referred to the Committee on Education.

House bill No. 33, by Mr. Easterday: An act to amend section 69 of an act entitled "An act to provide for the selection, survey,

management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confiscation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.

Referred to the Committee on Harbors and Waterways.

House bill No. 34, by Mr. Easterday: An act authorizing the taking of private property for the use of public school districts for schoolhouse sites, upon making just compensation therefor, and providing the manner of determining the same.

Referred to the Committee on Education.

House bill No. 35, by Mr. Easterday: An act to prevent and suppress monopolies and trusts.

Referred to the Committee on Constitutional Revision.

House bill No. 36, by Mr. Gunderson: A bill to prohibit pound nets, and other fixed appliances for catching fish in the waters of the upper sound, or that portion of Puget sound lying south of the 48th parallel of north latitude.

Referred to the Committee on Fisheries.

House bill No. 37, by Mr. Gunderson: An act relating to the construction, repair and improvement of public roads; providing revenue for such purposes, defining the powers and duties of certain officers in relation thereto, and fixing their compensation, and to repeal an act entitled "An act to provide for keeping highways in repair and for the levy and collection of road poll and road property taxes, and declaring an emergency," and declaring an emergency, approved March 9, 1893.

Referred to the Committee on Revenue and Taxation.

House bill No. 38, by Mr. Gunderson: A bill to prohibit any state, county or municipal officer, elected or appointed to such office in the State of Washington, from accepting for use a pass to ride over any line of railroad or other transportation line in the State of Washington, and prohibiting any officer or agent of any railroad or transportation company from issuing the same, and prescribing a penalty for the violation thereof.

Referred to the Committee on Privileges and Elections.

House bill No. 39, by Mr. Frostad: An act providing for the

inspection of oils, and providing penalties for the violation thereof.

Referred to the Committee on Commerce and Manufacturing.

Mr. Megler presented the following report of the Committee on Joint Rules.

Your Committee on Joint Rules recommend that the joint rules of the last session be adopted, with the following amendments:

Add to rule 7:

It shall be the duty of the secretary of the Senate and clerk of the House to compare daily 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.

Amend joint rules, page 11:

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.

J. J. SMITH,

ED. S. HAMILTON,

HERMAN D. CROW,

T. B. SUMNER.

GEO. H. BAKER.

Committee of Senate.

J. G. MEGLER,

WILLIAM H. LEWIS,

Committee of House.

The report was adopted.

RESOLUTIONS.

Mr. Megler introduced House concurrent resolution No. 4:

Resolved by the House, the Senate concurring, That the secretary of the Senate and clerk of the House be authorized to have the usual number of rules and joint rules printed, as soon as possible.

Under suspension of the rules the resolution was adopted.

The following resolution was introduced by Mr. Lewis.

Resolved, That E. D. Cowan be employed as speaker's clerk, at a compensation of \$4 per day, from the 12th day of January, 1903.

The resolution was adopted.

Mr. Lee G. Warren, committee clerk, and Herbert Walker, speaker's page, were called to the bar of the House and the oath of office administered.

On motion of Mr. Dilling the House adjourned at 11 o'clock a. m. till 2 p. m. Monday, the 19th day of January, 1903.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

EIGHTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, January 19, 1903, }
2 o'clock p. m. }

The House met at 2 o'clock p. m. and was called to order by the speaker.

Roll call showed all members present except Messrs. Craigue, Dunn, Morgan, Palmer, Raine, Reise and York.

Messrs. Palmer, Raine, Reise and Dunn were excused.

Rev. Mr. Treish, of Olympia, offered prayer.

The minutes of the last meeting were read and approved:

Mr. Easterday introduced House joint memorial No. 1:

To the Honorable Senate and House of Representatives of the United States, in Congress Assembled:

Your memorialists, the Eighth Legislative Assembly of the State of Washington, hereby respectfully represent:

WHEREAS, Theodore Roosevelt, President of the United States, has recommended the enactment of a law restricting the operations of such trusts as are oppressive upon the people of the nation; therefore, be it

Resolved, That the Representatives of the State of Washington, in both branches of Congress are hereby instructed to support the President, and to exert every energy in carrying out a policy that the citizens of this State regard as just.

Referred to Committee on Memorials.

Mr. Moldstad introduced House concurrent resolution No. 5:

WHEREAS, The dredging of the mouth of the Skagit river, one of the tributaries of Puget sound, is of vital importance to navigation and the commerce of the State; therefore, be it

Resolved by the House of Representatives of the State of Washing-

ton, the Senate concurring, That the Congress of the United States be urged to take immediate action relative thereto, and the United States Senators from the State of Washington be instructed, and the members of the House of Representatives of the United States from the State of Washington be requested, to use their utmost endeavors to secure prompt and favorable action thereon, to the end that an appropriation of not less than \$50,000 be made for the clearing and dredging of the said Skagit river.

Referred to the Committee on Memorials.

The following resolution was introduced by Mr. Cole:

Resolved, That the sergeant-at-arms purchase for each member desiring it a volume of Pierce's Code of Washington, provided the cost does not exceed \$4.50 per volume.

Mr. Quinn moved the following amendment:

Resolved, That the sergeant-at-arms be instructed to purchase 12 copies of the Code of Washington, for the use of the members of the House, and after the close of the session they be turned over to the Secretary of State for the further use of the State.

The amendment was lost.

The resolution was adopted.

MESSAGE FROM THE SENATE.

OLYMPIA, Wash., January 19, 1903.

MR. SPEAKER:

The president of the Senate has signed Senate bill No. 20, making an appropriation for the relief of Mrs. John R. Rogers.

Also Senate bill No. 21, appropriating money for the expenses of the Eighth Legislature of the State of Washington.

And the same are herewith transmitted. Respectfully,

J. W. LYSONS, Secretary of the Senate.

RESOLUTIONS.

The following resolution was introduced by Mr. Hopp:

Resolved, That the speaker be empowered to appoint a committee of three to secure committee rooms for use of the several house committees.

The resolution was adopted, and the speaker appointed Messrs. King, Child and Philbrick members of the committee.

The speaker signed Senate bills No. 20 and 21 in open session.

Senate memorial No. 1, requesting the President not to include certain lands in the Forest Reserve, was read and referred to the Committee on Memorials.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title and referred to the committees indicated.

House bill No. 40, by Mr. Haynes: An act to amend section 1 of an act entitled "An act in relation to the organization, powers and duties of the Superior courts, and declaring an emergency," approved March 27, 1890, as substituted by an act entitled "An act in relation to Superior courts and the election of Superior Court Judges," approved March 19, 1895, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 41, by Mr. Gleason: An act to provide for the alteration, replatting or vacation of any townsite, city plat or plats, addition or additions, or part thereof, and the assessment, collection and payment of any damages connected therewith.

Referred to the Committee on Municipal Corporations.

House bill No. 42, by Mr. Gleason: An act amending section 3 of an act entitled "An act providing for and regulating the selection of jurors in the Superior courts of the state, and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court, and providing for the punishment thereof as such, and repealing all laws and parts of laws in conflict therewith," approved March 16, 1901.

Referred to the Committee on Judiciary.

House bill No. 43, by Mr. Johnson: An act providing for the assessment and taxation of mining claims, improvements thereon, and of the net proceeds of mines.

Referred to the Committee on Mines and Mining.

House bill No. 44, by Mr. Jones: An act to provide for the employment of attorneys at law by boards of directors of school districts having a population of more than 20,000 persons, and to provide for compensation therefor.

Referred to the Committee on Education.

House bill No. 45, by Mr. Lewis: An act fixing the liability of the owners and lessees of buildings and places used for gambling purposes.

Referred to the Committee on Public Morals.

House bill No. 46, by Mr. Durham: An act to amend section 18 of an act entitled "An act to provide for state grain weighing and grading, creating the office of State Grain Inspector, establishing a State Grain Commission, and making an appropriation of \$2000," approved March 19, 1895.

Referred to the Committee on Agriculture.

House bill No. 47, by Mr. Comstock: An act to amend an act entitled "An act to regulate, control and license insurance companies, corporations and associations, and their agents, prescribing license fees and imposing penalties," approved March 15, 1899; being chapter 144 of the Session Laws of the State of Washington for the year 1899, by amending sections 1 and 9 of said act, and by adding thereto section 1½.

Referred to the Committee on Insurance.

House bill No. 48, by Mr. Henry: An act to provide for the issuance of licenses to honorably discharged soldiers, sailors and marines of the military and naval service of the United States, in the late War of the Rebellion, who desire to carry on the business of peddler or auctioneer.

Referred to the Committee on Military Affairs.

House bill No. 49, by Mr. Knoblock: An act relating to the public health.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 50, by Mr. Knobloch: An act relating to the descent and distribution of separate property.

Referred to the Committee on Judiciary.

House bill No. 51, by Mr. Lindsley: An act to amend an act entitled "An act to amend section 5248A of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions," approved March 18, 1901.

Referred to the Committee on Judiciary.

House bill No. 52, by Mr. Howard: An act to amend sections 70 and 94 of an act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897.

Referred to the Committee on Revenue and Taxation.

House bill No. 53, by Mr. Easterday: An act amending an act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897, by amending

section 94 of Chapter LXXI, Session Laws of 1897, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 54, by Mr. Field: An act establishing a trout hatchery at Lake Chelan, making an appropriation therefor, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 55, by Mr. Field: An act to provide for the close season for trout fishing in the streams and lakes within the county of Chelan, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 56, by Mr. King: An act to submit an amendment to the Constitution of Washington to a vote of the people.

Referred to the Committee on Constitutional Revision.

House bill No. 57, by Mr. King: An act in relation to the foreclosure of certificates of delinquency, and repealing sections 96, 97 and 97½ of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897.

Referred to the Committee on Judiciary.

House bill No. 58, by Mr. King: An act in relation to the fees of public officers, jurors and witnesses, and repealing sections 1609 and 1610 of Ballinger's Annotated Codes and Statutes of the State of Washington.

Referred to the Committee on Judiciary.

House bill No. 59, by Mr. Cole: An act defining criminal anarchy, and prescribing penalties for those who advocate, advise or teach criminal anarchy, or cause or permit the publication of the doctrines thereof, or who participate in an assemblage of anarchists, or permit premises to be used for such assemblages.

Referred to the Committee on Judiciary.

House bill No. 60, by Mr. Cole: An act to declare and enforce the duty of providing care, home and maintenance by persons who occupy the domestic relations of parents or husbands, and declaring an emergency.

Referred to the Committee on Education.

House bill No. 61, by Mr. Delanty: An act to define and regulate the practice of Optometry, and for the creation of a board of examiners in Optometry.

Referred to the Committee on Miscellaneous.

House bill No. 62, by Mr. Field: An act providing for the appointment and qualification of an assistant commissioner of public lands, and declaring an emergency.

Referred to the Committee on Public Lands.

House bill No. 63, by Mr. Field: An act to provide for the protection of trout and other game fish, and providing a punishment, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 64, by Mr. Hopp: An act to provide for the assessment and levy of taxes upon the property of railroad companies, telegraph companies and telephone companies, and the collection thereof; and providing for the creation of a State Board of Assessors to make such assessments, and defining their duties and powers; and providing for the appointment of a Deputy State Assessor, and defining his duties and fixing his salary, and repealing all laws or parts of laws in conflict herewith.

Referred to the Committee on Revenue and Taxation.

House bill No. 65, by Mr. Gunderson: An act to amend sections 5, 9, 10, 11, 12, 13, 15, 17, 22, 23, 25, 27, 30, 33, 38, 39, 40, 45, 48, 52, 56, 66, 70, 71, 99, 105, 106, 107, 108, 136, 138, 139, 140, 141, 144, 149 and 168 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing Chapter VI of Title III, Chapter VII of Title V, all of Title X except Chapter XVII, Chapter IV of Title L, all being of volume I of Hill's Annotated Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled "An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another," approved March 9, 1893; also repealing an act entitled "An act to provide for the management and control of state normal schools in the State of Washington," approved March 10, 1893, and all amendments thereto; also repealing an act entitled "An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency," approved February 26, 1895; also repealing an act entitled "An act relating to the in-

debtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of 1½ per centum of the taxable property of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor," approved March 1, 1895; also repealing an act entitled "An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency," approved March 13, 1885; said act, of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being Chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.

Referred to the Committee on Education.

House bill No. 66, by Mr. Johnston: An act to punish unlawful or malicious injury to or destruction of personal property, and providing a penalty therefor.

Referred to the Committee on Judiciary.

House bill No. 67, by Mr. McCoy: An act relating to the assessment and collection of road poll taxes and amending sections 3821 and 3825 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 68, by Mr. Frostad: An act declaring it a misdemeanor to sell, give or barter cigarettes within the State of Washington, providing penalties and declaring an emergency.

Referred to the Committee on Public Morals.

The speaker called Mr. Jones to the chair.

Mr. Easterday moved that when the House adjourned, it adjourn until 11 a. m. tomorrow morning. The motion prevailed.

On motion of Mr. Megler, the House adjourned at 3:10 o'clock.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

NINTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, January 20, 1903. }
11 o'clock a. m. }

The House met at 11 o'clock a. m., and was called to order by the speaker.

Roll call showed all members present except Messrs. Merrill and Roberts.

Rev. A. G. Sawin of Olympia offered prayer.

The minutes of yesterday were read and approved.

REPORTS OF SPECIAL COMMITTEES.

The following report of the special committee appointed to group the House committees was presented:

OLYMPIA, Wash., January, 20, 1903.

MR. SPEAKER:

Your committee appointed to group the house committees, set the time for various meetings and assign the work of the various clerks, beg to report the following:

Group 1.—Judiciary. John Gallagher, clerk.

Group 2.—Appropriations. Carl Bell, clerk.

Group 3.—Congressional Apportionment; Counties and County Boundaries; Tide Lands. Marvin Arnold, clerk.

Group 4.—Municipal Corporations; Federal Relations and Immigration; Internal Improvements and Indian Affairs; Privileges and Elections. Lee G. Warren, clerk.

Group 5.—Claims and Auditing; Dairy and Live Stock; Harbors and Waterways; Game and Game Fish. Ross E. Clark, clerk.

Group 6.—Agriculture; Horticulture; Dikes, Drains and Drainage; State School and Granted Lands. W. H. Greenhow, clerk.

Group 7.—State University; State Normal Schools; Education. H. B. Green, clerk.

Group 8.—State Penitentiary; Printing and Supplies; Military Af-

fairs and Soldiers' Home; Hospitals for the Insane. C. L. Terry, clerk.

Group 9.—Railroads; Roads and Bridges. C. W. Gorham, clerk.

Group 10.—Revenue and Taxation; Medicine, Surgery and Hygiene; Corporations other than Municipal and Railroads; State Buildings, Public Grounds and Libraries. T. L. Bland, clerk.

Group 11.—Fisheries; Insurance; Banks and Banking. J. W. Reddington, clerk.

Group 12.—Labor and Labor Statistics; Public Morals; Miscellaneous; House Arrangements. R. K. Beecham, clerk.

Group 13.—Agricultural College and School of Science; Mileage and Contingent Expenses; Compensation and Fees for State and County Officers. J. E. Sutton, clerk.

Group 14.—Constitutional Revision; Mines and Mining; Memorials. Charles Black, clerk.

Group 15.—Commerce and Manufacturing; State School for Defective Youth and Reform School; Water, Water Rights and Irrigation. D. C. Ashmun, clerk.

Committee on Judiciary will meet each evening at 7:00 o'clock.

On Monday evenings at 7:00 o'clock the following committees will meet; Military Affairs and Soldiers' Home; Congressional Apportionment; Federal Relations and Immigration; Dairy and Live Stock; Horticulture and Forestry; State University; Printing and Supplies; Medicine, Surgery and Hygiene; Insurance; Mileage and Contingent Expenses.

The following committees will meet on Tuesday evenings at 7:00 o'clock: Appropriations; State School and Granted Lands; Water Rights and Irrigation; Labor and Labor Statistics; Claims and Auditing; Revenue and Taxation; Municipal Corporations; State Penitentiary.

The following committees will meet on Wednesday evenings at 7:00 o'clock: County and County Boundaries; Internal Improvements and Indian Affairs; Game and Game Fish; Agriculture; Public Morals; Roads and Bridges; Education; Hospitals for the Insane.

The following committees will meet at 7:00 o'clock on Thursday evenings: Railroads; Fisheries; Mines and Mining; Compensation and Fees of State and County Officers; Commerce and Manufacturing; Tide Lands; Miscellaneous.

The following committees will meet at 7:00 o'clock on Friday evenings: Harbors and Waterways; Dikes, Drains and Drainage; Banks and Banking; Constitutional Revision; Privileges and Elections; Corporations other than Municipal and Railroads.

The following committees will meet on Saturday evenings at 7:00 o'clock: Agricultural College and School of Science; State Normal

School; School for Defective Youth and Reform School; State Buildings, Public Grounds and Libraries.

Respectfully submitted.

R. W. JONES, Chairman
 HERCHMER JOHNSTON,
 J. G. MEGLER,
 S. A. WELLS,
 E. R. YORK.

The report was accepted and the committee discharged.

The following report of the special committee to secure accommodations for House standing committees was presented:

To the Honorable House of Representatives:

We, your undersigned committee, appointed for the purpose of securing the use of rooms for the several committees of this House, beg leave to submit the following report:

That the Hon. Chief Justice Fullerton has tendered to this House the use of the Supreme Court room in the State Capitol for the use of the Judiciary Committee.

The Hon. O. V. Linn, Judge of the Superior Court of Thurston county, has tendered the use of the Superior Court room of Thurston county and two jury rooms for use of such committees as may be assigned thereto.

The Hon. Land Commissioner Callvert has tendered the use of his private office for use of the following committees: State School and Granted Lands; Tide Lands; Water Rights and Irrigation; Labor and Labor Statistics.

Mr. T. N. Henry, County Superintendent of Schools of Thurston county, has tendered the county superintendent's office for use of the following committees: Education; State Normal Schools; State University; Agricultural College and School of Science; State School for Defective Youth and Reform School.

The Hon. Adjutant General Drain has tendered the use of his office for the meetings of the Committee on Military Affairs.

The honorable county commissioners of Thurston county have tendered the use of three rooms in the Thurston County Court House for use of such committees as may be found convenient.

The condition upon which the use of these rooms have been tendered is that the House provide a janitor to put such rooms in order immediately upon the adjournment of the several committees.

Respectfully submitted.

CHARLES D. KING.
 RALPH L. PHILBRICK.
 D. CHILD.

The report was accepted.

MESSAGE FROM THE GOVERNOR.

OLYMPIA, Wash., January, 20, 1903.

Gentlemen of the Senate and House of Representatives:

Last June it became apparent that the doors of the Agricultural College and School of Science would have to be closed or else the appropriation made for its support at the last session of the Legislature be exceeded. After full consultation with the board of regents I agreed with them that the closing of the institute would be inadvisable. I make this statement because I believe it to be due the board of regents that I should publicly assume my full share of the responsibility for creating a deficiency.

I would invite your attention to this matter, and recommend that you give it your early consideration.

HENRY McBRIDE, Governor.

Referred to the Committee on appropriations.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to committees indicated:

House bill No. 69, by Mr. McNicol: An act defining who may be construed to be fellow servants.

Referred to Committee on Labor and Labor Statistics.

House bill No. 70, by Mr. Gunderson: An act providing for the compulsory attendance in school of children between the ages of 8 and 15 years, and prescribing penalties.

Referred to the Committee on Education.

House bill No. 71, by Mr. Thompson: An act to amend sections 1, 4, 6, 25, 31 and 39 of an act entitled "An act relating to building, loan and savings associations doing a general business," received by the Governor March 28, 1890, and became a law without approval.

Referred to the Committee on Corporations Other than Municipal.

House bill No. 72, by Mr. Thompson: An act to amend section 1497 of Volume I of Hill's Annotated Statutes and Codes of Washington, relating to the organization of corporations as now amended by an act approved March 20, 1895.

Referred to the Committee on Corporations Other than Municipal.

House bill No. 73, by Mr. Lingerman: An act to regulate the

employment of children in the State of Washington, and to provide for the enforcement thereof, and fixing the penalty for the violation thereof.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 74, by Mr. R. B. Wilson: An act to provide for the construction and maintenance of storage reservoirs, appropriations of water and water decrees therefor, conduits thereto and therefrom, condemnation of lands therefor, the use of natural streams for conducting storage water for purposes of irrigation, mining and manufacturing, terminating appropriation notice, repealing all acts and parts of acts in conflict herewith, and declaring an emergency.

Referred to the Committee on Water, Water Rights and Irrigation.

House bill No. 75, by Mr. York: An act amending section 21 of Chapter LXXI of the Laws of 1897, relating to revenue and taxation, and declaring an emergency.

Referred to the Committee on Banks and Banking.

House bill No. 76, by Mr. York: An act amending section 58 of Chapter LXXI of the Laws of 1897, relating to revenue and taxation, and declaring an emergency.

Referred to the Committee on Banks and Banking.

House bill No. 77, by Mr. York: An act in relation to garnishments and amending section 10 of Chapter LVI of the Laws of 1893, and section 7 of Chapter LVI of the Laws of 1888, being sections 5399 and 6606 of Volume II of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 78, by Mr. Comstock: An act providing for increasing the number of justices of the Supreme Court of the State of Washington to seven on and after the second Monday in January, 1905, fixing the time of the election of the two additional justices, making the term of office six years and providing for election of successors and fixing their terms of office.

Referred to the Committee on Judiciary.

House bill No. 79, by Mr. Field: An act providing for a superior judge for the counties of Chelan, Douglas and Okanogan in the State of Washington, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 80, by Mr. Cole: An act to prohibit the sale of intoxicating liquors within one mile of United States naval reservations or stations, within the State of Washington.

Referred to the Committee on Public Morals.

House bill No. 81, by Mr. Veness: An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at some common point or points, and fixing a penalty, repealing Chapter CXLIV, Session Laws of 1901.

Referred to the Committee on Railroads.

House bill No. 82, by Mr. Veness: An act to protect from fire forests and other property within the State of Washington, and creating forest fire warden, deputies, patrolmen and auxiliary commisissions and defining duties and providing penalties and repealing sections 7148, 7149, 7150, 7152 and 7153 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Horticulture and Forestry..

House bill No. 83, by Mr. Allis: An act providing for the laying out and constructing of a state wagon road, making an appropriation therefor, creating a commission to lay out and construct the same, defining its powers and duties, fixing the compensation of its members, and declaring an emergency.

Referred to the Committee on Appropriations.

VOTE FOR UNITED STATES SENATOR.

At 12 o'clock noon, in accordance with the United States Statutes, the House proceeded to nominate and vote for United States senator from the State of Washington.

Nominations were declared in order by the speaker.

John L. Wilson was nominated by Mr. Lindsley and seconded by Mr. Henry.

Levi Ankeny was nominated by Mr. Kees and seconded by Messrs. Stark, Craigue, Brewer, Bassett and Crandall.

Harold Preston was nominated by Mr. Jones and seconded by Messrs. Field, Raire and Gunderson.

George Turner was nominated by Mr. Quinn and seconded by Mr. Cameron.

Ira P. Englehart was nominated by Mr. Dunn.

John B. Allen was nominated by Mr. Rarick.

The clerk was ordered to call the roll.

John L. Wilson received 10 votes, as follows: Messrs. Delanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roberts, Roth and Thompson—10.

Levi Ankeny received 31 votes, as follows: Messrs. Allis, Bassett, Brewer, Coate, Craigue, Crandall, Denton, Durham, Easterday, Eidemiller, Fletcher, Hastings, Haynes, Hopp, Hunter, Johnston (H.), Kees, King, Knoblock, Lingerman, McNicol, Palmer, Stark, Stevenson, Thacker, Veness, Wells, White, Whitney, Wilson (J. B.), and York—31.

Harold Preston received 29 votes, as follows: Messrs. Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Frostad, Field, Gleason, Gunderson, Jeffries, Jones, Levy, Lewis, Lyons, Megler, Moldstad, Morrill, Parcel, Pogue, Raine, Tibbetts, Weir, Williams and Wilson (R. B.)—29.

George Turner received 14 votes, as follows: Messrs. Cameron, Child, Cooney, Fitzgerald, Gray, Howell, Johnson (J. T.), Mackenzie, McCoy, Maloney, Muse, Quinn, Reise and Zenker—14.

Ira P. Englehart received two votes, as follows: Messrs. Dunn and the speaker—2.

John B. Allen received two votes, as follows: Messrs. Philbrick and Ranck—2.

Francis W. Cushman received one vote, as follows: Mr. Corliss.

Carroll B. Graves received four votes, as follows: Messrs. Dickson, Dix, Howard and Peaslee—4.

W. L. Jones received one vote, as follows: Mr. Witter.

The speaker announced that no person had received a majority of the votes in the House.

On motion of Mr. Megler the House adjourned at 1 p. m. till 11 o'clock a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

 TENTH DAY

 MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Wednesday, January 21, 1903, }
 11 o'clock a. m. }

The House met at 11 o'clock a. m. and was called to order by the speaker.

Roll call showed all members present except Messrs. Coate and Roth.

Rev. A. G. Sawin of Olympia offered prayer.

The minutes of yesterday were read and approved.

A communication from Frank Pierce relating to the purchase of copies of Pierce's Code, was read, and on motion of Mr. Wells was referred to a special committee of three members.

The speaker appointed Messrs. Wells, Quinn and Cole members of the committee.

House joint memorial No. 2, relating to the navy yard at Bremerton, was introduced by Mr. Fletcher.

Mr. Lyons moved that the further consideration of the memorial be indefinitely postponed.

A question of referring the memorial coming up, the matter was deferred.

A petition was presented by Mr. Knoblock from residents of the Snake River district in regard to the salmon fishing laws.

Referred to the Committee on Fisheries.

The following resolution was presented by Mr. Gleason:

Resolved, That in all cases of the contest of the election of members of the House of Representatives wherein the contestant prays for a recount of the ballots cast at the election the result of which he seeks to contest, it shall be the duty of the Committee on Privileges and Elec-

ions, after the issues upon the pleadings have been settled and before proceeding to recount said ballots, to ascertain by competent evidence under the rules of the common law, whether or not the statute of the State of Washington relating to the preservation of ballots has been complied with, and to cause the evidence submitted to be taken down by a competent stenographer, and a typewritten transcript made. In case it shall fail to appear from such evidence that the aforesaid statute has been complied with, it shall be the duty of the committee to refuse to recount the ballots. In the event of the committee falling to agree as to the question as to whether such statute has been complied with, said proceedings before the committee shall be stayed, and the proceedings had, the conclusions of the members of the committee and the transcript of the evidence submitted shall be reported to this House for its decision as to whether the ballots shall be recounted.

The resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., January 20, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 13, entitled "An act for the appropriation of money to defray the expenses of the Grain Inspection Department, and declaring an emergency."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

RESOLUTIONS.

The following resolution was presented by Mr. King:

WHEREAS, Rooms for the use of the several committees of this House have been secured in different parts of the city, free of charge to the state upon condition that a janitor be provided for their care; therefore, be it

Resolved, That Ed. Smith be, and is hereby elected a janitor for the purpose of caring for said committee rooms.

The resolution was adopted.

The following House joint resolution No. 6 was introduced by Mr. Philbrick:

Resolved, That a committee of five from the House and three from the Senate be appointed to protest in forcible language against the further enlargement of forest reserves in this state, and to devise ways and means to secure the elimination of certain lands settled upon prior to the establishment of forest reserves.

The resolution was adopted and the speaker appointed Messrs.

Philbrick, Palmer, Morgan, Hastings and Moldstad as members of the committee.

The report of the special committee appointed to arrange with the ministers of Olympia to open the proceedings of the House each day with prayer was presented, as follows:

REPORT OF SPECIAL COMMITTEE.

To the Honorable House of Representatives:

We, your undersigned special committee appointed for the purpose of extending an invitation to the several ministers of Olympia to invoke Divine aid at the opening of the several sessions of this House, beg leave to report that they have extended the invitation as directed, and that they have received assurance from Rev. A. G. Sawin, president of the Ministerial Association of Olympia, that the association would provide for the services.

Respectfully submitted.

LEWIS LEVY.

GLENN N. RANCK.

CHAS. D. KING.

The report was accepted and the committee discharged.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 84, by Mr. Dickson: An act relating to banking and regulating foreign corporations doing a banking business within this state.

Referred to the Committee on Banks and Banking.

House bill No. 85, by Mr. Hastings: An act to establish and maintain a fish hatchery on the Big Quilicene river in Jefferson county in the State of Washington, and appropriating funds therefor.

Referred to the Committee on Fisheries.

House bill No. 86, by Mr. Dunn: An act amending sections 9 and 12 of an act entitled "An act providing for the survey and establishment of a state road; creating a commission; defining their duties and making an appropriation therefor, and declaring an emergency," approved March 18, 1897.

Referred to the committee on Roads and Bridges.

House bill No. 87, by Mr. Pogue: An act relating to the herd-

ing or grazing of sheep on the lands or possessory claim of another or within two miles thereof, and providing a penalty for its violation.

Referred to the Committee on Dairy and Live Stock.

House bill No. 88, by Mr. Knoblock: An act amending section 7377 of Ballinger's Annotated Codes and Statutes of Washington relative to the protection of salmon and other food fishes in the Columbia river and its tributaries.

Referred to the Committee on Fisheries.

House bill No. 89, by Mr. Gunderson: An act creating the offices of Commissioner and Assistant Commisisoner of Taxation and making an appropriation therefor.

Referred to the Committee on Revenue and Taxation.

House bill No. 90, by Mr. Carle: An act declaring it to be a part of the public policy of the State of Washington that all public work for it, or any political subdivision created by its laws, shall be performed in work days of not more than eight hours each, except in cases of extraordinary emergency, with provisions for carrying out such policy.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 91, by Mr. King: An act making an appropriation for the relief of H. A. Percival for indexing the Session Laws of the seven'h session of 1901.

Referred to the Committee on Appropriations.

House bill No. 92, by Mr. King: An act defining larceny of fixtures attached to real estate, and providing a penalty.

Referred to the Committee on Judiciary.

House bill No. 93, by Mr. Jones: An act to enable school boards in cities having a population of 10,000 or more inhabitants to establish and maintain parental or truant schools, and amending section 92 of the Code of Public Instruction.

Referred to the Committee on Education.

House bill No. 94, by Mr. Dix: An act to establish a Railroad and Transportation Commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commisison and the railroads; and afford railroad companies and other parties ade-

quate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.

Referred to the Committee on Railroads.

House bill No. 95, by Mr. Raine: An act relating to instructions to juries and amending subdivision 4 of section 221 of the Code of Washington of 1881.

Referred to the Committee on Judiciary.

House bill No. 96, by Mr. Raine: An act giving a preference right to up-land owners to purchase adjoining tide or shore lands of the second class, belonging to the State of Washington and amending sections one, two and three of an act entitled "An act giving a preference right to up-land owners to purchase adjoining shore lands belonging to the State of Washington," approved March 18, 1901.

Referred to the Committee on Tide Lands.

House bill No. 97, by Mr. Raine: An act relating to the issuance and service of the writ of garnishment and amending sections 5396 and 5397 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 98, by Mr. Raine: An act to provide for the disposition of the proceeds derived from the sale or lease of the "Old University Site" in Seattle, Washington.

Referred to the Committee on State University.

House bill No. 99, by Mr. Raine: An act to provide for the selection and control of lands granted and assigned for the support and maintenance of the University of Washington, and repealing sections 2, 3 and 4 of an act entitled "An act providing for the bonding of the lands of the university of Washington, and declaring an emergency, approved March 13, 1895, and repealing section 10 of an act entitled 'An act providing for the location, construction and maintenance of the university of Washington, and making an appropriation therefor, and declaring an emergency, approved March 4, 1893,'" and making an appropriation therefor.

Referred to the Committee on State University.

House bill No. 100, by Mr. Raine: An act relating to the practice in justices' courts and amending sections 6546, 6547 and

6548 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 101, by Mr. Raine: A bill for an act dividing the state into congressional districts.

Referred to the Committee on Congressional Apportionment.

House bill No. 102, by Mr. York: An act providing for the enforcing of the lien and collection of delinquent assessments for local improvements levied by any city, and prescribing the duties of city and county treasurers in relation thereto.

Referred to the Committee on Revenue and Taxation.

House bill No. 103, by Mr. Lindsley: An act for the submission to a vote of the qualified electors of an amendment to the constitution, limiting the amount of the levy of taxation for state purposes.

Referred to the Committee on Constitutional Revision.

House bill No. 104, by Mr. Easterday: A bill for an act creating a State Board of Tax Commissioners, defining its duties and making an appropriation therefor.

Referred to the Committee on Revenue and Taxation.

JOINT SESSION.

At 12 o'clock noon the sergeant-at-arms announced the arrival of the honorable senators at the door of the House and the speaker invited the senators to seats within the House.

At the request of the speaker, the president of the senate presided over the joint body.

The secretary of the senate called the senate roll, all senators being present.

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

The secretary of the Senate read that portion of the Senate journal of the preceding day relating to the ballot for United States Senator.

The reading clerk of the House read that portion of the House journal relating to the ballot for United States Senator.

From the reading of the journals of each house, it appeared that no person had received a majority of votes cast in each house; therefore, there had been no election.

The following resolution was introduced by Mr. H. Johnston:

Resolved, That the Senate and House of Representatives while in joint session shall upon each day, take not less than four and not more than eight ballots for United States Senator, until a choice therefor is made.

The resolution was ordered laid upon the table.

FIRST JOINT BALLOT.

The joint roll of the Senate and House was called, and resulted as follows:

Fifty senators and representatives voted for Levi Ankeny.

Forty-two senators and representatives voted for Harold Preston.

Twelve senators and representatives voted for John L. Wilson.

Twenty-two senators and representatives voted for George Turner.

Five senators and representatives voted for John B. Allen.

One representative voted for Carroll B. Graves.

Four senators and representatives voted for Herman D. Crow.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigue, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Hailey, Hamilton, Hare, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, O'Donnell, James Palmer, Rands, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Veness, Wells, Welsh, Welty, White, Whitney, J. B. Wilson, York—50.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Megler, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts, Raine, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—42.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roberts, Roth, S. T. Smith and Thompson—12.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J.

T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Thos voting for John B. Allen were: Dix, Dunn, Philbrick, Ranck and G. B. Wilson—5.

Mr. Dickson voted for Carroll B. Graves.

Those voting for Herman D. Crow were: Howard, Peaslee, Sharp and Witter—4.

SECOND JOINT BALLOT.

The joint roll of the Senate and House was called, and resulted as follows:

Fifty senators and representatives voted for Levi Ankeny.

Forty-two senators and representatives voted for Harold Preston.

Twelve senators and representatives voted for John L. Wilson.

Twenty-two senators and representatives voted for George Turner.

Five senators and representatives voted for John B. Allen.

One representative voted for Carroll B. Graves.

Four senators and representatives voted for Herman D. Crow.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigie, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Hailey, Hamilton, Hare, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, O'Donnell, James Palmer, Rands, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Veness, Wells, Welsh, Welty, White, Whitney, J. B. Wilson and York—50.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Megler, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts, Raine, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—42.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roberts, Roth, S. T. Smith and Thompson—12.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J.

T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John R. Allen were: Dix, Dunn, Philbrick, Ranck and G. B. Wilson—5.

Mr. Dickson voted for Carroll B. Graves.

Those voting for Herman D. Crow were: Howard, Peaslee, Sharp and Witter—4.

THIRD JOINT BALLOT.

The joint roll of the Senate and House was called, and resulted as follows:

Fifty senators and representatives voted for Levi Ankeny.

Forty-two senators and representatives voted for Harold Preston.

Twelve senators and representatives voted for John L. Wilson

Twenty-two senators and representatives voted for George Turner.

Five senators and representatives voted for John B. Allen.

One representative voted for Carroll B. Graves.

Four senators and representatives voted for Herman D. Crow.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigie, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, O'Donnell, James Palmer, Rands, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Veness, Wells, Welsh, Welty, White, Whitney, J. B. Wilson, York and Mr. Speaker—50.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Megler, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts, Raine, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—42.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roberts, Roth, S. T. Smith and Thompson—12.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J.

T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John B. Allen were: Dix, Dunn, Philbrick, Ranck and G. B. Wilson—5.

Mr. Dickson voted for Carroll B. Graves.

Those voting for Herman D. Crow were: Howard, Peaslee, Sharp and Witter—4.

On the motion of Senator Moultray the joint House dissolved.

On the motion of Mr. Megler the House adjourned at 12:50 p. m. till 10 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

ELEVENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Thursday, January 22, 1903, }
10 o'clock a. m. }

The House met at 10 o'clock a. m., and was called to order by the speaker.

Roll call showed all members present except Messrs. Butler, Carle, Roberts and White.

Mr. Roberts was excused.

Rev. A. G. Sawin of Olympia offered prayer.

The minutes of yesterday were read and approved.

Mr. Roth was called to the chair.

House concurrent resolution No. 7, relating to the printing of copies of the Governor's message, was presented by Mr. Lindsay.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

The report of the committee on mileage and contingent expenses was presented and referred back to the committee for correction.

The following reports were presented by the Committee on Education, and adopted:

OLYMPIA, Wash., January 21, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 65, entitled "An act amending sections 5, 9, 10, 11, 12, 13, 15, 17, 22, 23, 25, 27, 30, 33, 38, 39, 40, 45, 48, 52, 56, 66, 70, 71, 99, 105, 106, 107, 108, 136, 139, 140, 141, 144, 149 and 168 of the Code of Public Instruction, have had the same under consideration, and respectfully report the same back to the House, with the recommendation that the same be printed.

G. B. GUNDERSON, Chairman.

We concur in this report: Fenton Merrill, G. M. Witter, R. W. Jones, Edgar C. Raine, J. H. Corliss, W. H. Thacker, Walter A. Stark, L. H. Brewer, M. E. Field, J. E. Howard, J. J. Cameron, Chas. D. King, W. T. Muse, Glenn N. Ranck.

OLYMPIA, Wash., January 21, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 70, entitled "An act providing for compulsory attendance of children between the ages of 8 and 15 years," etc., have had the same under consideration, and respectfully report the same back to the House with the recommendation that the same be printed.

G. B. GUNDERSON, Chairman.

We concur in this report: G. M. Witter, Glenn N. Ranck, Edgar C. Raine, J. H. Corliss, W. H. Thacker, Walter A. Stark, L. H. Brewer, M. E. Field, J. E. Howard, J. J. Cameron, Chas. D. King, W. T. Muse, Fenton Merrill, R. W. Jones.

The return by the sergeant-at-arms of the subpoena in the case of Ehrlich vs. McCoy, et al., was presented and referred to the Committee on Privileges and Elections.

The special committee appointed to confer with Frank Pierce presented the following report:

OLYMPIA, Wash., January 21, 1903.

MR. SPEAKER:

We, your special committee appointed to confer with the publishers of Pierce's Code as to the purchase by the House of said code for the members, beg to report as follows: That \$5 per volume for 100 copies of the \$6 edition is the lowest price that Mr. Pierce feels he can accept;

that your committee believes such to be a fair price, and recommends its acceptance.

Respectfully submitted.

S. A. WELLS, Chairman.

We concur in this report: P. F. Quinn, Irving T. Cole.

The report was accepted and the committee discharged.

The following report of the committee appointed to make arrangements and secure rooms for House committees was presented.

MR. SPEAKER:

Your special committee appointed to allot the rooms for committee meetings, beg to report as follows:

Supreme Court room: Judiciary.

Superior Court room: Fisheries, Thursday night; Appropriations, Tuesday evening; Roads and Bridges, Wednesday evenings; Privileges and Elections, Friday evenings; State Buildings and Public Grounds, Saturday; Congressional Apportionment, Monday.

County Superintendent of Schools' office: State University, Monday; Revenue and Taxation, Tuesday; Education, Wednesday; Mines and Mining, Thursday; Corporations other than Municipal, Friday; State Normal Schools, Saturday.

Jury room No. 1, County Courthouse: Dairy and Live Stock, Monday; Labor and Labor Statistics, Tuesday; Game and Game Fish, Wednesday; Commerce and Manufactures, Thursday; Banks and Banking, Friday; School for Defective Youth, Saturday.

Jury room No. 2, Courthouse: Insurance, Monday; Municipal Corporations, Tuesday; Agriculture, Wednesday; Compensation and Fees for State and County Officers, Thursday; Harbors and Waterways, Friday; Agricultural College, Saturday.

Commissioner's room, County Courthouse: Horticulture and Forestry, Monday; State Penitentiary, Tuesday; Hospitals for the Insane, Wednesday; Miscellaneous, Thursday.

Land Commissioner's office, Capitol building: Medicine, Surgery and Hygiene, Monday; State School and Granted Lands, Tuesday; Internal Improvements and Indian Affairs, Wednesday; Tide Lands, Thursday; Dikes, Drains and Drainage, Friday.

County Auditor's office: Federal Relations and Immigration, Monday; Claims and Auditing, Tuesday; Counties and County Boundaries, Wednesday.

State Library, Law room: Constitutional Revision.

House chamber: Railroads, Thursday; Public Morals, Wednesday; Memorials, Tuesday; Printing and Supplies, Monday.

Respectfully submitted.

CHARLES D. KING,
RALPH L. PHILBRICK,
D. CHILD.

The report was accepted.

FIRST READING OF SENATE BILLS.

Senate bill No. 13, by Senator Hamilton: An act for the appropriation of money to defray the expenses of the Grain Inspector's department and declaring an emergency. Read first time and referred to the Committee on Appropriations.

E. W. Smith, janitor, was called to the bar of the House and the oath of office was administered by the speaker.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated.

House bill No. 105, by Mr. Ferguson: An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of expenditure thereof, and providing for the division of counties into road districts and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith.

Referred to the Committee on Roads and Bridges.

House bill No. 106, by Mr. Cooney: An act to establish the number of hours necessary to constitute a day's work in underground lode or quartz mines and in smelting and reduction works, and fixing a penalty therefor.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 107, by Mr. Gleason: An act to amend section 8 of an act entitled "An act declaring the rule of decision in the State of Washington, amending section one of the Code of 1881," approved February 24, 1891.

Referred to the Committee on Judiciary.

House bill No. 108, by Mr. Hunter: An act making appropriations for the maintenance and increased equipment of the State normal school at Whatcom, and completing the said school buildings and furnishing the same, and to build a wing to the present buildings and equipping and furnishing the same.

Referred to the Committee on Appropriations.

House bill No. 109, by Mr. King: An act in relation to attachments and repealing section two of an act entitled "An act in relation to attachments and garnishments," approved by the Governor of Washington Territory, February 3, 1886.

Referred to the Committee on Judiciary.

House bill No. 110, by Mr. King: An act relating to the matter of official seals for county treasurers, and to cure legal errors arising from a failure to heretofore provide for such official seals.

Referred to the Committee on Judiciary.

House bill No. 111, by Mr. Lindsley: An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same being section two of an act approved March 13, 1897, relating to insurance companies.

Referred to the Committee on Insurance.

House bill No. 112, by Mr. Lindsley: An act to amend an act entitled "In relation to garnishment in justice courts," approved January 31, 1888, and repealing section four (4) of said act.

Referred to the Committee on Banks and Banking.

House bill No. 113, by Mr. Raine: An act appropriating money for the payment of certain judgments against the State of Washington.

Referred to the Committee on Appropriations.

House bill No. 114, by Mr. Raine: An act to appropriate money for furnishing the legislative chambers of the Senate and House of Representatives in the state capitol.

Referred to the Committee on Appropriations.

House bill No. 115, by Mr. Moldstad: An act to amend section 39 of chapter 115 of the Session Laws of 1895, the same being section No. 3753 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Dikes, Drains and Drainage.

House bill No. 116, by Mr. McCoy: An act to provide for the establishment of a state road through Chuckanut Mountain, from Whatcom county to Blanchard slough in Skagit county, Washington, and providing an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 117, by Mr. Lewis: An act amending section three of an act to amend sections three to thirty-one, both inclusive, of an act entitled "An act classifying counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries.

Referred to the Committee on Fees for State and County Officers.

JOINT SESSION.

The joint session met at 12 o'clock noon and was called to order by the president of the Senate. The roll call showed all members present. The presiding officer announced that there was no election of United States Senator at the last joint session and instructed the clerk to call the roll for the fourth joint ballot.

FOURTH JOINT BALLOT.

Levi Ankeny received fifty-two votes.

Harold Preston received forty-one votes.

George Turner received twenty-two votes.

John L. Wilson received eleven votes.

J. P. Sharp received five votes.

John B. Allen received three votes.

H. D. Crow received one vote.

E. D. Sanders received one vote.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigie, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, O'Donnell, James Palmer, Rands, Roberts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, Wilson, York and Mr. Speaker—52.

Those voting for Harold Preston were: Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Megler, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts, Raine, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—41.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John L. Wilson were: Angle, Crow, De-

lanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roth, S. T. Smith—11.

Those voting for J. P. Sharp were: Dickson, Dix, Howard, Peaslee and Witter—5.

Those voting for J. B. Allen were: Dunn, Philbrick and Ranck—3

Senator Sharp voted for H. D. Crow.

Senator Wilson voted for E. D. Sanders.

FIFTH JOINT BALLOT.

Levy Ankeny received fifty-two votes.

Harold Preston received forty-one votes.

George Turner received twenty-two votes.

John L. Wilson received eleven votes.

J. P. Sharp received five votes.

John B. Allen received three votes.

H. D. Crow received one vote.

E. D. Sanders received one vote.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigue, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, O'Donnell, James Palmer, Rands, Roberts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, Wilson, York and Mr. Speaker—52.

Those voting for Harold Preston were: Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Heinrich, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Megler, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts, Raine, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—41.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John L. Wilson were: Angle, Crow, Delanty, Ferguson, Griffin, Henry, Lindsley, Merrill, Morgan, Roth, S. T. Smith—11.

Those voting for J. P. Sharp were: Dickson, Dix, Howard, Peaslee and Witter—5.

Those voting for J. B. Allen were: Dunn, Philbrick and Ranck—3

Senator Sharp voted for H. D. Crow.

Senator Wilson voted for E. D. Sanders.

On motion of Senator Warburton the joint session dissolved.

REPORT OF STANDING COMMITTEES.

OLYMPIA, Wash, January 22, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 12, entitled "An act amending sections 4585 and 4586 of Ballinger's Annotated Codes and Statutes of Washington, relating to conditional sales and leases of personal property," have had the same under consideration, and respectfully report the same back to the House with the recommendation that it be passed as amended.

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, James T. Johnson, P. F. Quinn, C. S. Gleason, S. A. Wells, W. L. Thompson, E. R. York, Chas. R. King, J. B. Lindsley, S. A. Crandall, Herchmer Johnston, Irving T. Cole.

OLYMPIA, Wash, January 22, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 27, entitled "An act amending section 7103 of Ballinger's Annotated Codes and Statutes of Washington, defining robbery and fixing the punishment therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed as amended.

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, James T. Johnson, P. F. Quinn, C. S. Gleason, S. A. Wells, W. L. Thompson, E. R. York, Chas. R. King, J. B. Lindsley, S. A. Crandall, Herchmer Johnston, Irving T. Cole.

The reports were adopted.

On motion of Mr. Roth the House adjourned at 12:30 till 11 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWELFTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Friday, January 23, 1903, }
11 o'clock a. m. }

The House met at 11 o'clock a. m. and was called to order by the Speaker.

Roll call showed all members present except Mr. Fitzgerald.

Rev. A. G. Sawin of Olympia offered prayer.

The minutes of yesterday were read and approved.

A memorial relating to the admission of new states into the Union was received from the legislative assembly of New Mexico and referred to the Committee on Federal Relations.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
OLYMPIA, Wash, January 23, 1903.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 3, relating to the filing of bills in the office of the State Librarian, and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,
OLYMPIA, Wash, January 23, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 3, entitled "An act providing for the appointment of an additional superior court judge for King county and declaring an emergency."

Also Senate bill No. 9, An act defining certain misdemeanors and prescribing the punishment therefor.

Also Senate bill No. 17, relating to the payment of witness fees to public officers.

Also Senate bill No. 36, relating to the appointment of deputy prosecuting attorneys.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

PETITIONS AND COMMUNICATIONS.

A petition, relating to assessments for street improvements, from citizens of Everett was presented by Mr. Johnston and referred to the Committee on Municipal Corporations.

A communication relating to appropriations from the state common school fund was presented by Mr. Easterday and referred to the Committee on Education.

RESOLUTIONS.

Resolution by Committee on House Arrangements:

WHEREAS, The ventilation and sanitary conditions of the hall of the House are very bad, and such as to seriously inconvenience the members of the house, and even endanger their health, be it:

Resolved, That the Committee on House Arrangements be directed and authorized to make such changes as may be deemed necessary to secure better conditions, as soon as practicable, and they are hereby authorized to contract any reasonable expense in securing changes for the better ventilation and sanitary conditions, in the hall of the house generally.

The resolution was adopted.

By Mr. Easterday:

Resolved, That all bills relating to the various state institutions be first sent to the committees on these institutions, then to the Appropriations Committee, and all bills already referred to these committees be re-referred to the Committee on Appropriations.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

House bill No. 21: Recommend it pass as amended.

House bill No. 31: Recommend it pass as amended.

Senate Joint Memorial No. 1: Recommend it pass.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 118, by Mr. Gunderson: An act to establish and maintain a fish hatchery on Big or Little Skookum Bay, Mason county, Washington.

Referred to the Committee on Fisheries.

House bill No. 119, by Mr. Gunderson: An act compelling the attendance of children at schools where tuition, lodging, food

and clothing are furnished at the expense of the United States or the State of Washington.

Referred to the Committee on Education.

House bill No. 120, by Mr. Thompson: An act entitled "An act changing the corporate name of the town of Port Orchard in Kitsap county, Washington, a municipal corporation of the fourth class, to the town of 'Charleston.'"

Referred to the Committee on Municipal Corporations.

House bill No. 121, by Mr. Thompson: An act entitled "An act changing the corporate name of the town of Sidney, in Kitsap county, State of Washington, a municipal corporation of the fourth class, to the town of 'Port Orchard.'"

Referred to the Committee on Municipal Corporations.

House bill No. 122, by Mr. Mackenzie: An act to provide for the extermination of coyotes in the State of Washington and for the payment of a bounty for such extermination, and providing an appropriation therefor.

Referred to the Committee on Agriculture.

House bill No. 123, by Mr. Mackenzie: An act granting to electric power companies right of way for electric power transmission lines and telephone lines used in connection therewith upon the public roads and highways outside of incorporated cities and towns.

Referred to the Committee on Corporations other than Municipal.

House bill No. 124, by Mr. Easterday: An act to establish a code of probate law and procedure, including administration of estates of deceased persons, and repealing all existing laws relating thereto.

Referred to the Committee on Judiciary.

House bill No. 125, by Mr. King: An act to appropriate money for finishing the state capitol.

Referred to the Committee on State Capitol, Public Grounds and Library.

House bill No. 126, by Mr. King: An act making appropriations for certain deficiencies for fiscal periods prior to March 31, 1903, and for other purposes.

Referred to the Committee on Judiciary.

House bill No. 127, by Mr. Ferguson: An act amending sec-

tion 29 of "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1899, and amending sections 58 and 83 of 'An act to provide for the assessment and collection of taxes in the State of Washington,'" approved March 15, 1897, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 128, by Mr. Haynes: An act to amend sections 2, 9, 10 and 13, (Pierce's Code, sections 6955, 6962, 6963, 6966) of an act entitled "An act relating to drugs and medicines, the licensing of persons to compound, dispense, buy and sell the same in the State of Washington, placing restrictions on the sale of wines, malt and spirituous liquors, defining crimes and misdemeanors and prescribing penalties in cases of violations of the provisions of this act," etc., approved March 14, 1899, and declaring an emergency.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 129, by Mr. Reise: An act prohibiting authorized fire insurance companies from re-insuring unauthorized fire insurance companies on risks covering property located in this state.

Referred to the Committee on Insurance.

House bill No. 130, by Mr. Child: An act relating to the sale of certain articles of merchandise, providing for licensing the same, and prescribing a penalty for the violation thereof.

Referred to the Committee on Judiciary.

House bill No. 131, by Mr. Field: An act making an appropriation for farmers' institutes.

Referred to the Committee on Agriculture.

House bill No. 132, by Mr. Collins: A bill for an act providing for the search for and seizure of liquors received, kept, or used contrary to law and the appliances used in connection therewith and to define and punish as misdemeanors all violators thereof, and vesting all magistrates with authority to receive complaints and issue warrants against all persons violating the provisions of this act.

Referred to the Committee on Judiciary.

House bill No. 133, by Mr. Muse: An act for the relief of Franklin county and making an appropriation.

Referred to the Committee on Claims and Auditing.

House bill No. 134, by Mr. Brewer: An act to amend sections two (2) and four (4) (Pierce's Code, sections 4131 and 4133), sections 305 and 308 Ballinger's Code, of an act entitled "An act authorizing and empowering boards of county commissioners to sell and convey property belonging to their respective counties, and declaring an emergency," approved March 4, 1891, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 135, by Mr. Philbrick: A bill to amend section 943 of Ballinger's Annotated Codes and Statutes of Washington, as amended by Chapter CXIII, Sesison Laws of 1901, relating to assessments for local improvements in cities of the third class.

Referred to the Committee on Municipal Corporations.

House bill No. 136, by Mr. Lewis: A bill for the protection of game animals and birds and to define and punish all violation thereof, and repealing section three, page 280, Laws of 1901; section one, page 7, Laws 1899; section two, page 234, Laws 1901; section three, page 278, Laws 1899; section four, page 278, Laws 1899; section 21, page 87, Laws 1897, 2 Ballinger's Code, section 7365; section one, page 277, Laws 1899.

Referred to the Committee on Game and Game Fish.

FIRST READING OF SENATE BILLS.

Senate bill No. 3, An act providing for the appointment of one additional judge of the Superior Court for King county, etc., and declaring an emergency, was received and referred to the Committee on Judiciary.

Senate bill No. 9, An act defining certain misdemeanors, prescribing the punishment and declaring an emergency, was received and referred to the Committee on Judiciary.

Senate bill No. 17, An act to amend an act entitled "An act relating to the payment of witness fees to public officers," etc., was received and referred to the Committee on Judiciary.

Senate bill No. 36, An act to amend section six of an act in relation to prosecuting attorneys, etc., and declaring an emergency, was received and referred to the Committee on Judiciary.

Senate concurrent resolution No. 3, relating to filing bills with state librarian, was received and referred to the Committee on State Capitol, Public Grounds and Library.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 22, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 21 entitled "An act relating to the selling, leasing or making contracts concerning its real estate or granting or reserving franchises or special privileges by incorporated cities and providing for submitting such question or measure to the voters of such city," have had the same under consideration, and we respectfully report the same back to the house with the recommendation that it be amended as follows:

1. Strike out in the seventh line of section one of the printed bill the word "five" and insert the word "fifteen."

2. Strike out in line three of section four of the printed bill the word "or" before the word "for" and substitute the word "and."

3. Strike out in section six of the printed bill the word "appealed" and substitute the word "repealed." And as so amended the bill do pass.

S. A. CRANDALL, Acting Chairman.

We concur in this report: J. A. Veness, P. F. Quinn, N. J. Craigue, Lewis Levy, E. R. York, Geo. W. Hopp, Joseph B. Lindsley.

The amendments of the committee were adopted and the bill passed to the Engrossing Committee.

JOINT SESSION.

The joint session met at 12 o'clock noon and was called to order by the president of the Senate. Roll call showed all members present. The presiding officer announced that there was no election of United States Senator at the last joint session, and instructed the clerk to call the roll for the sixth joint ballot.

SIXTH JOINT BALLOT.

Levi Ankeny received fifty-five votes.

Harold Preston received forty-two votes.

George Turner received twenty-two votes.

John L. Wilson received nine votes.

Carroll B. Graves received one vote.

John B. Allen received seven votes.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigue, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Griffin, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter,

Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Linger-
man, McNicol, Megler, O'Donnell, James Palmer, Rands, Rob-
erts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker,
Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B.
Wilson, J. B. Wilson, York and Mr. Speaker—55.

Those voting for Harold Preston were: Angle, Benn, Brown,
Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery,
Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Jeffries,
Jones, Kinhear, Levy, Lewis, Lyons, McKenney, Moldstad,
Moore, Moultray, Morrill, E. B. Palmer, Parcel, Pogue, Potts,
Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir,
Williams, R. B. Wilson and Mr. President—42.

Those voting for George Turner were: Cameron, Child, Coon-
ey, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J.
T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher,
Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John L. Wilson were: Crow, Delanty, Fergu-
son, Henry, Lindsley, Merrill, Morgan, Roth and S. T. Smith—9.

Mr. Dickson voted for Carroll B. Graves.

Those voting for John B. Allen were: Dix, Dunn, Howard,
Peaslee, Philbrick, Ranck and Witter—7.

No candidate having received a majority of the votes the presi-
dent declared there was no election.

SEVENTH JOINT BALLOT.

Levi Ankeny received fifty-five votes.

Harold Preston received forty-four votes.

John L. Wilson received nine votes.

George Turner received twenty-two votes.

John B. Allen received five votes.

Carroll B. Graves received one vote.

Those voting for Levi Ankeny were: Allis, Baker, Bassett,
Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Crague,
Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletch-
er, Griffin, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter,
Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Linger-
man, McNicol, Megler, O'Donnell, James Palmer, Rands, Rob-
erts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker,
Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B.
Wilson, J. B. Wilson, York and Mr. Speaker—55.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Peaslee, Pogue, Potts, Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and Mr. President—44.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Henry, Lindsley, Merrill, Morgan, Roth and S. T. Smith—9.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John B. Allen were: Dix, Dunn, Philbrick, Ranck and Witter—5.

Mr. Dickson voted for Carroll B. Graves.

No candidate having received a majority of the votes the president declared there was no election.

On motion of Mr. Roth, at 12:35 p. m. the joint session was dissolved.

On motion of Mr. Megler, the House adjourned at 12:30 o'clock p. m. till 10 a. m. tomorrow.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

THIRTEENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Saturday, January 24, 1903, }
 10 o'clock a. m. }

The House met at 10 o'clock a. m., and was called to order by the speaker.

Roll call showed all members present except Messrs. Morrill and Weir, excused.

Rev. A. G. Sawin of Olympia offered prayer.

The minutes of yesterday were read and approved.

RESOLUTIONS.

By Mr. Philbrick:

Resolved, That committees in referring to certain lines in original bills also give number of line in printed bills.

The resolution was adopted.

By Mr. King:

Resolved, By the house of representatives, that the salary of Ed. Smith, as janitor of committee rooms, be fixed at \$3.50 per day.

The resolution was adopted.

Mr. Wells was called to the chair.

REPORTS OF STANDING COMMITTEES.

House bill No. 4: Recommend it pass as amended.

House bill No. 10: Recommend it be indefinitely postponed.

House bill No. 16: Recommend it be indefinitely postponed.

The following bills were indefinitely postponed: House bill No. 10 and House bill No. 16.

REPORTS OF COMMITTEE ON MILEAGE.

MR. SPEAKER:

We, your Committee on Mileage and Contingent Expenses, 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, submit the following statement of miles and mileage and recommend that the same be allowed:

MILEAGE OF HOUSE MEMBERS.

<i>Names.</i>	<i>Postoffices.</i>	<i>Counties,</i>	<i>Miles.</i>	<i>Amount.</i>
Allis, L. G.	Chehalis	Lewis	72	\$ 7 20
Bassett, G. W.	Washtucna	Adams	896	89 60
Benn, E. B.	Aberdeen	Chehalis	120	12 00
Brewer, L. E.	Montesano	Chehalis	110	11 00
Brown, Wesley W.	Black Diamond	King	210	21 00
Butler, E. E.	Anacortes	Skagit	332	33 20
Cameron, J. J.	Harrington	Lincoln	750	75 00
Carle, W. A.	Georgetown	King	148	14 80
Child, Dana	Spokane	Spokane	884	88 40
Clark, W. H.	Vashon	King	180	18 00
Coate, William	Trout Lake	Klickitat	500	50 00
Cole, Irving T.	Seattle	King	148	14 80
Collins, E. S.	Ostrander	Cowlitz	146	14 60
Comstock, Fred W.	Seattle	King	148	14 80
Cooney, Jerry	Springdale	Stevens	980	98 00
Corliss, John H.	Sumner	Pierce	90	9 00
Craigie, N. J.	Everett	Snohomish	214	21 40
Crandall, Seamore A.	Tacoma	Pierce	70	7 00
Delanty, William	Port Townsend	Jefferson	276	27 60

MILEAGE OF HOUSE MEMBERS—CONTINUED.

<i>Names.</i>	<i>Postoffices.</i>	<i>Counties.</i>	<i>Miles.</i>	<i>Amount.</i>
Denton, Edward M.	Waitsburg	Walla Walla	802	80 20
Dickson, G. E.	Ellensburg	Kittitas	318	31 80
Dilling, George W.	Seattle	King	148	14 80
Dix, J. A.	Garfield	Whitman	982	98 20
Dunn, Robert	North Yakima	Yakima	470	47 00
Durham, E. J.	Uniontown	Whitman	1,080	108 00
Easterday, J. H.	Tacoma	Pierce	70	7 00
Eidemiller, Fred	Tacoma	Pierce	70	7 00
Emery, C. S.	Ballard	King	160	16 00
Fitzgerald, J. J.	Spokane	Spokane	884	88 40
Ferguson, Joseph	Arlington	Snohomish	260	26 00
Frostad, K. P.	Utsalady	Island	292	29 20
Fleld, M. E.	Stéhekin	Chelan	698	69 80
Fletcher, William	Tacoma	Pierce	70	7 00
Gleason, Charles S.	Seattle	King	148	14 80
Gray, John	Spokane	Spokane	884	88 40
Griffin, L. N.	Fairhaven	Whatcom	340	34 00
Gunderson, G. B.	Shelton	Mason	40	4 00
Hastings, L. B.	Port Townsend	Jefferson	240	24 00
Haynes, W. F.	Hayod	Douglas	1,198	119 80
Henry, Walker A.	Spokane	Spokane	884	88 40
Howard, J. E.	Davenport	Lincoln	1,000	100 00
Howell, W. L.	Pomeroy	Garfield	1,070	107 00
Hunter, T. A.	Blaine	Whatcom	390	39 00
Jeffries, George W.	Seattle	King	148	14 80
Jones, Reuben W.	Seattle	King	148	14 80
Johnson, J. T.	Republic	Ferry	1,255	125 50
Johnston, H.	Everett	Snohomish	214	21 40
Kees, A. Frank	Walla Walla	Walla Walla	746	74 60
Knoblock, Conrad	Dayton	Columbia	812	81 20
Levy, Lewis	Seattle	King	148	14 80
Lewis, W. H.	Seattle	King	148	14 80
Lindsley, Joseph B.	Spokane	Spokane	884	88 40
Lingerman, Joseph B.	Tacoma	Pierce	70	7 00
Lyons, Joseph	Seattle	King	148	14 80
Mackenzie, Charles L.	Colfax	Whitman	1,038	103 80
McCoy, Pat.	Edison	Skagit	316	31 60
McNicol, N. B.	Tacoma	Pierce	70	7 00
Maloney, Martin J.	Marcus	Stevens	1,082	108 20
Megler, J. G.	Brookfield	Wahklakum	420	42 00
Merrill, Fenton	Lawrence	Whatcom	382	38 20
Moldstad, H. J.	Mount Vernon	Skagit	288	28 80
Morgan, B. H.	Snohomish	Snohomish	224	22 40
Morrill, M. M.	Kent	King	180	18 00
Muse, William T.	Connell	Franklin	630	63 00
Palmer, James	Port Angeles	Clallam	333	33 30
Parcel, A. H.	Vancouver	Clark	264	26 40
Peaslee, G. W. R.	Clarkston	Asotin	1,100	110 00
Philbrick, R. L.	Hoquiam	Chehalis	120	12 00
Pogue, J. S.	Alma	Okanogan	700	70 00
Quinn, P. F.	Spokane	Spokane	884	88 40
Raine, Edgar C.	Bellevue	King	174	17 40
Ranck, Glenn N.	Vancouver	Clark	264	26 40
Reise, A. J.	Spokane	Spokane	884	88 40
Roberts, Samuel W.	Fairfax	Pierce	158	15 80

MILEAGE OF HOUSE MEMBERS—CONTINUED.

<i>Names.</i>	<i>Postoffices.</i>	<i>Counties.</i>	<i>Miles.</i>	<i>Amount.</i>
Roth, Charles I.....	Whatcom.....	Whatcom.....	346	34 60
Stark, W. A.....	Spokane.....	Spokane.....	938	93 80
Stevenson, J. M.....	Cascades.....	Skamania.....	340	34 00
Thacker, William H.....	Friday Harbor.....	San Juan.....	350	35 00
Thompson, W. L.....	Sidney.....	Kitsap.....	182	18 20
Tibbetts, George W.....	Issaquah.....	King.....	232	23 20
Veness, J. A.....	Winlock.....	Lewis.....	100	10 00
Weir, James.....	Seattle.....	King.....	148	14 80
Wells, Samuel A.....	Spokane.....	Spokane.....	884	88 40
White, Mark.....	Lake City.....	Pierce.....	94	9 40
Whitney, Ellsworth C.....	Spokane.....	Spokane.....	884	88 40
Williams, W. R.....	South Bend.....	Pacific.....	296	29 60
Wilson, J. B.....	Walla Walla.....	Walla Walla.....	746	74 60
Wilson, R. B.....	Ellensburg.....	Kittitas.....	318	31 80
Witter, George M.....	Thornton.....	Whitman.....	982	98 20
York, Everett R.....	Tacoma.....	Pierce.....	70	7 00
Zenkner, Austin.....	Centralia.....	Lewis.....	66	6 60
Hare, W. H.....	North Yakima.....	Yakima.....	470	47 00

Respectfully submitted.

G. W. JEFFRIES, Chairman.

We concur in this report: A. F. Kees, M. J. Maloney, W. H. Thacker, W. A. Stark, Ralph L. Philbrick, E. J. Durham.

We further recommend that the claims for extra mileage set opposite the names of the following gentlemen be allowed:

- R. B. Wilson, 200 miles, \$20.00.
- G. E. Dickson, 200 miles, \$20.00.
- E. J. Durham, 150 miles, \$15.00.
- Martin Maloney, 200 miles, \$20.00.
- Dana Child, 200 miles, \$20.00.
- Robert Dunn, 200 miles, \$20.00.
- W. T. Muse, 200 miles, \$20.00.
- Doctor S. W. Roberts, 30 miles, \$3.00.

Respectfully submitted.

G. W. JEFFRIES, Chairman.

The reports were adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., January 24, 1903.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 7, relating to the publication of the Governor's message.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 137, by Mr. McNicol: An act for the protection of life and property against injury and damages resulting from the operation of certain stationary and portable steam engines and boilers by incompetent engineers, and declaring an emergency.

Referred to Committee on Labor and Labor Statistics.

House bill No. 138, by Mr. Megler: An act providing for the payment of a bounty for the killing of the common seal (*phoca vitulina*) and sea lions, and making an appropriation therefor and declaring an emergency.

Referred to Committee on Fish and Fisheries.

House bill No. 139, by Mr. Megler: An act to more particularly define the rights of riparian owners on tidal bays and streams in the State of Washington and to punish persons interfering with such riparian rights.

Referred to Committee on Tide and Tide Lands.

House bill No. 140, by Mr. Johnston: An act to amend section one of an act entitled "An act amending section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements," approved March 16, 1901.

Referred to Committee on Municipal Corporations.

House bill No. 141, by Mr. Johnston: An act to amend section two, Chapter LXXVII, Laws of 1895, entitled "An act relating to county surveyors, defining their powers and regulating their duties."

Referred to Committee on Roads and Bridges.

House bill No. 142, by Mr. Jones: A bill for an act appropriating \$10,000 for the maintenance of free traveling libraries, and to defray the expenses of the Washington State Library Commission.

Referred to Committee on Appropriations.

House bill No. 143, by Mr. Lewis: An act to provide for the apprehension and control of dependent, neglected and delinquent children, under the age of 16 years; to provide for the trial of juvenile delinquents; to regulate the practice for the trial of juvenile delinquents; to provide for the appointment of proba-

tion officers; to prohibit the commitment to jail or police station of a child under 14 years of age; and to repeal acts and parts of acts inconsistent with the provisions of this act and declare an emergency.

Referred to the Committee on Judiciary.

House bill No. 144, by Mr. Lewis: An act to provide for the appointment of probation officers; to prescribe the duties of probation officers; to prescribe the powers of probation officers; to repeal acts or parts of acts inconsistent herewith; to declare an emergency.

Referred to the Committee on Judiciary.

House bill No. 145, by Mr. Lewis: An act providing for an election on the liquor question on petition of 25 per cent of the legal voters; limiting the power of granting licenses in accordance with said election; prescribing penalty for violations; and removal of officers failing to comply with said provisions.

Referred to the Committee on Public Morals.

House bill No. 146, by Mr. Lewis: A bill for an act providing for the calling of grand juries in counties of the first class.

Referred to the Committee on Judiciary.

House bill No. 147, by Mr. Lewis: A bill for an act to prohibit the maintenance of gambling resorts; declaring the same a felony, and prescribing a penalty therefor.

Referred to the Committee on Public Morals.

House bill No. 148, by Mr. Lewis: An act providing for the protection of employes in factories, mills or workshops where machinery is used and providing for the punishment of the violation thereof.

Referred to the Committee on Labor and Labor Statistics.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 22, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 31 entitled "An act to amend section 2, chapter 126, page 244, sesison laws of 1899, authorizing cities and towns, other than cities of the first class, to construct sewers and drains within assessment districts and to levy and collect special assessment and taxes to pay therefor and declaring an emergency, approved March 14, 1899,

and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

1. Strike out the words, in the title, "and declaring an emergency."
 2. Insert in line four of section one of the printed bill, after the figures "1899," the parenthesis and the words "(the same being section 3659 of Pierce's Code)."
 3. Insert in the fifth line of section one of the printed bill, after the word "mayor" the words "and council."
 4. Strike out in the seventh line of section one of the printed bill the word "the" before the word "district" and insert the word "a."
 5. Strike out all of section two.
- And as so amended the bill do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: J. A. Veness, P. F. Quinn, N. J. Craigue, Lewis Levy, S. A. Crandall, E. R. York, Geo. W. Hopp, Joseph B. Lindley.

The bill was read by sections, the amendments recommended by the committee were adopted.

Mr. Roth moved the following amendment:

After the word "purposes" in line 12, add: "Provided, however, that a sum not exceeding twenty per cent of the total cost of such improvement chargeable to the abutting property may be paid out of the current expense fund if so ordered by five or more votes of the city council."

Pending action on the amendment House bill No. 31 was re-committed to the Committee on Municipal Corporations.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 23, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 27, entitled "An act amending section 7103 of Ballinger's Annotated Codes and Statutes of Washington, defining robbery and fixing the punishment therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed with the following amendments:

Strike out the title and substitute in lieu thereof the following: "An act to amend section 66 of an act entitled 'An act relative to crimes and punishments and proceedings in criminal cases,' approved December 1st, 1881," and defining robbery and fixing the punishment therefor.

2. Strike out the first and second lines to and including the fig-

ures "7103" in the second line of the first section of the printed bill, and substitute in lieu thereof the following: "Section 1. That section 66 of an act entitled 'An act relative to crimes and punishments and proceedings in criminal cases,' approved December 1st, 1881 (The same being section 7103 of Ballinger's code and section 1610 of Pierce's code), be and the same is hereby amended to read as follows:"

3. Strike out the word "with" after the word "punished" in the fifth line of section one of the printed bill and substitute the word "by" in lieu thereof.

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, James T. Johnson, P. F. Quinn, C. S. Gleason, S. A. Wells, W. L. Thompson, E. R. York, J. B. Lindsley, L. H. Brewer, S. A. Crandall, Irving T. Cole, Herchmer Johnston, Chas. D. King.

The bill was read by sections, the amendments recommended by the committee adopted and House bill No. 27 passed to third reading, and was sent to Engrossing Committee.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 22, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 12, entitled "An act amending sections 4585 and 4586 of Ballinger's Annotated Codes and Statutes of Washington relating to conditional sales and leases of personal property," have had the same under consideration, and respectfully report the same back to the House with the recommendation that it be passed with the following amendments:

1. Strike out the title and substitute in lieu thereof the following: "An act to amend sections one and two of an act entitled 'An act in relation to conditional sales and leases of personal property,' approved March 10, 1893."

2. Strike out the following words and figures in lines one and two of the printed bill, section one: "Section 585 of Ballinger's Annotated Codes and Statutes of Washington is hereby amended as to read as follows: Section 4585" and insert in lieu thereof the following: "That section one of an act entitled 'An act in relation to conditional sales and leases of personal property,' approved March 10, 1893 (the same being section 4585 of Ballinger's code and section 6547 of Pierce's code) be and the same is hereby amended so as to read as follows:

3. Strike out the word "and" in the fourth line of section one of the printed bill and substitute "a" in lieu thereof.

4. Strike out the "," in the fifth line of section one of the printed bill after the word "incumbrances" in the fourth and fifth lines of sec-

tion one and add the following words after the word "encumbrances," "and subsequent creditors."

5. Strike out the word "upon" in the fifth line of section one of the printed bill and substitute "after."

6. Strike out the following words and figures in lines one and two of section two of the printed bill: "Section 4586 of Ballinger's Annotated Codes and Statutes of Washington is hereby amended so as to read as follows: 'Section 4586,' and substitute the following: 'That section two of an act entitled "An act in relation to conditional sales and leases of personal property" approved March 10, 1893 (the same being section 4586 of Ballinger's code and section 6548 of Pierce's code),' be and the same is hereby amended to read as follows:"

7. Strike out the word "therefor" after the word "number" in the fifth line of section two; of the printed bill, and substitute the word "thereof."

8. Strike out the word "fifteen" after the words "sum of" in line 11 of section two of the printed bill, and substitute the word "twenty-five"

9. After the word "manner" in the 14th line of section two of the printed bill insert the following words "and upon payment of the same fees."

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, James T. Johnson, P. F. Quinn, C. S. Gleason, S. A. Wells, W. L. Thompson, E. R. York, J. B. Lindsley, S. A. Crandall, Herchmer Johnston, Irving T. Cole, Chas. D. King.

The bill was read by sections, the amendments recommended by the committee were adopted and House bill No. 12 passed to third reading, and was sent to Engrossing Committee.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., January 23, 1903.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 4, entitled "An act to create a State Board of Accountancy, and prescribe its duties and powers; to provide for the examination of, and issuance of certificates to qualified applicants, with the designation of 'Certified Public Accountant,' and to provide the penalty for violation of the provisions thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

Insert in the 23rd line of section two of the printed bill and line two of subdivision seven of section two in the original bill, after the word "in," and before the word "section," the word "sub," and after

the word "three," and before the word "who," the words "of this section," and as so amended the bill do pass.

N. B. McNICOL, Chairman.

We concur in this report: E. J. Durham, R. W. Jones, W. F. Haynes, John Gray, L. G. Allis.

Mr. York moved to strike out section five. Motion carried.

Mr. Lindsley offered the following amendment:

Amend section three of bill No. 4 by striking out of line three of section three the words "twenty-five" and inserting in lieu thereof the words "twenty-one;" also striking from line eight of section three the words "or expert of accounts."

The amendment was adopted.

Mr. Quinn moved that the enacting clause be stricken out.

The amendment was lost.

The amendments recommended by the committee were adopted and House bill No. 4 was re-committed to the Committee on Privileges and Elections.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 22, 1903.

MR. SPEAKER:

We, your Committee on Memorials, to whom was referred Senate Joint Memorial No. 1, asking the President of the United States not to include in the "Forest Reserve" certain lands herein described in the counties of Skagit and Whatcom, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

RALPH L. PHILBRICK, Chairman.

We concur in this report: C. Knobloch, W. R. Williams, J. Lyons, J. H. Easterday, E. C. Raine, C. L. Mackenzie.

Senate joint memorial No. 1 was passed to third reading.

Mr. Quinn moved that the rules be suspended and the second reading be considered the third and the bill placed on final passage.

The motion prevailed.

Senate joint memorial No. 1 passed the House by the following vote: Ayes 77, nays 4, absent or not voting 13.

Those voting aye were: Messrs. Allis, Bassett, Benn, Brewer, Carle, Child, Clark, Coate, Comstock, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn,

Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Frøstad, Field, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyonis, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Rajne, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—77.

Those voting nay were: Messrs. Cameron, Mackenzie, Maloney, Muse—4.

Those absent or not voting were: Messrs. Brown, Butler, Cole, Collins, Emery, Fletcher, Gleason, Howard, Johnston (H.), Morrill, Stevenson, Thompson, Whitney—13.

JOINT SESSION.

At 12 o'clock noon the joint session was called to order by the president of the Senate. The joint rolls were called, all members being present except Senator Van de Vanter and Representative Morrill. The journal of the joint session was read and approved. The roll was called on the eighth joint ballot and resulted as follows:

EIGHTH JOINT BALLOT.

Levi Ankeny received fifty-four votes.

Harold Preston received forty-two votes.

George Turner received twenty-two votes.

John L. Wilson received nine votes.

John B. Allen received six votes.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigue, Crandall, Davis, Denton, Durham, Easterday, Eidemiller, Fletcher, Griffin, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, Knoblock, LeCrone, Lingerman, McNicol, Megler, O'Donnell, James Palmer, Rands, Roberts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B. Wilson, J. B. Wilson, York and Mr. Speaker—54.

Those voting for Harold Preston were: Angle, Benn, Brown,

Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gleason, Gunderson, Hammer, Hemrich, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Moldstad, Moore, Moultray, E. B. Palmer, Parcel, Peaslee, Pogue, Potts, Raine, Sharp, Tibbetts, Tucker, Warburton, Weir, Williams, R. B. Wilson and Mr. President—42.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Henry, Lindsley, Merrill, Morgan, Roth and S. T. Smith—9.

Those voting for John B. Allen were: Dickson, Dix, Dunn, Philbrick, Ranck and Witter—6.

Mr. King paired with Mr. Morrill.

Absent or not voting: Senator Van de Vanter.

No candidate having received a majority of the votes the president declared there was no election.

On motion of Mr. Dilling, at 12:20 o'clock the joint session was dissolved.

On motion of Mr. Lyons the House adjourned at 12:15 o'clock p. m. till 11:50 o'clock Monday morning.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTEENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, January 26, 1903, }
11:50 o'clock a. m.

The House met at 11:50 o'clock a. m., and was called to order by the speaker.

Roll call showed all members present except Messrs. Carle, Gleason, J. T. Johnson, Morgan and Roth.

Mr. Gleason was excused.

The minutes of Saturday were read and approved.

PETITIONS.

By Mr. H. Johnston: A petition asking amendment to section 5795, chapter 462, Revised Statutes and Codes of Washington 1896, relating to civil actions in justice courts, etc., was referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

House bill No. 6: Recommend it pass as amended.

JOINT SESSION.

At 12 o'clock noon the joint session was called to order by the president of the Senate.

The Senate roll was called, all members being present.

The House roll was called, all members being present except Messrs. Gleason, J. T. Johnson, Morgan and Roth.

The journal of the joint session of Saturday was read and was approved.

The joint roll was called on the ninth joint ballot for United States Senator and resulted as follows:

NINTH JOINT BALLOT.

Levi Ankeny received fifty-two votes.

Harold Preston received forty-three votes.

John L. Wilson received seven votes.

George Turner received twenty-one votes.

John B. Allen received six votes.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Crandall, Davis, Denton, Durham, Eidemiller, Fletcher, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, Megler, O'Donnell, James Palmer, Rands, Roberts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B. Wilson, J. B. Wilson, York and Mr. Speaker—52.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery,

Field, Frostad, Gunderson, Hammer, Hemrich, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Peaslee, Pogue, Potts, Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—43.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Henry, Lindsley, Merrill, S. T. Smith—7.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—21.

Those voting for John B. Allen were: Dickson, Dix, Dunn, Philbrick, Ranck, Witter—6.

Absent or not voting: Representative J. T. Johnson.

Mr. Craigie paired with Mr. Morgan.

Mr. Easterday paired with Mr. Gleason.

Mr. Griffin paired with Mr. Roth.

No candidate having received a majority of all votes cast, the president declared there was no election.

On motion of Senator Hamilton, the joint House dissolved.

On motion of Mr. Field the House at 12:15 o'clock p. m. took a recess till 2 o'clock p. m.

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, January 26, 1903,
2 o'clock p. m. }

The House met at 2 o'clock p. m., and was called to order by the speaker.

Roll call showed all members present except Messrs. Cameron, Carle, Gleason and Morgan.

Mr. Gleason was excused.

Mr. Megler was called to the chair.

REPORTS OF STANDING COMMITTEES.

The majority and minority reports of the Committee on Privileges and Elections, in the matter of the election contest of Ehrlich vs. McCoy, et al., together with the minutes of the committee proceedings, were presented.

It was moved by Mr. Cole, that the hour of 2:30 p. m., on Tuesday, the 27th inst., be fixed as the time for taking up the contested election case of Ehrlich v. McCoy, et al., and for considering the majority and minority reports of the members of the Committee on Privileges and Elections and for hearing arguments in connection therewith.

The motion was adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., January 26, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 30 entitled "An act making a deficiency appropriation for the State Agricultural College."

Also Senate bill No. 57, making an appropriation for the relief of the Olympia Light & Power Company.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., January 26, 1903.

MR. SPEAKER:

The Senate has passed Senate memorial No. 3, relating to the omnibus statehood bill.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

FIRST READING OF SENATE BILLS.

The following Senate bills were read the first time by title and referred to the committees indicated:

Senate bill No. 30, An act making a deficiency appropriation for the State Agricultural College.

Referred to the Committee on Appropriations.

Senate bill No. 57, making an appropriation for the relief of the Olympia Light and Power Co.

Referred to the Committee on Claims and Auditing.

Senate memorial No. 3, relating to omnibus statehood bill.

Referred to the Committee on Memorials.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 149, by Mr. Field: An act providing for the construction of a bridge across the Columbia river at or near the town of Wenatchee and appropriating money therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 150, by Mr. Field: An act for the relief of Dora L. Tibbits and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 151, by Mr. Levy: A bill for an act regulating the publication of telephone directories by telephone companies, and providing penalties for failure thereof.

Referred to the Committee on Municipal Corporations.

House bill No. 152, by Mr. Easterday: An act to establish a state banking board, to define and designate state banks and to regulate said state banks, whether commercial or savings; to provide for a Secretary of the State Banking Board, and State Bank examiners and define their duties and provide for their compensation; to require corporations, partnerships, firms and individuals transacting a banking business to make reports and statements under oath to the State Banking Board and publish the same, of all their resources and liabilities; to provide for the examination of all the affairs of all state banks; to fix a minimum capital; to provide for the issuing of charters by the banking board; to provide for the appointment of receivers; to make it unlawful for insolvent state banks to receive deposits, and to provide for penalty; to fix the liability of stockholders in banking corporations in this state and providing for enforcement of such liability; to provide penalty for banks and bank officers, directors, clerks or employes, making false statements, entries and representations and falsifying books of such banks; to make it unlawful for officers, directors or employes to borrow the funds of the bank, except under certain conditions and to provide a penalty; to provide a penalty for failure of banks to make reports and statements required, and to repeal other acts and parts of acts inconsistent with this act.

Referred to the Committee on Banks and Banking.

House bill No. 153, by Mr. Hare: An act appropriating money for the reimbursement of Yakima county for moneys erroneously paid into the state treasury by said county.

Referred to the Committee on Appropriations.

House bill No. 154, by Mr. Knoblock: A bill for an act to define and regulate the practice of Optometry, and for the creation of a Board of Examiners in Optometry.

Referred to the Committee on Miscellaneous.

House bill No. 155, by Mr. York: A bill to provide for registering and confirming titles to land.

Referred to the Committee on Judiciary.

House bill No. 156, by Mr. Lindsley: An act prescribing the penalty for the theft of, or stealing a bicycle.

Referred to the Committee on Judiciary.

House bill No. 157, by Mr. Craigie: An act to amend section 11 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the State's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 11, 1897.

Referred to the Committee on State School and Granted Lands.

House bill No. 158, by Mr. Tibbetts: An act providing for the repair and improvement of the old wagon road through Snoqualmie Pass from North Bend, King county, to Easton, Kittitas county, Washington, and appropriating funds therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 159, by Mr. Zenkner: An act to amend section 1406 of Ballinger's Annotated Codes and Statutes of Washington, relating to transmitting election returns from election precincts to the county auditor.

Referred to the Committee on Privileges and Elections.

House bill No. 160, by Mr. Fletcher: An act amending section 29 of "An act amending an act entitled 'An act to provide for the

assessment and collection of taxes in the State of Washington,' approved March 15, 1899, and amending sections 58, 83 and 104 of 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897," and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

THIRD READING OF BILLS.

House bill No. 21, An act relating to the selling, leasing or making contracts concerning its real estate, or granting or renewing franchises or special privileges, etc.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Ayes 84, nays 6, absent or not voting 4.

Those voting aye were: Messrs. Allis, Bassett, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnson (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—84.

Those voting nay were: Messrs. Dilling, Griffin, Hastings, Reise, Tibbetts, Wilson (J. B.)—6.

Those absent or not voting were: Messrs. Cameron, Carle, Gleason, Morgan,—4.

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

House bill No. 12, An act to amend sections one and two of an act entitled "An act in relation to conditional sales and leases of personal property," approved March 10, 1893.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Ayes 89, nays 0, absent or not voting 5.

Those voting aye were: Messrs. Allis, Bassett, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—89.

Those absent or not voting were: Messrs. Cameron, Carle, Gleason, Morgan—5.

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

On motion of Mr. Kees, House bill No. 27 was returned to second reading.

RESOLUTIONS.

By Mr. Hastings:

Resolved, That George W. Case and W. W. Swing, assistant sergeants-at-arms, be allowed one day's pay each for services rendered under direction of the sergeant-at-arms during the 12th day of January, the first day of this session.

The resolution was adopted.

SECOND READING OF BILLS.

On motion of Mr. Lewis the House returned to second reading of bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 22, 1903.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House bill No. 6 entitled "An act relating to the tide lands of Aberdeen, and providing for the platting, appraisalment and sale thereof, and setting aside the Harbor Line Commissioner's map of Aberdeen heretofore filed, and providing for the re-establishment of the harbor line there-

in, and making an appropriation for such purpose," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

1. Amend the title as follows: In the second line of the printed and original bill, after the word "and," insert the words "reserving a highway therein and declaring void," and strike out the words "setting aside;" in the third line of the printed bill and the fourth line of the original bill, strike out the prefix "re" in "re-establish," and insert after the word "re-establish" the words "and leasing;" and add to the title the words "and declaring an emergency."

2. Amend section one as follows: In line three of the printed and original bill, strike out the words "Annulled and set aside," and insert the words "declared null and void" in lieu thereof; in line five of the printed bill and line six of the original bill, strike out the prefixes "re" in "re-locate" and "re-establish," and the word "the" after the word "establish."

3. Amend section three as follows: In line seven of the printed bill and line nine of the original bill, insert the words "directed to be" after the word "hereby."

4. Amend section four as follows: In line five of the printed bill and line seven of the original bill, strike out the words and figures "January 1st, 1903," and substitute therefor the words and figures "March 26th, 1890;" in the twenty-third line of the printed bill and twenty-ninth line of the original bill, add the words "wherever there is no tide land between the harbor area and the upland the owner of such upland shall have a like preference right to lease the abutting harbor area."

5. Amend section five as follows: Strike out all of the first sentence ending with the word "granted" in the fifth line of the printed bill and the sixth line of the original bill; and in the sixth line of the printed bill and the eighth line of the original bill strike out the word "Fairfield," and insert in lieu thereof the word "Morrison," and after the word "easterly" add the words "a distance of forty-five chains," and strike the word "two" in said line; and in line seven of the printed bill and line nine of the original bill, strike out the words "the mouth of Elliott's slough;" and in the seventh line of the printed bill and the ninth line of the original bill after the word "highway," strike out the balance of said section five.

6. Amend section six as follows: In the third line of the printed bill and fourth line of the original bill, strike out the word "hereunder," and substitute the word "hereto;" and in line five of the printed bill and line six of the original bill, insert the word "to" between the words "and" and "all;" and strike all of said section after the word "proceedings," and insert the words "except as herein otherwise expressly provided."

7. Amend section seven as follows: In line one of the printed and original bill, strike out the words "tide lands" and substitute therefor the words "harbor area."

8. Amend section nine as follows: Strike out the brackets inclosing the words and figures "Sec. 9," and all of section nine down to and including the word "therefor" in the fourth line of the printed bill and the fifth line of the original bill.

And that it do pass as amended.

GEO. W. DILLING, Chairman.

We concur in this report: Herchmer Johnston, E. B. Benn, S. A. Crandall, J. J. Fitzgerald.

The bill was read by sections, the amendments recommended by the committee adopted and House bill No. 6 was passed to third reading and sent to the Committee on Engrossed Bills.

House bill No. 27, An act to amend section 66 of an act entitled "An act relative to crimes and punishments and proceedings in criminal cases," approved December 1, 1881, "and defining robbery and fixing the punishment therefor," was read second time.

Mr. Kees moved the following amendment:

In sixth line of House bill No. 27, strike out "more than twenty years nor;" also strike out word "five" and insert in lieu thereof the word "twelve."

The amendment was lost.

Mr. Lewis moved that the rules be suspended and that the second reading be considered the third, and the bill placed on final passage.

The motion was adopted.

The bill as engrossed was placed on final passage, and passed by the following vote: Ayes 87, nays 2, absent or not voting 5.

Those voting aye were: Messrs. Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Denalty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frøstad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness,

Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—87.

Those voting nay were: Messrs. Hunter, Merrill—2.

Those absent or not voting were: Messrs. Carle, Gleason, Jeffries, Morgan, Morrill—5.

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

RESOLUTIONS.

By Mr. King:

Resolved, That all announcements of committee meetings be reduced to writing by the chairman of committees, giving the time and place of meetings, and that the announcements be given to the janitor of the committee rooms upon adjournment, so that he may know what rooms to have in readiness.

The resolution was adopted:

By Mr. Philbrick:

That the chief clerk be instructed to prepare typewritten lists of committees, place and night of meeting, and have same posted in conspicuous places in the House.

The resolution was adopted.

On motion of Mr. Hastings, the House adjourned at 3:40 o'clock p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

SIXTEENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, January 27, 1903, }
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Gleason, Palmer and Roth.

Rev. J. W. Satterthwaite of Olympia offered prayer.

The minutes of yesterday were read and approved.

RESOLUTIONS.

By Mr. Field:

Resolved, That Fred Ripley, assistant chief clerk, and L. O. Meigs, index clerk, be allowed one day's pay each for services rendered under direction of the chief clerk January 12th, first day of this session.

Referred to the Committee on Claims and Auditing.

REPORTS OF STANDING COMMITTEES.

House bill No. 98: Recommend it pass.

House bill No. 39: Recommend it pass as amended.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 161, by Mr. Jones: An act relating to the election of school directors in cities of ten thousand inhabitants and over, and amending sections 2346 and 2347, in Article III, of Chapter III, of Title XV, of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Education.

House bill No. 162, by Mr. Hopp: An act for the payment of a license fee by the owners of palace, chair, drawing-room, and sleeping car companies, and providing for penalties.

Referred to the Committee on Revenue and Taxation.

House bill No. 163, by Messrs. Johnston and Craigie: An act to amend section 130 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations and declaring an emergency," approved March 27, 1890, and being section 948 of Ballinger's Code and section 3500 of Pierce's Code of the State of Washington.

Referred to the Committee on Municipal Corporations.

House bill No. 164, by Messrs. Johnston and Craigie: An act to amend section 166 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations and declaring an emergency," approved

March 27, 1890, and being section 1019 of Ballinger's Code of Washington and section 3533 of Pierce's Code of Washington.

Referred to the Committee on Judiciary.

House bill No. 165, by Mr. Henry: An act for the protection of occupants of land, who have in good faith made permanent improvements thereon.

Referred to the Committee on Judiciary.

House bill No. 166, by Mr. Comstock: An act in relation to the manufacture of, and sale of baking powders, sugars, syrups, vinegars, lard, spirituous and malt liquors, to prevent fraud and to preserve the public health; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law, and fixing a penalty for the violation thereof; making an appropriation, and repealing an act entitled "An act to provide against the adulteration of food, and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for the violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food,' approved March 13, 1899," which act hereby repealed was approved March 16, 1901.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 167, by Mr. Morgan: An act fixing the time from which the term of the sentence of persons convicted of felony shall commence to run, and repealing all acts and parts of acts in conflict herewith.

Referred to the Committee on Judiciary.

House bill No. 168, by Mr. Dix: An act prohibiting the importation of horses, cattle and swine unless accompanied by certificate of health and permit from some official veterinarian, excepting animals intended for exhibiting, providing for its enforcement and fixing a penalty for its violation.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 169, by Mr. Palmer: An act providing the manner of and granting power to Boards of County Commissioners to sell lots and parcels of real estate acquired by delinquent

tax judgment sales; repealing section 29, chapter 141, relating to revenue and taxation, of the Session Laws of 1899, approved March 15, 1899; defining as to what property this act applies and providing form of deed.

Referred to the Committee on Judiciary.

House bill No. 170, by Mr. Raine: An act prohibiting the sale of intoxicating liquors within prescribed limits of any normal school, agricultural college, reform school or any other school under state patronage, and prescribing penalties for its violation.

Referred to the Committee on Public Morals.

House bill No. 171, by Mr. Hunter: An act to establish and maintain a fish hatchery on Pool Creek or some tributary of the Frazer River in British Columbia.

Referred to the Committee on Fisheries.

House bill No. 172, by Mr. Hunter: An act making a deficiency appropriation for salaries for deputy fish commissioners.

Referred to the Committee on Appropriations.

House bill No. 173, by Mr. Hunter: An act making deficiency appropriation for office rent for the State Fish Commissioner.

Referred to the Committee on Appropriations.

House bill No. 174, by Mr. Hunter: An act to establish and maintain a fish hatchery on Dakota Creek in Whatcom county, Washington.

Referred to the Committee on Appropriations.

At 10:25 a. m. the House took a recess.

At 10:40 a. m. the House was called to order.

REPORTS OF STANDING COMMITTEES.

House bill No. 57: Recommend it be indefinitely postponed.

House bill No. 66: Recommend it pass.

House bill No. 50: Recommend it be indefinitely postponed.

House bill No. 83: Referred to the Committee on Roads and Bridges.

• House bill No. 91: Referred to the Committee on Claims and Auditing.

Senate bill No. 13: Recommend it pass.

Senate bill No. 30: Recommend it pass.

House bills Nos. 50 and 57 were indefinitely postponed.

SECOND READING OF SENATE BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 26, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred Senate bill No. 30 entitled "An act making a deficiency appropriation for the state agricultural college of science for the fiscal period ending March 31, 1903," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

FENTON MERRILL, Chairman.

We concur in this report: Jos. Ferguson, E. M. Denton, E. J. Durham, Chas. D. King, E. C. Raine, J. B. Lingerman, G. W. Bassett, J. M. Stevenson, E. C. Whitney, J. G. Megler, William H Lewis, M J. Maloney, G. E. Dickson, J. A. Veness.

The bill was read by sections, and Senate bill No. 30 was passed to third reading.

On motion of Mr. Megler the rules were suspended, the second reading was considered the third, and the bill was placed on final passage, and passed the House by the following vote: Ayes, 87; nays, 0; absent or not voting, 7.

Those voting yea were: Messrs. Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—87.

Absent or not voting were: Messrs. Comstock, Corliss, Gleason, Johnson (J. T.), Levy, Roth and Thompson—7.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 26, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred Senate bill No. 13 entitled "An act for the appropriation of money to defray the expenses of the grain inspection department and declaring an emergency therefor." have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

FENTON MERRILL, Chairman.

We concur in this report: Jos. Ferguson, E. M. Denton, E. J. Durham, Chas. D. King, Edgar C. Raine, J. B. Lingerman, Geo. Bassett, J. M. Stevenson, E. C. Whitney, J. G. Megler, William H. Lewis, M. J. Maloney, G. E. Dickson, J. A. Veness.

The bill was read by sections, and Senate bill No. 13 was passed to third reading.

On motion of Mr. Lewis the rules were suspended, the second reading was considered the third, the bill was placed on final passage, and passed the House by the following vote: Ayes, 80; nays, 6; absent or not voting, 8.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dixon, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnston (H), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—80.

Those voting nay were: Cameron, Child, Howell, Mackenzie, Muse and Reise—6.

Absent or not voting were: Comstock, Gleason, Johnson (J. T.), Levy, Philbrick, Thompson, Williams and Zenkner—8.

The emergency clause was passed by the following vote: Ayes, 74; nays, 12; absent or not voting, 8.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling,

Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Field, Fletcher, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Percel, Peaslee, Pogue, Quinn, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, White, Whitney, Wilson (R. B.), Witter, York, Zenkner and Mr. President—74.

Those voting nay were: Comstock, Easterday, Howell, Mackenzie, Muse, Philbrick, Raine, Ranck, Reise, Roth, Wells, Williams and Wilson (J. B.)—12.

Absent or not voting were: Comstock, Frostad, Gleason, Griffin, Johnson (J. T.), Johnston (H.), Lindsley and Thompson—8.

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

Mr. Megler moved that the rules be further suspended and Senate bills No. 30 and No. 13 be transmitted immediately to the Senate.

The motion was adopted.

THIRD READING OF BILLS.

House bill No. 6, relating to the tide lands of Aberdeen, and providing for the platting, appraisement and sale thereof.

Mr. York moved that the bill be recommitted to the Committee on Judiciary.

The motion was adopted.

JOINT SESSION.

At twelve o'clock noon the Joint Session was called to order by the president of the Senate. The Senate roll was called, all members being present except Senator O'Donnell. The House roll was called, all members being present except Mr. Gleason.

The journal of the joint session of yesterday was read and approved.

The joint roll was called on the tenth joint ballot for United States Senator and resulted as follows:

TENTH JOINT BALLOT.

Levi Ankeny received fifty-three votes.

Harold Preston received forty-two votes.

John L. Wilson received nine votes.

George Turner received twenty-two votes.

John B. Allen received six votes.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Crague, Crandall, Davis, Denton, Durham, Eidemiller, Fletcher, Griffin, Hailey, Hamilton, Hastings, Haynes, Höpp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, Megler, James Palmer, Rands, Roberts, Ruth, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Venes, Wells, Welsh, Welty, White, Whitney, G. B. Wilson, J. B. Wilson, York and Mr. Speaker—53.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gunderson, Hammer, Hemrich, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Peaslee, Pogue, Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson and the President of the Senate—42.

Those voting for John L. Wilson were: Crow, Delanty, Ferguson, Henry, Lindsley, Merrill, Morgan, Roth and S. T. Smith—9.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman and Zenkner—22.

Those voting for John B. Allen were: Dickson, Dix, Dunn, Philbrick, Ranck, Witter—6.

Mr. Easterday paired with Mr. Gleason. Senator Potts paired with Senator O'Donnell.

No candidate having received a majority of all votes cast, the president declared there was no election.

On motion of Senator Clapp, the joint session dissolved.

On motion of Mr. Gray the House took a recess at 12:15 p. m. till 2 p. m.

AFTERNOON SESSION.

The House was called to order at 2 p. m. by the speaker.

Roll call showed all present except Messrs. Comstock, Gleason, Merrill, Philbrick, Roth, Veness, and Weir.

Messrs. Veness and Weir were excused.

ORDERS OF THE DAY.

In the matter of the contest case of Ehrlich vs. McCoy et al., Mr. Wells moved that the special order be continued until 2:30 p. m. tomorrow.

The motion was adopted.

REPORTS OF STANDING COMMITTEES.

House bill No. 53. Majority report recommending it pass; minority report recommending that it be indefinitely postponed.

The minority report was lost, and House bill No. 53 was passed to second reading.

On motion of Mr. Lyons the House adjourned at 3 o'clock p. m. till 11 o'clock a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

SEVENTEENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, January 28, 1903,
11 o'clock a. m. }

The House was called to order at 11 o'clock a. m. by the speaker. Roll call showed all members present except Messrs. Gleason and R. B. Wilson.

Rev. J. W. Satterthwaite, of Olympia, offered prayer.

The minutes of yesterday were read and approved.

Mr. Jones was called to the chair.

Mr. Philbrick presented a petition from citizens of Queets and Clearwater valleys, relating to the northern boundary of Chehalis county.

The petition was referred to the Committee on Counties and County Boundaries.

RESOLUTIONS.

By Mr. Ranck: House concurrent resolution No. 8:

WHEREAS, January 29th is the anniversary of the birth of our late President William McKinley, whose memory this nation holds in exalted respect, and

WHEREAS, Our honored President was accustomed to wear on his coat lapel a red carnation, it being his favorite flower, and

WHEREAS, In his honor and out of respect to his preference, his birthday, the 29th of January, is now in many places observed and called Carnation Day. Therefore, be it

Resolved, by the House, the Senate concurring, That out of respect to the memory of our late President William McKinley, the members of this legislature be requested to wear a red carnation on the lapel of their coat on Thursday, January 29th, 1903.

The resolution was adopted, and by unanimous consent was ordered immediately transmitted to the Senate.

The following resolution was introduced by Mr. Megler:

Resolved, That the Committee on Procuring Rooms for House Committees be authorized to arrange with persons in charge of committee rooms to furnish heat for the rooms during their occupancy by committees.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

- House bill No. 100: Recommend it pass as amended.
- House bill No. 92: Recommend it pass as amended.
- House bill No. 52: Recommend it be indefinitely postponed.
- Senate bill No. 9: Recommend it pass as amended.
- Senate bill No. 36: Recommend it pass as amended.
- House bill No. 110: Recommend it pass as amended.
- House bill No. 113: Recommend it pass.

REPORT OF SPECIAL COMMITTEE.

The report of the Washington commission for the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair was presented.

The report was referred to the Committee on Appropriations.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., January 28, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 12, entitled: "An act to amend sections one and two of an act entitled "An act in relation to conditional sales," etc., with the following amendments:

Section one, line six original bill, strike the words "so as."

Same section, line 12; change "encumbrances" to "encumbrancers."

Also House bill No. 27, An act to amend section 66 relative to crimes, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., January 28, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 8 entitled, "An act providing that graduates of the law school of the University of Washington shall be admitted to practice law in all the courts of this state without examination."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 175, by Mr. Lyons: A bill for an act amending sections 3 and 6 of an act entitled "An act relating to justices of the peace and constables in cities of the first class, and fixing their number and salaries, and providing for making one of the justices elected in such cities a police justice, and defining his duties, jurisdiction and powers," approved March 13, 1899, being Chapter LXXXV of Session Laws of 1899.

Referred to the Committee on Municipal Corporations.

House bill No. 176, by Mr. Johnson: An act to divide the judicial district composed of the counties of Lincoln, Adams, Douglas, Okanogan, Ferry and Chelan, to define said districts, to provide Superior Judges for said districts; and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 177, by Mr. Tibbetts: An act providing for the

protection of orphan, homeless 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 repealing an act approved February 14, 1889, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 178, by Mr. Field: An act to amend section 6 of an act entitled "An act establishing a State Geological Survey, defining its duties and repealing an act entitled 'An act to create a Mining Bureau, and to define its powers and duties, and declaring an emergency,' being sections 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182 and 183 of Ballinger's Annotated Codes and Statutes of Washington, approved February 25, 1890; also repealing an act entitled "An act to create the office of State Geologist, prescribing his duties and compensation, making an appropriation for the same, and declaring an emergency,' being sections 3145, 3146, 3147, 3148, 3149 and 3150 of Ballinger's Annotated Codes and Statutes of Washington, approved February 28, 1890," approved March 18, 1901."

Referred to the Committee on Mines and Mining.

House bill No. 179, by Mr. Dilling: An act relieving cities and towns from liability for death or damages to person or property upon streets, alleys or other public places which have not been improved and opened to public travel.

Referred to the Committee on Municipal Corporations.

House bill No. 180, by Mr. White: An act compelling railroads to fence their rights-of-way, and to protect the owners of stock injured by moving railway trains, declaring the law of negligence with regard to stock injured by railway trains.

Referred to the Committee on Agriculture.

House bill No. 181, by Mr. Mackenzie: An act providing for the prosecution of the suit brought by the State of Washington against the Northern Securities Company and others, and providing an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 182, by Mr. Mackenzie: An act amending an act entitled "An act to fix the time for holding the annual election for road supervisors," approved March 6, 1899, by amending sections 1 and 2 of Chapter XXVIII, Session Laws of 1899.

Referred to the Committee on Roads and Bridges.

House bill No. 183, by Mr. Raine: An act to amend section 231 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of the volumes of decisions of the Supreme Court of the State of Washington.

Referred to the Committee on Judiciary.

House bill No. 184, by Mr. Raine: An act to amend section 117 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of Session Laws of the Legislature of Washington.

Referred to the Committee on Judiciary.

House bill No. 185, by Mr. Parcel: An act providing for the collection of personal property taxes by the county sheriff after delinquency.

Referred to the Committee on Revenue and Taxation.

House bill No. 186, by Mr. Parcel: An act amending sections 2933 and 2934 of Ballinger's Annotated Codes and Statutes of Washington (the same being sections 5713 and 5714 of Pierce's Code), providing for licensing the sale of intoxicating liquors.

Referred to the Committee on Public Morals.

House bill No. 187, by Mr. Jones: An act to provide for the selection of candidates for election by popular vote, and relating to elections.

Referred to the Committee on Privileges and Elections.

House bill No. 188, by Mr. Jeffries: An act to amend certain sections of an act entitled "An act to enable cities of the first class 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, and declaring an emergency," approved March 9, 1893, and declaring an emergency.

Referred to the Committee on Municipal Corporations.

FIRST READING OF SENATE BILLS.

Senate bill No. 8, by Senator Palmer: An act providing that graduates of the Law School of the University of Washington shall be admitted to practice law in all the courts of this state without examination.

Referred to the Committee on Judiciary.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 66 entitled, "An act to punish unlawful and malicious injury to, or destruction of personal property, and providing a penalty therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed.

We concur in this report: J. H. EASTERDAY, Chairman.
P. F. Quinn, Herchmer Johnston, S. A. Wells, Chas. D. King, E. R. York, S. A. Crandall, Irving T. Cote, Joseph B. Lindsley.

The bill was read by sections, and House bill No. 66 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 53 entitled, "An act amending an Act to provide for the assessment and collection of taxes in the State of Washington, approved March 15th, 1897, by amending section 94 of chapter LXXXI, session laws 1897, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed.

J. H. EASTERDAY, Chairman.

We concur in this report: James T. Johnson, Chas. D. King, S. A. Crandall, P. F. Quinn, S. A. Wells.

The bill was read by sections. Mr. Mackenzie offered the following amendment:

Amend section one by striking out in third line of printed bill and in the third and fourth lines of original bill, the words "any day after the expiration of," and adding the word "after" following the word "months" in fourth line of original bill.

The amendment was lost.

Mr. Comstock moved that the bill be indefinitely postponed.

The motion was lost.

Mr. Lewis moved that the bill be referred to the Committee on Revenue and Taxation.

The motion was lost.

Mr. Roth moved that the comma after the word "months" in the third line of section 1 of said act be stricken out, and that the word "after" be added after said word "months" in said line.

The amendment was adopted.

House bill No. 53 was passed to the third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 26, 1903.

MR. SPEAKER:

We, your Committee on Commerce and Manufactures, to whom was referred House bill No. 39 entitled, "An act providing for the Inspection of oils and providing penalties for the violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments:

Strike out parenthesis enclosing the word "be," line five of printed bill and line six of original bill, section one, and the word "shall" in line three, section two in printed and original bill.

Strike out the word "shall" in line 14 in the printed bill and line 17 in original bill, section two, and insert the word "may." In line 23 of printed bill and line 28 of original bill, section two, strike out "ten" and insert "twenty." In line 24 of printed bill and line 30 of original bill, section two, strike out parenthesis enclosing the word "is." Strike out of section two, line 25 in the printed bill and line 31 of the original bill the sentence commencing with the word "The" and ending with the word "deputies" in line 27 of the printed bill and line 34 of the original bill and insert in lieu thereof, "The oil tester adopted shall be the Foster automatic tester cup, with lighted wick inside the tube, and under the thimble which shall be used by the inspector and his deputies."

Also section three, line 14 in the printed bill and line 20 in the original bill commencing with the word "and," strike out the remainder of the sentence in line 15 of the printed bill and line 16 of the original bill and insert in lieu thereof "and one-fifth of a cent for each and every gallon thereafter inspected for each and every person or company."

Section seven, line five of printed bill, and line six in original bill, change one hundred and ten to one hundred and twenty.

Add section 10, Section 10. It shall be the duty of each and every deputy oil inspector to pay over to the state inspector at the commencement of each month twenty-five per cent of all moneys received by him for inspection or performance of his duties and retain seventy-five per cent as his compensation, and in any case of inspection or branding, said fee shall be a lien on the oil so inspected.

B. H. MORGAN, Chairman.

We concur in this report: K. P. Frostad, Wm. Delanty, Jos. Ferguson, G. B. Gunderson, W. A. Carle, Pat McCoy, N. J. Craigne.

The bill was read by sections and the amendments of the committee adopted.

Mr. Dilling offered the following amendment:

Amend line 2 of section 1 by striking out the brackets enclosing the word "Washington."

The amendment was adopted.

Mr. York moved to amend section 1 by inserting after the word "dealing," in line 3 of printed bill, the word "in."

The amendment was adopted.

The further consideration of the bill was deferred till tomorrow.

JOINT SESSION.

Levi Ankeny received fifty-six votes.

Harold Preston received forty-four votes.

John L. Wilson received six votes.

George Turner received twenty-two votes.

John B. Allen received six votes.

ELEVENTH JOINT BALLOT.

At twelve o'clock noon the joint session was called to order by the president of the Senate. The Senate roll was called, all members being present. The House roll was called, all members being present except Mr. Gleason.

The journal of the joint session of yesterday was read and approved.

The joint roll was called on the eleventh joint ballot for United States Senator and resulted as follows:

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigie, Crandall, Davis, Delanty, Denton, Durham, Eidemiller, Fletcher, Griffin, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, Megler, O'Donnell, James Palmer, Rands, Roberts, Ruth, S. T. Smith, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B. Wilson, J. B. Wilson, York and Mr. Speaker—56.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gunderson, Hammer, Hemrich, Henry, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Moldstad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Peaslee, Pogue, Potts, Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson, and the President of the Senate—44.

Those voting for John L. Wilson were: Crow, Ferguson, Lindley, Merrill, Morgan, Roth—6.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman, and Zenkner—22.

Those voting for John B. Allen were: Dickson, Dix, Dunn, Philbrick, Ranck, and Witter—6.

Mr. Easterday paired with Mr. Gleason.

No candidate having received a majority of all votes cast, the president declared there was no election.

TWELFTH JOINT BALLOT.

Levi Ankeny received fifty-six votes.

Harold Preston received forty-four votes.

John L. Wilson received six votes.

George Turner received twenty-two votes.

John B. Allen received six votes.

Those voting for Levi Ankeny were: Allis, Baker, Bassett, Baumeister, Brewer, Clapp, Coate, Corliss, Cornwell, Craigie, Crandall, Davis, Delanty, Denton, Durham, Eidemiller, Fletcher, Griffin, Hailey, Hamilton, Hastings, Haynes, Hopp, Hunter, Hurlley, H. Johnston, Kees, King, Knoblock, LeCrone, Lingerman, McNicol, Megler, O'Donnell, James Palmer, Rands, Roberts, Ruth, S. T. Smith, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Veness, Wells, Welsh, Welty, White, Whitney, G. B. Wilson, J. B. Wilson, York and Mr. Speaker—56.

Those voting for Harold Preston were: Angle, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Dilling, Emery, Field, Frostad, Gunderson, Hammer, Hemrich, Henry, Howard, Jeffries, Jones, Kinnear, Levy, Lewis, Lyons, McKenney, Mold-

stad, Moore, Moultray, Morrill, E. B. Palmer, Parcel, Peaslee, Pogue, Potts, Raine, Sharp, Tibbetts, Tucker, Van de Vanter, Warburton, Weir, Williams, R. B. Wilson, and the President of the Senate—44.

Those voting for John L. Wilson were: Crow, Ferguson, Lindsley, Merrill, Morgan, Roth—6.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman, and Zenkner—22.

Those voting for John B. Allen were: Dickson, Dix, Dunn, Philbrick, Ranck, and Witter—6.

Mr. Easterday paired with Mr. Gleason.

No candidate having received a majority of all votes cast, the president declared there was no election.

On motion of Senator Baker the joint session dissolved.

On motion of Mr. Roth the House adjourned at 12:20 p. m. until 10 a. m. tomorrow.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

EIGHTEENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Thursday, January 29, 1903,
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Benn, Butler, Carle, Weir, and Witter.

Rev. J. W. Satterthwaite, of Olympia, offered prayer.

RESOLUTION.

By Mr. Lewis:

Resolved, That the Committee on Memorials be requested to prepare suitable resolutions regarding the death of Hon. John B. Allen and present them to this House; that the Speaker appoint a committee of five members to represent this House at his funeral; and as a further mark of respect, be it

Resolved, That when we adjourn after the joint session at noon to-day it be until ten o'clock tomorrow morning and the flags on the various state buildings remain at half mast until after the day of the funeral.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

House bill No. 31: Recommend it pass as amended.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 189, by Mr. Lewis: An act regulating the amount of payment of premium upon policies of fire insurance, preventing rebating, and providing a penalty.

Referred to the Committee on Insurance.

House bill No. 190, by Mr. Howard: An act making an appropriation of \$10,000 to cover expenses to be incurred in conducting the suit of the State of Washington against the Northern Securities Company et al., now pending in the Supreme Court of the United States.

Referred to the Committee on Appropriations.

House bill No. 191, by Mr. Kees: An act providing cumulative punishment for criminals.

Referred to the Committee on Judiciary.

House bill No. 192, by Mr. Tibbetts: An act to provide for the establishment and maintenance of a branch of the State Soldiers' Home for honorably discharged soldiers, sailors and marines who have served the United States Government in any of its wars, members of the State Militia disabled while in the line of duty, and who are bona fide citizens of this state, and also the wives of such soldiers, sailors and marines.

Referred to the Committee on Military Affairs and Soldiers' Home.

House bill No. 193, by Mr. Kees: An act to amend sections 8, 9, 10, 11, 12, 13, 14 and 15 of an act entitled "An act to amend sections 3 to 31, both inclusive, of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries,' received by the Governor March 26, A. D. 1890," approved March 20, 1895.

Referred to the Committee on Compensation and Fees for State and County Officers.

House bill No. 194, by Mr. Gunderson: An act relating to revenue and taxation and amending section 1 of an act entitled "An act relating to revenue and taxation, and amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116 and 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118, and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½ and 120¾ to said act, and declaring an emergency,' approved the 15th day of March, 1899,' which passed the House of Representatives February 28, 1901, and the Senate March 13, 1901," and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 195, by Mr. McCoy: An act providing for a penalty and attorney's fees where life or accident insurance company fails to pay liability after demand therefor.

Referred to the Committee on Judiciary.

House bill No. 196, by Mr. Lindsley: An act to protect stockholders and persons dealing with corporations in this state.

Referred to the Committee on Corporations other than Municipal.

House bill No. 197, by Mr. Brewer: An act to amend section 18 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a

Board of Harbor Line Commissioners, as required by Articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," being Chapter LXXXIX of Session Laws of 1897, approved March 16, 1897.

Referred to the Committee on Tide Lands.

SECOND READING OF BILLS.

The second reading of House Bill No. 39 was resumed.

Mr. Johnston offered the following amendment: That the word "vendor," in lines 2 and 5 of section 2 be stricken out, and the word "vender" be inserted in lieu thereof.

The amendment was adopted.

The following amendment by Mr. Lewis was adopted:

Insert in line 2, section 2, after the word "vendor" the word "or," and strike out the comma.

The following amendment by Mr. Lewis was adopted:

In line 9, section 2, insert after the word "illuminating" the word "purposes."

The following amendment by Mr. Easterday was adopted:

"Change the word "illuminator," in line 7, section 2, to "illuminant."

The following amendment by Mr. Wells was adopted:

Strike out word "suitable" in line 13 and insert "necessary;" insert "suitable" between words "of" and "deputies" in line 13.

The following amendment by Mr. Johnston was adopted:

Amend section six by striking out the words "liable to a penalty not exceeding one thousand dollars," in the third line thereof, and substituting therefor the words "punished by imprisonment in the county jail not more than one year or by a fine not exceeding one thousand dollars, or both fine and imprisonment in the discretion of the court."

House bill No. 39 was referred to the Committee on Judiciary.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on State University, to whom was referred House bill No. 98 entitled, "An act to provide for the disposition of the proceeds derived from the sale or lease of the old university site in

Seattle, Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

EDGAR C. RAINE, Chairman.

We concur in this report: William H. Lewis, J. B. Lingerman, R. B. Wilson, G. B. Gunderson, T. A. Hunter, M. J. Maloney, Walter A. Stark, W. L. Thompson, J. J. Cameron.

The report of the committee was adopted, and House bill No. 98 was passed to third reading, and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 100 entitled, "An act relating to the practice in justices' courts and amending sections 6546, 6547 and 6548 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed, with the following amendments:

In the seventh line of section one of the printed bill after the word "and" and in the 10th line of section one of the original bill after the word "and" down to and including the word "of" in the 11th line of the original bill, strike out the following words: "Competent to be a witness at the trial of," and substitute the following between the words "and" and "the" in the seventh line of the printed bill and the 10th and 11th lines of the original bill, "not a party to."

In the fourth line of section two of the printed bill and the 6th line of the original bill strike out the word "writ" between the word "such" and the word "and" and substitute therein the word "return."

In the fourth line of section three of the printed bill and the sixth line of the original bill, strike out the following words: "Process or paper," and substitute the following: "Subpoena, summons, or notice and complaint."

In the 12th line of the printed bill, section three, and the 17th and 18th lines of the original bill, after the word "and" strike out the following words: "Competent to be a witness at the trial of," and substitute in lieu thereof the following: "Not a party to."

J. H. EASTERDAY, Chairman.

We concur in this report: James T. Johnson, Chas. D. King, S. A. Crandall, P. F. Quinn, Joseph B. Lindsley, E. R. York, Herchmer Johnston, S. A. Wells.

The bill was read by sections, the amendments recommended

by the committee were adopted, and House bill No. 100 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 92 entitled, "An act defining larceny of fixtures attached to real estate, and providing a penalty," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed, with the following amendments:

In the first line of the title of the original bill and the first line of the title of the printed bill after the "," between the word "estate" and the word "and," insert the following words: "Or possessory claim of another person."

In the second line of the printed bill and the third line of the original bill in section one, insert a "," between the word "estate" and the word "of" and after the "," insert the following words: "Or possessory claim."

In the fifth line of the printed bill and the eighth line of the original bill in section one insert a "," between the word "estate" and the word "of" and after the "," insert the following words: "Or possessory claim."

J. H. EASTERDAY, Chairman.

We concur in this report: James T. Johnson, Chas. D. King, S. A. Crandall, P. F. Quinn, Joseph B. Lindsley, E. R. York, Herchmer Johnston, S. A. Wells.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 92 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 9 entitled "An act defining certain misdemeanors and prescribing the punishment therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed as amended, as follows:

That the word "and" in the third line of section one of the engrossed bill between the word "fail" and the word "refuse" be stricken out and the word "or" substituted in lieu thereof between the said word "fail" and the word "refuse" in said line.

After the word "abandon" in the second line of section two of the engrossed bill and preceding the word "without" in the second and third lines of section two insert the following words "or fail or refuse."

Strike out the words "or fail" immediately after the word "cause" in the third line of section two of the engrossed bill.

J. H. EASTERDAY, Chairman.

We concur in this report: P. F. Quinn, Chas. D. King, S. A. Wells, James T. Johnson, Herchmer Johnston, S. A. Crandall, Joseph B. Lindsley.

The bill was read by sections, the amendments recommended by the committee were adopted, and Senate bill No. 9 was passed to third reading.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 113 entitled, "An act appropriating money for the payment of certain judgments against the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

FENTON MERRILL, Chairman.

We concur in this report: E. M. Denton, Jos. Ferguson, J. G. Megler, G. E. Dickson, J. M. Stevenson, Edgar C. Raine, M. J. Maloney, E. C. Whitney, G. W. Bassett, Chas. D. King, E. J. Durham, William H. Lewis, J. A. Veness.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 113 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 28, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 110 entitled, "An act relating to the matter of official seals for county treasurers, and to cure legal errors arising from a failure to heretofore provide for such official seals," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be approved, as amended as follows:

Strike out the "." after the word "seals" in the last line of the title in the printed and the original bill, and substitute in lieu of the period a "," and add the following words after the inserted "," "and declaring an emergency."

Strike out the word "executes" in the fourth line of section two of the printed bill and in the sixth line of the original bill immediately after the word "who" and insert in lieu thereof the word "executed."

Immediately after the word "same" and before the ";" in the fifth line of section two of the printed bill and the sixth line of section two of the original bill insert the following words "or having affixed a seal not an official seal."

Add the following section after section two of said bill.

"Section 3. An emergency exists and this act shall take effect immediately."

J. H. EASTERDAY, Chairman.

We concur in this report: James T. Johnson, E. R. York, L. H. Brewer, S. A. Wells, Herchmer Johnston, Joseph B. Lindsley, S. A. Crandall, Chas. D. King.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 110 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, WASHINGTON, January 28, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 36, entitled, "An act to amend section 6 of an act entitled 'An act in relation to prosecuting attorneys; defining their duties and fixing their compensation,' approved February 4, 1886, (same being section 4756 Ballinger's code of Washington and Pierce's code section 4185)," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed as amended as follows:

Strike out the entire title of the engrossed bill, and substitute in lieu thereof the following words and figures:

"An act in relation to prosecuting attorneys and amending section six of an act entitled 'An act in relation to attorneys,' approved February 26, 1891 (the same being section 4756 of Ballinger's code and section 4185 of Pierce's code.)"

After the word and figure "Section 1" in section one of the engrossed bill strike out the first seven lines down to and including the words "as follows" in the seventh line of the engrossed bill, and substitute therefor the following words, marks and figures:

"That section six of an act entitled 'An act in relation to attorneys,' approved February 26, 1891; (the same being section 4756 of Ballinger's code and section 4185 of Pierce's code) be and the same is hereby amended so as to read as follows:"

After the words "prosecuting attorney" in the 22d line of section one of the engrossed bill and immediately preceding the words "at will" in the 23d line of the engrossed bill, insert the following words, "or county commissioners."

J. H. EASTERDAY, Chairman

We concur in this report: James T. Johnson, E. R. York, L. H. Brewer, S. A. Wells, Chas. D. King, Herchmer Johnston, Joseph B. Lindsley, S. A. Crandall.

The bill was read by sections, the amendments recommended by the committee were adopted and Senate bill No. 36 was passed to third reading.

MESSAGES FROM THE SENATE

SENATE CHAMBER,

OLYMPIA, Wash., January 29, 1903.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 7, providing for an adjournment of the Legislature out of respect to the memory of the late John B. Allen.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., January 29, 1903.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 4, providing for the publication of the rules and joint rules of the Senate and House.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Lewis the rules were suspended and Senate concurrent resolution No. 7 was taken up.

Senate concurrent resolution was adopted, and on motion of Mr. Jones the rules were still further suspended and the resolutions transmitted immediately to the Senate.

THIRD READING OF BILLS.

House bill No. 66, an act to punish unlawful or malicious injury to, or destruction of, personal property, was read as engrossed and placed upon its final passage.

The bill was passed by the following vote: Yeas, 87; nays, 0; absent or not voting, 7.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—87.

Absent or not voting were: Butler, Carle, Comstock, Fitzgerald, Johnson (J. T), Levy, and Weir—7.

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

JOINT SESSION.

At 12 o'clock noon the joint session was called to order by the President of the Senate. The Senate roll was called, all members being present. The House roll was called, all members being present except Mr. Butler and Mr. Parcel.

The journal of the joint session of yesterday was read and approved.

The joint roll was called on the thirteenth joint ballot for United States Senator, and resulted as follows:

THIRTEENTH JOINT BALLOT.

Levi Ankeny received ninety-nine votes.

Harold Preston received nine votes.

John L. Wilson received two votes.

George Turner received twenty-three votes.

W. L. Jones received one vote.

Those voting for Levi Ankeny were: Allis, Angle, Baker, Bassett, Baumeister, Benn, Brewer, Brown, Carle, Clapp, Clark, Coate, Collins, Comstock, Corliss, Cornwell, Craigue, Crandall, Crow, Davis, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason,

son, Griffin, Hailey, Hamilton, Hammer, Hastings, Haynes, Hemrich, Hopp, Hunter, Hurley, Jeffries, H. Johnston, Kees, King, Kinnear, Knoblock, LeCrone, Levy, Lingerman, Lyons, McKenney, McNicol, Megler, Merrill, Moultray, Morgan, Morrill, O'Donnell, E. B. Palmer, James Palmer, Peaslee, Philbrick, Pogue, Potts, Ranck, Rands, Roberts, Roth, Ruth, Sharp, S. T. Smith, Stansell, Stark, Stevenson, Stewart, Sumner, Thacker, Thompson, Tucker, Van de Vanter, Veness, Warburton, Weir, Wells, Welsh, Welty, White, Whitney, Williams, G. B. Wilson, J. B. Wilson, R. B. Wilson, Witter, York, Mr. Speaker, and Mr. President of the Senate—99.

Those voting for Harold Preston were: Cole, Dilling, Frostad, Gunderson, Jones, Lewis, Moldstad, Raine, and Tibbetts—9.

Those voting for John L. Wilson were: Henry and Lindsley—2.

Those voting for George Turner were: Cameron, Child, Cooney, Earles, Fitzgerald, Garber, Graves, Gray, Hallett, Howell, J. T. Johnson, Maloney, McCoy, Mackenzie, Moore, Muse, Quinn, Rasher, Reise, Reser, Splawn, Tolman, and Zenkner—23.

Mr. Howard voted for Wesley L. Jones.

Absent or not voting: Mr. Butler and Mr. Parcel.

Mr. Cole spoke as follows:

Mr. President: I desire to explain my vote. On last Friday I joined all the other King county members of the Legislature in a written agreement with Mr. Preston not to go into a senatorial caucus until he should consent thereto. This consent never having been given, I did not take part in the republican caucus of last evening and do not feel bound by its action. I shall therefore continue to follow the instructions of my county convention and vote for Harold Preston.

Mr. Jones explained his vote as follows:

Mr. President: I owe it to myself, my constituents, the people of King county, the members of this House of Representatives, to say a word of explanation. I stated in nominating Harold Preston (and was warmly greeted and congratulated by my King county colleagues) that "we unitedly and loyally" presented the name of Harold Preston. I regret to confess that I was in error, but every instruction and pledge of honorable men warranted me in confidently making that statement.

As I view it on behalf of truth, right, justice, absolutely certain. I am performing my representative and my republican duty, I cast my last vote, as has been my first and every other vote, for Hon. Harold Preston.

Mr. Lewis explained his vote as follows:

Mr. President: For the reasons stated so ably by my colleagues Mr. Cole and Mr. Jones, I vote for Harold Preston.

Mr. Raine explained his vote as follows:

Mr. President: I most heartily indorse the sentiments so ably expressed by my colleagues from King, Messrs. Jones and Cole, and like them I propose to stand true to my own conscience and my party principles. Gentlemen, without any further remarks, I desire to cast my vote as heretofore for Harold Preston.

Levi Ankeny, having received the majority necessary to election, was declared by the president to be duly elected United States Senator from the State of Washington.

Mr. Johnston moved to appoint a committee of three to escort Senator-elect Ankeny and Messrs. Preston and Wilson to the speaker's desk. The motion was adopted, and the chair appointed Mr. Johnston and Senators Baumeister and Crow as the committee.

The committee reported, and the chair introduced the newly elected Senator, the Hon. Levi Ankeny, and Hon. Harold Preston and Hon. John L. Wilson, who addressed the joint session.

On motion of Senator Davis the joint session dissolved at 1:20 o'clock p. m.

The speaker appointed Messrs. Lewis, J. B. Wilson, Eide-miller, Philbrick and Ranck as members of the committee to attend the funeral of the late Hon. John B. Allen.

On motion of Mr. Quinn the House adjourned at 1:30 o'clock p. m. until 2:20 p. m. Monday, February 2, 1903.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

TWENTY-SECOND DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Monday, February 2, 1903, }
 2 o'clock p. m. }

The House was called to order at 2 o'clock p. m. by the speaker.

Roll call showed all members present except Messrs. Child, Cole, Craigue, Dickson, Dunn, Durham, Ferguson, Hunter, McCoy, Maloney, Moldstad, Morgan, Tibbetts, Weir, and Whitney.

Messrs. Tibbetts, Weir, Dunn, Moldstad, Whitney, Child, Craigue and Hunter were excused.

Rev. Dr. Hayes, of Olympia, offered prayer.

The minutes of Thursday were read and approved.

RESOLUTION.

By Mr. White:

Resolved, That a committee of three be appointed by the speaker to visit the insane asylums of the state and report the condition to this House.

On motion of Mr. Easterday the resolution was laid on the table.

REPORTS OF STANDING COMMITTEES.

- House bill No. 90: Recommend it pass as amended.
- House bill No. 54: Rereferred to the Committee on Appropriations.
- House bill No. 55: Recommend it pass.
- House bill No. 63: Recommend it pass as amended.
- House bill No. 68: Recommend it be indefinitely postponed.
- House bill No. 26: Recommend it pass as amended.
- House bill No. 69: Recommend it pass.
- House bill No. 68 was indefinitely postponed.

ORDERS OF THE DAY.

On motion of Mr. Wells the election contest of Ehrlich vs. McCoy, et al., was made a special order for Tuesday at 2:30 p. m.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 2, 1903.

MR. SPEAKER:

The President has signed Senate bill No. 13, making an appropriation for the State Grain Inspector's office.

Also Senate bill No. 30, making a deficiency appropriation for the State Agricultural College.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 2, 1903.

MR. SPEAKER:

The President has signed Senate memorial No. 1, relating to certain lands in Whatcom county set aside as a forestry reserve.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 2, 1903.

MR. SPEAKER:

The Senate has passed House joint resolution No. 6, relating to protest against the further enlargement of forest reserves in this state, with an amendment.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 198, by Mr. Philbrick: An act to amend section 2068 of Ballinger's Code, known as "An act to provide for the enrollment of the militia, for its organization, maintenance and discipline of the National Guard of the State of Washington, and for the public defense, and entitled "The Military Code," and to repeal existing laws.

Referred to the Committee on Military Affairs and Soldiers' Home.

House bill No. 199, by Mr. Hastings: An act providing for

the rate of interest to be paid on bonds of Jefferson county, now owned by the State of Washington, and declaring an emergency.

Referred to the Committee on Municipal Corporations.

House bill No. 200, by Mr. Hopp: An act making an appropriation for rent of room and vault in the southeast corner of the basement of the Thurston County Court House from May 13, 1893, to May 25, 1901.

Referred to the Committee on Claims and Auditing.

House bill No. 201, by Mr. Easterday: An act to require statements of fact and evidence produced in support of claims made to the Legislature against the state for money or property, and to perpetuate the record of the same.

Referred to the Committee on Judiciary.

House bill No. 202, by Mr. Howell: An act to amend section 30 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a Board of Harbor Commissioners, as required by Articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," being Chapter LXXXIX, Session Laws of 1897, approved March 16, 1897, as amended by Chapter XLVIII, Session Laws of 1899, approved March 8, 1899, and declaring an emergency.

Referred to the Committee on Harbors and Waterways.

House bill No. 203, by Mr. Williams: An act making a deficiency appropriation for traveling expenses and incidentals in the office of the Attorney General.

Referred to the Committee on Claims and Auditing.

House bill No. 204, by Mr. Raine: An act providing for the salaries of Superior Judges of the Superior Court of the State of Washington.

Referred to the Committee on Judiciary.

House bill No. 205, by Mr. Raine: An act relating to recognizances, stipulations, bonds and undertakings, and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship on the same

as part of the lawful expense and costs of the principal or principals on the same; repealing an act of the Legislature of the State of Washington entitled "An act," etc.

Referred to the Committee on Insurance.

House bill No. 206, by Mr. Dix: An act to amend sections 1, 2 and 4 of an act entitled "An act relating to the vacation of roads and repealing sections 3798 and 3799 of Ballinger's Annotated Codes and Statutes of the State of Washington," approved March 16, A. D. 1901, and repealing the sections so mentioned.

Referred to the Committee on Judiciary.

House bill No. 207, by Mr. Cameron: An act making application to the Congress of the United States of America to call a convention for proposing amendments to the Constitution of the United States of America, as authorized by Article V of the Constitution of the United States of America.

Referred to the Committee on Constitutional Revision.

House bill No. 208, by Mr. Cameron: An act to provide for voting on an amendment to section 1 of Article II of the Constitution of the State of Washington, embodying the right of direct legislation by the people.

Referred to the Committee on Constitutional Revision.

House bill No. 209, by Mr. Cameron: An act providing for the appointment and election of one additional Judge of the Superior Court of the State of Washington in and for the counties of Lincoln, Adams, Douglas, Chelan, Okanogan and Ferry, fixing the term of office, and providing for the election of two judges of said Superior Court, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 210, by Mr. Cameron: An act compelling railroads to fence their rights-of-way, and to protect the owners of stock injured by moving railway trains, declaring the law of negligence with regard to stock injured by railway trains, and declaring an emergency.

Referred to the Committee on Railroads.

House bill No. 211, by Mr. Haynes: An act to amend an act entitled and cited as the Code of Public Instruction, amending sections 9 and 10 of said act as amended by sections 2 and 3 of an act approved March 19, 1901.

Referred to the Committee on Education.

House bill No. 212, by Mr. Stark: An act in relation to garnishments, and amending section 10 of Chapter LVI of the laws of 1893 and section 7 of Chapter LVI of the laws of 1888, being sections 5399 and 6606 of Volume II of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary:

House bill No. 213, by Mr. Stark: An act amending section 21 of Chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 214, by Mr. Gleason: An act to provide for the payment of expenses incurred in compliance with 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 declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 215, by Mr. Stark: An act amending section 58 of Chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 216, by Mr. Wells: An act to reimburse H. C. Paige for traveling and incidental expenses as Coal Mine Inspector, and payment therefor.

Referred to the Committee on Mines and Mining.

House bill No. 217, by Mr. Roth: An act entitled "An act to appropriate for the relief of firemen and for the encouragement of volunteer fire companies, a part of the premiums received by fire insurance companies.

Referred to the Committee on Insurance.

House bill No. 218, by Mr. Roth: An act relating to the licensing of the sale of liquors, and amending section 2933 of Ballinger's Annotated Codes and Statutes of Washington, being section 1 of an act entitled "An act to regulate, restrain, license or prohibit the sale of intoxicating liquors," approved February 2, 1888.

Referred to the Committee on Judiciary.

SECOND READING OF BILLS.

House bill No. 31: The bill was read by sections, the amendments recommended by the committee were adopted, and the bill was referred to the Committee on Judiciary.

THIRD READING OF BILLS.

House bill No. 110 was put back to second reading.

House bill No. 53 as engrossed was read the third time, placed upon final passage, and passed by the following vote: Yeas, 48; nays, 27; absent or not voting, 19.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Clark, Collins, Cooney, Crandall, Dilling, Dix, Easterday, Fitzgerald, Fletcher, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Johnson (J. T.), Kees, King, Knoblock, Lingerman, Mackenzie, McNicol, Merrill, Muse, Palmer, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Veness, Wells, White, Williams, Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—48.

Those voting nay were: Brewer, Coate, Comstock, Delanty, Denton, Eidemiller, Emery, Field, Gray, Henry, Howell, Jeffries, Jones, Johnston (H.), Levy, Lewis, Lindsley, Lyons, Megler, Morrill, Parcel, Peaslee, Pogue, Raine, Thompson, Wilson (J. B.), and York—27.

Absent or not voting were: Child, Cole, Corliss, Craigue, Dickson, Dunn, Durham, Ferguson, Frostad, Gleason, Hunter, McCoy, Maloney, Moldstad, Morgan, Philbrick, Tibbetts, Weir, and Whitney—19.

The emergency clause was lost by the following vote: Yeas, 54; nays, 21; absent or not voting, 19.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Clark, Collins, Cooney, Crandall, Denton, Dilling, Dix, Easterday, Fitzgerald, Fletcher, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lingerman, Mackenzie, McNicol, Megler, Merrill, Muse, Palmer, Philbrick, Quinn, Ranck, Reise, Roberts, Ross, Stark, Stevenson, Thacker, Thompson, Veness, Wells, White, Williams, Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—54.

Those voting nay were: Comstock, Delanty, Eidemiller, Emery, Field, Gray, Henry, Howell, Jeffries, Jones, Levy, Lewis, Lindsley, Lyons, Morrill, Parcel, Peaslee, Pogue, Raine, Wilson (J. B.), and York—21.

Absent or not voting were: Child, Coate, Cole, Corliss, Craigue, Dickson, Dunn, Durham, Ferguson, Frostad, Gleason, Hnuter, McCoy, Maloney, Moldstad, Morgan, Tibbetts, Weir and Whitney—19.

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

On motion of Mr. Wells the House adjourned at 4:15 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWENTY-THIRD DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Washington, Tuesday, February 3, 1903, }
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Carle, Child, Hopp, J. T. Johnson, Lyons, Roth, Wells, Whitney and R. B. Wilson.

Messrs. Wells, Whitney, Roth and Child were excused.

Rev. Dr. Hayes, of Olympia, offered prayer.

PETITIONS AND MEMORIALS.

A petition from the Spokane Chamber of Commerce in regard to the Louisiana Purchase Exposition was referred to the Committee on Appropriations.

Petition from citizens of Wahkiakum county in regard to seals and sea lions in the Columbia river. Referred to the Committee on Fisheries.

Petition from citizens of Chelan county in regard to a new judicial district. Referred to the Committee on Judiciary.

House joint memorial No. 3, by Mr. Roth, relating to the removal of duty on lumber, was referred to the Committee on Memorials.

RESOLUTIONS.

By Mr. Lewis:

Resolved, That for the balance of the session the sergeant-at-arms be instructed to allow members to bring their wives within the bar of the House.

The resolution was adopted.

House concurrent resolution No. 9, by Mr. Jones, relating to the introduction of bills in the House and Senate, was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 46, entitled "An act relating to payment by litigants of certain jury fees."

Also Senate joint resolution No. 6, providing for the appointment of a joint committee from the Senate and House to meet and receive President Roosevelt.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 219, by Mr. Wells and Mr. Whitney: Appropriation for building of annex, maintenance and equipment and sundry expenses of the Cheney Normal School.

Referred to the Committee on Appropriations.

House bill No. 220, by Mr. Hastings: An act governing pilotage on the waters of Puget Sound and its tributaries, and regulating compensation therefor, and repealing sections 3216 to 3243, both inclusive, of First Ballinger's Code.

Referred to the Committee on Harbors and Waterways.

House bill No. 221, by Mr. Tibbetts: An act to create and establish a standard size of certain fruit boxes for the State of Washington.

Referred to the Committee on Agriculture.

House bill No. 222, by Mr. Parcel: An act limiting the power to grant licenses for the sale of intoxicating liquors in accordance with majority of public sentiment, and providing for petitions of remonstrance to express such sentiment.

Referred to the Committee on Public Morals.

House bill No. 223, by Mr. Parcel: A bill for an act for the protection of shade trees and hedges on public highways.

Referred to the Committee on Horticulture.

House bill No. 224, by Mr. Morgan: An act to regulate and restrict the use of public highways and bridges within the State of Washington.

Referred to the Committee on Roads and Bridges.

House bill No. 225, by Mr. Veness: A bill for an act to amend sections 1, 3, 4, 5, 8, 11 and 13 of an act entitled "An act to regulate mutual fire insurance companies and associations," approved March 14, 1899.

Referred to the Committee on Insurance.

House bill No. 226, by Mr. Jones: An act to prohibit the sale and disposition of intoxicating liquors, except as otherwise provided, within 600 feet of any public library, public school, or any university, college, normal school, or other institution of learning of this state.

Referred to the Committee on Public Morals.

House bill No. 227, by Mr. Jones: An act to amend the act entitled "An act relative to the vacation of town plats," approved December 6, 1881, constituting sections 2333 to 2337 of the code of 1881.

Referred to the Committee on Municipal Corporations.

House bill No. 228, by Mr. Philbrick: An act to apportion the State of Washington into two congressional districts.

Referred to the Committee on Congressional Apportionments.

House bill No. 229, by Mr. Durham: An act making an appropriation for the improvement of the Agricultural College and School of Science.

Referred to the Committee on Appropriations.

House bill No. 230, by Mr. Durham: An act relating to floating timber and driftwood in the Snake river.

Referred to the Committee on Miscellaneous.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Labor and Labor Statistics, to whom was referred House bill No. 90, entitled "An act declaring it to be a part of the public policy of the State of Washington that all public work for it, or any political subdivision created by its laws, shall be performed in work days of not more than eight hours each, except in cases of extraordinary emergency, with provisions for carrying out such policy," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it, as amended, do pass.

Amend by inserting in line one of the printed bill, being line two of the original bill, in section 1, after the word "work" the words "by contract or day labor done."

W. A. CARLE, Chairman.

We concur in this report: N. J. Craigie, G. B. Gunderson, P. F. Quinn, Wm. Delanty, J. B. Lingerman, Joe Lyons, Jas. Weir, N. B. McNicol, J. J. Fitzgerald, James Palmer, W. W. Brown, J. J. Cameron, J. M. Stevenson.

The bill was read by sections, the amendments recommended by the committee were adopted, and House bill No. 90 was passed to third reading.

House bill No. 55 was rereferred to the Committee on Judiciary.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 28, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 63, entitled "An act to provide for the protection of trout and other game fish, and providing a punishment, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be passed as amended.

Amend section 1, line 2, of printed bill, and line 3 of original bill, by striking out the words "the State of Washington" and inserting the words "Chelan county."

M. E. FIELD, Chairman.

We concur in this report: Ralph L. Philbrick, B. H. Morgan, M. J. Maloney, G. E. Dickson, Mark White, Fenton Merrill.

The bill was read by sections. The amendments recommended by the committee were adopted.

The following amendment by Mr. Megler was adopted:

Add to end of section 1: "Provided that this shall not apply to salmon trout."

The following amendment by Mr. Cole was adopted.

Amend section three by inserting the word "knowingly" after the word "company," in the second line of the original bill and the first line of the printed bill.

On motion of Mr. Emery the bill was rereferred to the Committee on Game and Game Fish.

SENATE BILLS SIGNED.

The speaker in open session signed Senate memorial No. 1 and Senate bills Nos. 13 and No. 30.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., January 27, 1903.

MR. SPEAKER:

We, your Committee on Public Morals, to whom was referred House bill No. 26, entitled "An act amending section one of an act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines, or other devices of like character, wherein there enters an element of chance, being chapter CXLIX of the session laws of 1901," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it, as amended, do pass.

In line three of the title in the printed bill, being line four of the original bill, insert after the figures "1901" the words "being section 1964 of Pierce's Washington Code."

G. W. BASSETT, Chairman.

We concur in this report: William H. Lewis, James T. Johnson, Chas. I. Roth, Jos. Ferguson, W. L. Thompson, Pat McCoy, L. G. Allis.

The bill was read by sections.

The following amendment by Mr. Comstock was lost.

Amendment to section 1: Strike out the first 9 words of line 8 of printed bill, being in the 10th line of the original bill, the words "or for any property or thing of value whatever."

The amendments recommended by the committee were adopted.

The following amendment by Mr. Jones was adopted:

Amend section 1, line 4, of printed bill by inserting after the word "maintain" a "comma (,)" and the words "exhibit in a public place."

House bill No. 26 was passed to third reading and sent to the Committee on Engrossed bills.

House bill No. 69 was rereferred to the Committee on Judiciary.

House bill No. 110: The following amendment by Mr. King was adopted:

Amend section 1 by adding after the period at the end of line 3 of said section of the printed bill the following: "Such seal shall bear the device of cross keys and the words 'Official Seal Treasurer _____ County, Washington,' and an imprint of such seal, together with the certificate of the county treasurer that such seal has been regularly adopted, shall be filed in the office of the county auditor of such county."

House bill No. 110 was passed to third reading.

THIRD READING OF BILLS.

House bill No. 100: The bill as engrossed was read the third time, placed upon final passage and passed by the following vote: Yeas, 74; nays, 0; absent or not voting, 20.

Those voting yea were: Messrs. Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, McNicol, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Williams, Wilson (J. B.), Witter, York, Zenkner, Mr. Speaker—74.

Those absent or not voting were: Messrs. Child, Comstock, Corliss, Dickson, Fitzgerald, Frostad, Griffin, Hunter, Johnson (J. T.), Lyons, Mackenzie, McCoy, Maloney, Merrill, Roth, Thompson, Wells, White, Whitney, Wilson (R. B.)—20.

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

By unanimous consent House bill No. 98 was placed back to second reading.

On motion of Mr. Cole the House took a recess at 12:15 p. m. till 2 p. m.

AFTERNOON SESSION.

Roll call showed all members present except Messrs. Child, Coate, Comstock, Corliss, Frostad, Johnson (J. T.), McCoy, Merrill, Roth, Wells and Whitney.

Messrs. Wells, Whitney and Johnson were excused.

Mr. Megler was called to the chair.

SECOND READING OF BILLS.

The second reading of bills was resumed.

House bill No. 98, providing for disposition of proceeds derived from sale of old university site.

The following amendment by Mr. Easterday was adopted:

Add to section one the following: "Provided that nothing in this act shall be construed as relinquishing any lien that may now exist against said fund."

On motion of Mr. Maloney, House bill No. 98 was re-referred to the Committee on State University.

ORDERS OF THE DAY.

The election contest case of Ehrlich vs. McCoy, et al., was called at 2:30 p. m.

Mr. Thompson moved that the majority report recommending that the ballots be opened and counted be adopted.

On motion of Mr. Cole the following minority report was substituted for the majority report and was adopted:

FRANK O. EHRLICH, CONTESTANT, VS. PATRICK MCCOY, N. J. MOLDSTAD AND E. E. BUTLER, CONTESTEES.

To the Honorable the House of Representatives of the State of Washington:

Now comes a minority of your Committee on Privileges and Elections, and respectfully submit the following report:

That, pursuant to proceedings regularly had in the above entitled case, the parties thereto, with their respective counsel, appeared before your committee on the 23d and 24th of January, 1903, whereupon the following proceedings were had and done:

The pleadings in the above entitled cause were settled by sustaining, by unanimous vote, the demurrer of Patrick McCoy, and the

overruling of the demurrer filed by the Contestees Moldstad and Butler, whereupon the Contestees Moldstad and Butler filed their answer denying any illegal counting of ballots as alleged in his said petition or at all.

We recommend that the unanimous action of this committee in sustaining the demurrer of Patrick McCoy be ratified by this House, and the contest as to him dismissed. And your committee further recommends that, in view of the fact that it appears upon the face of the pleadings that the Contestee Butler received only eight (8) votes less than said Patrick McCoy, and more than sufficient votes to entitle him to a seat, as against Contestant Ehrlich, the proceedings should also be dismissed as to the said Butler.

After the settlement of the proceedings as aforesaid, Fred Blumberg, being duly sworn, testified, as will appear from the typewritten transcript of evidence submitted herewith, or with the majority report herein, that he is now, and was at the time of the last general election, the auditor of Skagit county, Washington, and, as such, received the ballots and election supplies between the date of the last general election and the time fixed by law for the canvassing board to canvass said votes.

That a number of the packages purporting to contain ballots cast in various precincts in Skagit county, Washington, were at the time of their receipt by him unsealed, open and exposed in such a way and manner as to afford ample opportunity for the substitution of fraudulent ballots, or the remarking or tampering with same, and that in one case the ballots were delivered to the said auditor in such an open, careless and negligent condition, unstrung and unsealed, and the envelope containing the same unmarked, so that, as a result, the said auditor was compelled to examine the contents of such envelope and to check over the said ballots for the purpose of ascertaining, if possible, from what precinct said ballots came.

The auditor further testified that in still another instance the election returns were delivered to him by a party who was not a judge, inspector or clerk of the election board or any person authorized by law to deliver the same to the auditor of said county, and is unable to state from which precinct such ballots came. That in numerous instances the returns were brought in by the judges, and even clerks of election, unsealed and open, others coming through the mail without any mark or indication of what said envelopes contained, and were opened by the said auditor and discovered by him to be ballots of election precincts, and the said auditor is now unable to designate from what precinct or precincts said ballots were received. It further appears, in still other instances, the judges and clerks of election disregarded the law and enclosed the poll books with the ballots, in the same envelope, so that to get the poll books the canvassing board was obliged to open said envelopes. That it appears from the testimony

of the said auditor that about one-half of the envelopes and packages containing the ballots supposed to have been cast at the last general election in said county are now open and unsealed, and have been in that condition some time prior to the time they were received by the said auditor and others from since the canvassing board canvassed said ballots on the day as prescribed by law, to-wit: November 14th, 1902. That said packages, thus open and unsealed, were by the auditor placed in an ordinary dry goods box, which said box has at all times since said November 14th, 1902, been open and standing in the general vault of the office of said auditor. That the auditor has four deputies in his office, two of whom have the combination of the said vault. That in addition to his office force, abstracters and county employes and other persons have daily access to the records contained in the vault of said auditor between the hours of 8 a. m. and 5 p. m. That it further appears that other persons than said auditor and his deputies have and know the combination of said safe, the auditor himself receiving the combination from a deputy of a former auditor of Skagit county, and that the said combination has not been changed within the last eight years.

That said auditor testified that, owing to illness, he was absent from his office many days during the month of November, and after the said ballots had been delivered to him, and that there were many opportunities for persons to have access to said ballots and remove, remark and replace the same. That in some instances unused ballots were returned to said auditor, instead of being destroyed, as provided by law, and kept in the box with the official ballots.

That no evidence whatever has been submitted to your committee as to how said ballots were kept or cared for from the time they were cast until delivered to the auditor, and particularly as to the ballots from the several precincts that were not strung or enclosed in sealed envelopes.

By reason of the foregoing facts, and especially because it appears that about one-half of the packages and envelopes were and still are open, torn, mutilated, unsealed, and without any address, endorsement or mark of identification whatsoever to indicate the several precincts from which they came and what were contained in said packages, and because, furthermore, said ballots were so opened and exposed to the handling of the same by the said auditor and his deputies and others not connected with his office, so that the same could easily have been tampered with if so desired, we, the undersigned, conclude that the said ballots were not sealed, kept and preserved as required by law, and that, furthermore, it is impossible now to determine with reasonable certainty whether the ballots now in the possession of said auditor and now offered here in evidence are the identical ballots, or in the identical condition with respect to marks thereon as and when cast at said election, and we are, therefore, of the opinion that said

ballots are wholly inadmissible, incompetent and worthless as evidence in this case.

In view of this fact, we respectfully recommend that further proceedings in this case be discontinued, and that the same be altogether dismissed.

IRVING T. COLE.

J. E. HOWARD.

R. W. JONES.

THIRD READING OF BILLS.

House bill No. 92, An act defining larceny of fixtures attached to real estate and providing a penalty.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Ayes 75, nays 0, absent or not voting 19.

Those voting yea were: Messrs. Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Clark, Coate, Collins, Comstock; Cooney, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Lyons, Mackenzie, McNicol, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—75.

Those absent or not voting were: Messrs. Brewer, Child, Cole, Corliss, Crague, Dilling, Eidemiller, Fitzgerald, Hunter, Jeffries, Levy, Lewis, Lingerman, McCoy, Merrill, Roth, Veness, Wells, Whitney—19.

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

House bill No. 113, An act appropriating money for the payment of certain judgments against the State of Washington.

The bill as engrossed was read the third time and placed on final passage and passed by the following vote: Ayes 79, nays 0, absent or not voting 15.

Those voting yea were: Messrs. Bassett, Benn, Brewer, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney,

Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Mackenzie, McNicol, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—79.

Those absent or not voting were: Messrs. Allis, Brown, Butler, Child, Corliss, Fitzgerald, Lingerman, Lyons, McCoy, Merrill, Quinn, Roth, Veness, Wells, Whitney—15.

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

Senate bill No. 9 was rereferred to the Committee on Education.

Senate bill No. 36 was, on motion of Mr. Johnston, by unanimous consent of the House, placed back to second reading.

The following amendment by Mr. Gleason to Senate bill No. 36 was adopted:

Amend by adding the following: "Sec. 2. An emergency exists, and this act shall take effect immediately."

The following amendment by Mr. Gleason was adopted:

Amend the title by adding thereto the following: "And declaring an emergency."

On motion of Mr. Gleason the rules were suspended, the second reading considered the third and the bill was placed on final passage and passed the House by the following vote: Ayes 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allis, Bassett, Benn, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler,

Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—82.

Those absent or not voting were: Messrs. Brewer, Brown, Child, Corliss, Fitzgerald, Hopp, Hunter, McCoy, Roth, Veness, Wells, Whitney—12.

The emergency clause passed by the following vote: Ayes 79, absent or not voting 15.

Those voting yea were: Messrs. Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnson (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—79.

Those absent or not voting were: Messrs. Brewer, Child, Corliss, Dickson, Easterday, Fitzgerald, Gray, Hunter, Jones, Lyons, McCoy, Roth, Veness, Wells, Whitney—15.

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

RESOLUTION.

By unanimous consent of the House Mr. Cole introduced the following resolution:

Be It Resolved by the House of Representatives of the State of Washington, now assembled, That there be appropriated out of the general fund a sufficient sum to pay F. O. Ehrlich, contestant in the case of Ehrlich vs. McCoy et al., the usual per diem and mileage accorded to members of the Legislature from the convening of the Legislature to and including the present time, and that there also be appropriated

a sufficient sum to pay the auditor and his deputy the expenses of their trips and sojourn to and in Olympia.

Resolution referred to the Committee on Appropriations.

On motion of Mr. Comstock the House adjourned at 3:45 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWENTY-FOURTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, February 4, 1903,
10 o'clock a. m. }

The House convened at 10 a. m. Speaker Hare in the chair.

Rev. Dr. Hays opened the session with prayer.

Roll call showed all members present except Mr. Cameron.

The minutes of yesterday were read and approved.

PETITIONS.

A petition from the residents of Tolt, Wash., relative to amending section 2933 of Ballinger's codes in reference to the use of certain school houses was referred to the Judiciary Committee.

A communication from the Secretary of State submitting a report of the expenses incurred in fitting up the legislative hall was referred to the Committee on Claims and Auditing.

RESOLUTIONS.

By Mr. Wells:

Resolved, That when, in the opinion of the chairman of any committee in the House, the clerk of said committee requires a typewriter in the discharge of his duties, that, upon a written order, signed by the chairman of that committee and by the chief clerk of the House, said clerk may rent a typewriter, and receive extra compensation of 50 cents per day therefor; provided, that said clerk is at present receiving not more than \$3.50 per day.

The report was adopted.

REPORTS OF STANDING COMMITTEES.

Memorial of Legislature of New Mexico: Recommend it be indefinitely postponed.

Senate bill No. 3: Recommend it do pass.

Senate resolution No. 3: Recommend it do pass.

House bill No. 25: Recommend it pass as amended.

House bill No. 120: Recommend it pass as amended.

House bill No. 121: Recommend it pass as amended.

House bill No. 163: Recommend it do pass.

House bill No. 164: Recommend it do pass.

House bill No. 179: Recommend it pass as amended.

House bill No. 6: Recommend it pass as amended.

Senate bill No. 17: Recommend it pass as amended.

House bill No. 165: Recommend it pass as amended.

House bill No. 11: Report No. 1 recommends it pass as amended; report No. 2 recommends it do pass; report No. 3 recommends it be indefinitely postponed.

Memorial of the legislature of New Mexico was indefinitely postponed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash, February 4, 1903.

MR. SPEAKER:

We, your Committee on Mileage and Contingent Expenses, recommend that the following expense account be allowed:

HOUSE OF REPRESENTATIVES, DR.

The expenses of committee appointed to attend the funeral of Hon. John Beard Allen, as follows:

Expense of Glenn N. Rauck.....	\$ 5 00
Expense of Fred Eldemiller.....	5 00
Expense of John B. Wilson.....	5 00
Expense of R. L. Philbrick.....	5 00
Expense of William H. Lewis.....	5 00
Bill of Montana Stables, for carriage.....	5 00
Bill of Chas. Malmo, for flowers sent in name of House of Representatives.....	25 00
Total	\$55 00

G. W. JEFFRIES, Chairman.

We concur in this report: W. H. Thacker, A. F. Kees, E. J. Durham, W. A. Stark, M. J. Malony.

The report was adopted and the claims allowed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash, February 4, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 16, relating to the office of State Veterinary Surgeon.

Also Senate bill No. 53, relating to appeals to the Supreme court.

Also Senate bill No. 56, relating to the statute of limitations, etc., and declaring an emergency.

Also Senate joint memorial No. 2, relating to the opening of the south half of the Colville reservation.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 231, by Mr. Allis: An act changing the name of the State Reform School to the State Industrial School.

Referred to Committee on State, School and Granted Land.

House bill No. 232, by Mr. Carle: An act to amend section 4 of an act providing for the leasing of county property and entitled "An act for the leasing of county property and declaring an emergency," as approved by the Governor on the 16th of March, 1901, and declaring an emergency.

Referred to Committee on State, School and Granted Lands.

House bill No. 233, by Mr. Carle: An act for the relief of George A. Brooke.

Referred to the Committee on Claims and Auditing.

House bill No. 234, by Mr. Dilling: An act regulating the allotment and expenditure of the Road and Bridge fund in counties in which there is a city of the first class.

Referred to the Committee on Judiciary.

House bill No. 235, by Mr. Coate and Mr. Stevenson: An act providing for the survey, establishment and construction of a state road along the north bank of the Columbia river, from Lyle, in Klickitat county, Washington, to Washougal, in Clarke county, Washington, creating a commission therefor, defining their duties and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 236, by Mr. Raine: An act to provide for the release of joint debtors.

Referred to the Committee on Judiciary.

House bill No. 237, by Mr. Raine: An act to provide that an offer in writing, if refused, shall be equivalent to actual tender.

Referred to the Committee on Judiciary.

House bill No. 238, by Mr. Eidemiller: An act authorizing the Board of County Commissioners of the several counties of the State of Washington to dedicate to the public, land for public streets and alleys in incorporated cities and towns through property belonging to the several counties of the State of Washington.

Referred to the Committee on Municipal Corporations

House bill No. 239, by Mr. Comstock: An act regulating the institution of actions for damages for personal injuries and death by wrongful act against cities of the first class.

Referred to the Committee on Municipal Corporations.

House bill No. 240, by Mr. Tibbetts: An act in relation to the support of the poor and indigent, and establishing the liabilities of counties in reference thereto, and providing for the enforcement thereof.

Referred to the Committee on Counties and County Boundaries.

House bill No. 241, by Mr. Emery: An act prohibiting the leaving of iron or steel in saw-logs and providing penalty for violation.

Referred to the Committee on Manufacturies.

House bill No. 242, by Mr. Dickson: An act authorizing the State Auditor to give Kittitas county, Washington, credit on tax-roll account for the year 1901.

Referred to the Committee on Appropriations.

House bill No. 243, by Mr. Dunn: An act making an appropriation for irrigation investigations.

Referred to the Committee on Water Rights and Irrigation.

House bill No. 244, by Mr. Thacker: An act relating to the construction of armories for the use of the National Guard of Washington, appropriating money from the military fund to assist therein, authorizing certain counties and cities of the first class to furnish sites and participate in such construction, empowering them to incur indebtedness, and to issue bonds therefor, and

imposing penalties and providing a punishment for its violation.

Referred to the Committee on Military Affairs and Soldiers' Home.

House bill No. 245, by Mr. Dickson: An act amending section 254 of Ballinger's Annotated Codes and Statutes of Washington, relating to certificates as to the official character of notaries public, and fixing the fee therefor.

Referred to the Committee on Judiciary.

House bill No. 246, by Mr. Dickson: An act making appropriations for the maintenance and increased equipment of the State Normal School at Ellensburg, and to build a building for the training department and equipping and furnishing the same.

Referred to the Committee on State Normal Schools.

House bill No. 247, by Mr. Dickson: An act authorizing the establishment of library districts and the establishing and maintaining libraries in same.

Referred to the Committee on Education.

House bill No. 248, by Mr. King: An act to appropriate \$29.95 for the relief of M. Billings.

Referred to the Committee on Appropriations.

House bill No. 249, by Mr. Cole: An act prohibiting the sale of intoxicating liquors within one mile of any naval reservation or station and of any military post or reservation, and prescribing penalties for its violation.

Referred to the Committee on Public Morals.

House bill No. 250, by Mr. Johnston: An act to regulate the business of conveyancing, to provide for the examination and authorization of conveyancers, prescribing fees, imposing penalties, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 251, by Mr. Thacker: An act to provide for the enrollment of the militia, for the organization, maintenance and discipline of the National Guard of the State of Washington and for the public defense, and to amend sections 1932, 1933, 1934, 1939, 1955, 1964, 1975, 1991, 2000, 2010 and 2068, and to repeal section 1957 of Ballinger's Annotated Codes and Statutes of the State of Washington, and to amend sections 6, 7, 8 and 11 of an act entitled "An act to amend sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046, and

2061 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the Military Code of the State of Washington, providing for courts of inquiry, and declaring an emergency," approved March 16, 1901, and declaring an emergency.

Referred to the Committee on Military Affairs and Soldiers' Home.

House bill No. 252, by Mr. Zenkner: An act appropriating money for the construction of a building at the State Reform School and for furnishing the same.

Referred to the Committee on State Reform School.

House bill No. 253, by Mr. H. Johnston: An act to amend section 245 of Ballinger's Annotated Codes and Statutes of Washington, providing for the appointment, qualification and duties of notaries public and declaring an emergency.

Referred to the Committee on Judiciary:

House bill No. 254, by Mr. H. Johnston: An act amending section 4854 of Ballinger's Codes and Statutes of the State of Washington, relating to venue of actions against private corporations.

Referred to the Committee on Judiciary.

House bill No. 255, by Mr. Gray: An act for the protection of livery and boarding stable keepers.

Referred to the Committee on Miscellaneous Matters.

House bill No. 256, by Mr. Gray: An act for the protection of livery and boarding stable keepers, and providing a penalty for the violation thereof.

Referred to the Committee on Miscellaneous Matters.

FIRST READING OF SENATE BILLS.

Senate joint resolution No. 6, by Senator Hamilton, providing for a joint committee to receive President Roosevelt.

Referred to the Committee on Memorials.

Senate bill No. 46, by Senator Crow, relating to jury trials in the superior court and providing for the payment by litigants of certain jury fees.

Referred to the Committee on Judiciary.

The House concurred in the Senate amendment to House joint resolution No. 6.

The House concurred in the Senate amendments to House bill No. 12.

The speaker in open session signed House bill No. 27.

THIRD READING OF BILLS.

House bill No. 90, declaring that a day's labor on public works of the state or any political subdivision thereof shall not exceed eight hours.

The bill as engrossed was read a third time, placed upon its final passage and passed by the following vote: Ayes 90, nays 0, absent or not voting 4.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson, (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—90.

Those absent or not voting were: Messrs. Bassett, Eidemiller, McCoy, Roth—4.

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

House bill No. 26 was recommitted to the Committee on Engrossed Bills.

House bill No. 110, providing official seals for county treasurers.

The bill as engrossed was read a third time, placed upon its final passage and passed by the following vote: Ayes 86, nays 0, absent or not voting 8.

Those voting yea were: Messrs. Allis, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn,

Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—86.

Those absent or not voting were: Messrs. Bassett, Benn, Brewer, Clark, Comstock, Lindsley, Peaslee, Roth—8.

The emergency clause passed by the following vote: Ayes 64, nays 19, absent or not voting 11.

Those voting yea were: Messrs. Allis, Brown, Butler, Carle, Child, Cole, Collins, Cooney, Corliss, Craigue, Denton, Dickson, Dix, Dunn, Easterday, Eidemiller, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Levy, Lewis, Lingerman, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Mr. Speaker—64.

Those voting nay were: Messrs. Cameron, Crandall, Delanty, Dilling, Durham, Emery, Field, Hastings, Howell, Johnson (J. T.), Knoblock, McCoy, Maloney, Muse, Reise, Roberts, Stevenson, Veness, Zenkner—19.

Those absent or not voting were: Messrs. Bassett, Benn, Brewer, Clark, Coate, Comstock, Lindsley, Lyons, Peaslee, Roth, Witter—11.

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

By unanimous consent the House returned to the order of second reading of bills.

SECOND READING OF BILLS.

Senate bill No. 3, providing an additional superior court judge

for King county, was read by sections and passed to third reading.

Senate resolution No. 3, providing for filing bills with the state librarian, was read by sections and passed to third reading.

OLYMPIA, Wash., February 4, 1903.

MR. SPEAKER:

We, your Committee on Roads and Bridges, to whom was referred House bill No. 25, entitled "An act authorizing boards of county commissioners to build and maintain wharves and landings," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments:

In line 4 of the printed bill and line 5 of the original bill, section 1, omit the words "such county" and insert in their place "their respective counties, and not included within the limits of tide or shore lands of the first class."

Substitute for section 2 the following:

Section 2.—In cases where the board of county commissioners shall determine to build, construct and maintain wharves or landings as aforesaid, over and across tide lands of the second class, owned by the State of Washington, the Board of State Land Commissioners are hereby authorized to grant an easement to the county for so much of said tide land as may be necessary for right of way purposes; *provided*, that a duly attested and sworn copy of the plat made by the county surveyor shall first be filed with the Board of State Land Commissioners, together with a petition of the board of county commissioners, setting forth the reasons for the same; and the aforesaid plat, when approved by the Board of State Land Commissioners, shall be and form the official plat of said right of way, and shall be filed in the office of the Commissioner of Public Lands, and the said plat shall show the amount of land embraced in the proposed right of way, and the location of the same relative to at least two of the corners of the public land survey.

The title of the act shall be as follows:

An act authorizing county commissioners of each county in this State to build and maintain wharves and landings on the shores of any navigable waters or water courses within or bordering upon their respective counties, and for that purpose to institute and prosecute proceedings to acquire right of way therefor under the statutes of eminent domain in this state; and declaring an emergency.

L. G. ALLIS, Chairman.

We concur in this report: Jos. Ferguson, W. H. Clarke, W. H. Fletcher, S. A. Crandall, J. M. Stevenson, Robert Dunn.

The bill was read by sections. The amendments recommended by the committee, and the following amendment by Mr. Megler, were adopted:

"Strike out section 4 and insert in lieu thereof the following: An emergency exists, and this act shall take effect immediately."

House bill No. 25 passed to third reading.

Report No. 1.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 11, entitled "An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line 5 of the printed bill and line 7 of the original bill, section 1, strike out the word "office" and substitute in lieu thereof the word "offices."

In the fifth and sixth lines of the printed bill, and the seventh and eighth lines of the original bill, of section 1, strike out the following words, "judge of the Supreme Court of the State of Washington and."

In line 10 of section 2 of the printed bill, and lines 12 and 13 of the original bill, section 2, strike out the following words: "judges of the Supreme Court and."

In line 13 of section 2 of the printed bill, and lines 16 and 17 of section 2 of the original bill, strike out the following words: "the Supreme Court and."

In the form of the ballot in the printed, and in the original bill in the column under the head "Judicial Ticket," strike out the word "Supreme" before the word "judge" in said column, and insert in lieu thereof the word "Superior."

In the form of the ballot in the printed and the original bill, in the column under the head "Judicial Ticket," strike out the words "Superior Judge," "John Doe," "Richard Roe."

C. S. GLEASON.

CHAS. D. KING.

L. H. BREWER.

Report No. 2.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 11, entitled "An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates," have had the same under consideration, and we respect-

fully report the same back to the House with the recommendation that it do pass.

P. F. QUINN.
JOSEPH B. LINDSLEY.
E. R. YORK.

Report No. 3.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 11, entitled "An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY.
HERCHMER JOHNSTON.

House bill No. 11. Mr. Gleason moved to adopt committee report No. 1.

Mr. Quinn moved to amend by adopting report No. 2.

Mr. Easterday moved to amend the amendment by substituting committee report No. 3.

Mr. Jones moved to refer to the committee on privileges and elections.

Mr. Jones' motion was lost.

Mr. Easterday withdrew his amendment, and moved to make the bill a special order for 2 o'clock, February 10th.

The motion was carried.

On motion of Mr. Megler the House took a recess until 2 p. m.

AFTERNOON SESSION.

Roll call showed all members present except Messrs. Eidemiller, Lyons, McCoy, McNicol, Philbrick, Quinn, Stevenson, York, Fitzgerald and Ranck.

Messrs. Fitzgerald and Ranck were excused.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was re-

ferred House bill No. 121, entitled "An act changing the corporate name of the town of "Sidney," in Kitsap county, State of Washington, a municipal corporation of the fourth class, to "Port Orchard," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 1 of the title strike out the words "entitled an act," and in line 6 of the title strike out the words "the town of."

In line 3 of section 1 of the printed bill, and line 6, section 1, of the original bill, strike out the words "the town of." And that the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: N. J. Craigue, L. Levy, L. H. Brewer, Geo. W. Hopp, S. A. Crandall, Joseph B. Lindsley, E. R. York.

The bill was read by sections. The amendments recommended by the committee were adopted and House bill No. 121 passed to third reading.

House bill No. 163, providing for the organization, classification, incorporation and government of municipal corporations, was read by sections and passed to third reading.

House bill No. 164, amending the act providing for the organization of municipal corporations, was read by sections and passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 120, entitled "An act changing the corporate name of the town of "Port Orchard," in Kitsap county, Washington, a municipal corporation of the fourth class, to "Charleston," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 1 of the title strike out the words "entitled an act," and in line 6 of the title strike out the words "the town of."

In line 3 of section 1 of the printed bill, and line 7, section 1, of the original bill, strike out the words "the town of." And that the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: N. J. Craigue, L. Levy, L. H. Brewer, Geo. W. Hopp, S. A. Crandall, Joseph B. Lindsley, E. R. York.

The amendments recommended by the committee were adopted

and House bill No. 120 was read by sections and passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 179, entitled "An act relieving cities and towns from liability for death or damages to person or property upon streets, alleys or other public places which have not been improved and opened to public travel," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

Strike out all of section 2. And that it do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: N. J. Craigue, L. H. Brewer, Geo. W. Hopp, S. A. Crandall, Joseph B. Lindsley, E. R. York.

The bill was read by sections. The amendments recommended by the committee were adopted, and House bill No. 179 was passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 6, entitled "An act relating to the tide lands of Aberdeen, and providing for the platting, appraisalment and sale thereof, and reserving a highway therein, and declaring void the Harbor Line Commissioner's map of Aberdeen, heretofore filed, and providing for the establishment and leasing of harbor lines therein, and making an appropriation for such purposes, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Strike out the following words in the third and fourth lines of the title to the engrossed bill: "and reserving a highway therein."

Strike out the word "lines" after the word "harbor" in the seventh line of the title of the engrossed bill, and substitute in lieu thereof the word "areas."

After the title, and immediately preceding the enacting clause of the engrossed bill, insert the following:

"WHEREAS, The Board of Harbor Commissioners of the State of Washington, acting under the authority of Article XV, section 1, of the State Constitution and the act of the Legislature approved March 28, 1890, entitled 'An act to create a Board of Harbor Line Commissioners, prescribing their duties and compensation,' attempted to establish har-

bor lines at the city of Aberdeen, caused surveys to be made, and duplicate maps to be made, one of which was filed in the office of the county auditor, on February 16, 1892, and one in the office of the State Land Commissioner, on the 3d day of February, 1892; and,

WHEREAS, No monuments of such survey remain, there is irreconcilable conflict between the said maps and the field notes of such survey, so that it is impossible to now determine the location of said harbor lines, and for that reason impossible for the state officers to plat, appraise, sell or otherwise deal with the tide lands in front of said city, thereby depriving the state of revenue therefrom, preventing purchase and improvement of such tide lands, or leasing of harbor area at said city, to the great detriment of the state, of the residents of said city, and of the public generally; and,

WHEREAS, The Superior Court of the State of Washington for Chelalis county has rendered judgment establishing the invalidity of said maps and surveys; and,

WHEREAS, By reason of the facts aforesaid harbor lines have never been established in front of said city, and the early establishment of such harbor lines is necessary in the public interests,

“WHEREFORE,

After the word “appraised,” in the twelfth line of section 2 of the engrossed bill strike out the “,” and insert in lieu thereof a “.”

After the word “appraised,” in the twelfth line of section 2 of the engrossed bill, strike out the following words in lines 12, 13, 14 and 15: “but it shall never be considered that any tide lands exist along that part of the Wishkah river within said city.”

“Strike out the “.” after the word “city” in line 15 of section 2 of the engrossed bill.

Strike out the whole of section 5 of the engrossed bill.

Strike out all of section 8 of the engrossed bill.

Strike out the figure “6” after the word “Section” in section 6 of the engrossed bill, and substitute in lieu thereof the figure “5.”

Strike out the figure “7” after the word “Section” in section 7 of the engrossed bill, and insert in lieu thereof the figure “6”

Strike out the figure “9” after the word “Section” in section 9 of the engrossed bill, and insert in lieu thereof the figure “7.”

J. H. EASTERDAY, Chairman.

We concur in this report: R. F. Quinn, Charles D. King, Irving T. Cole, S. A. Wells, Herchmer Johnston, Chas. S. Gleason, Joseph B. Lindsley, S. A. Crandall, L. H. Brewer, E. R. York.

The bill was read by sections. The amendments recommended by the committee were adopted and House bill No. 6 was passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 17, entitled "An act to amend an act entitled 'An act relating to the payment of witness fees to public officers,' approved March 16, 1901," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

After the ":" between the word "aforesaid" and the word "Provided," in line 15 of section 1 of the engrossed bill add the following: "Provided, this act shall not apply when any deduction shall be made from the regular salary of such officer by reason of his being in attendance upon the Superior court, but in such cases regular witness fees shall be paid; and."

After the ";" between the word "Provided" and the word "That," in line 15 of section 1 of the engrossed bill, insert the word "further."

After the word "*witnesses*," in line 19 of section 1 of the engrossed bill, insert the following words: "in the Superior courts."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, Charles D. King, Irving T. Ccle, S. A. Wells, C. S. Gleason, S. A. Crandall, L. H. Brewer, E. R. York.

I concur in this report, except that I recommend that the ";" after the word "cases" in line 18 of section 1 of the engrossed bill be stricken, and a "." be substituted in lieu thereof.

That the following words and marks in lines 18, 19 and 20 of section 1 of the engrossed bill, beginning with the word "and," after the word "cases" in line 18 thereof, "*and provided further that this act shall not apply to police officers when called as witnesses during hours when they are off duty as such officers.*"

P. F. QUINN.

The bill was read by sections. The amendments in the majority report of the committee were adopted and the bill was passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 4, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 165, entitled "An act for the protection of occupants of land, who have in good faith made permanent improvements thereon," have had the same under consideration, and we respectfully report the same back to the House, with the recommendation that it do pass as amended.

In line 2 of section 1 of the printed bill, and line 2 of section 1 of the original bill insert between the word "made" and the word "by" the following: "or general or special taxes or local assessments have been paid."

In line 3 of the printed bill and line 3 of the original bill, section 1, between the word "improvement" and the word "must" insert the following: "and the amount of such taxes or assessments with interest thereon from the date of payment."

At the end of section 2, after the word "thereof," strike out the "." and insert "and the amount of said taxes and assessments so paid and the dates of payments."

In line 2 of the printed bill and line 3 of the original bill, section 3, between the second word "improvements" and the word "must" insert the following: "and the amount of said taxes and assessments."

In line 3 of the printed bill and line 3 of the original bill, section 4, between the word "improvements" and the word "as" insert the following: "and the amount of said taxes and assessments, with interest."

In line 5 of the printed bill and line 4 of the original bill, section 4, insert in the blank the word "six."

In line 6 of the printed bill and line 6 of the original bill, section 4, insert in the blank the word "three."

J. H. EASTERDAY, Chairman.

We concur in the report: P. F. Quinn, Charles D. King, Irving T. Cole, S. A. Wells, Herchmer Johnston, Chas. S. Gleason, Joseph B. Lindsley, S. A. Crandall, L. H. Brewer, E. R. York.

The bill was read by sections. The amendments recommended by the committee were adopted.

The following amendment by Mr. Gleason was adopted:

In line 1 of section 1 of original bill insert after the word "improvements" the words "or paid taxes."

The bill was passed to third reading.

At 2:30 p. m. Mr. Levy was called to the chair.

REPORTS OF STANDING COMMITTEES.

By unanimous consent the House returned to the order of Reports of Standing Committees and the Committee on Municipal Corporations recommended that House bill No. 19 do pass as amended.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash, February 4, 1903.

MR. SPEAKER:

The president has signed House bill No. 27, relating to crimes and

punishments and proceedings in criminal cases, and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Dilling the House adjourned at 3 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWENTY-FIFTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, February 5, 1903,
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Clarke, Johnson (J. T.), and Quinn.

Dr. Hayes of Olympia offered prayer.

The minutes of yesterday were read and approved.

RESOLUTIONS.

By the Committee on Rules:

Resolved, That hereafter all engrossed bills be typewritten.

W. H. HARE, Chairman.

The resolution was adopted.

Resolved, That the speaker be authorized to appoint five stenographers at \$4.50 per day, each appointee to furnish his typewriter; and, further, that the engrossing and stenographic work of the House be assigned by authority of the speaker, and under the direction of the chief clerk.

W. H. HARE, Chairman.

The resolution was adopted.

Resolved, That such clerks as the chief clerk can certify to the speaker are competent typewriters, and have their machines, shall receive 50 cents per day extra compensation, beginning February 1.

W. H. HARE, Chairman.

The resolution was adopted.

Resolved, That in presenting reports in which amendments are recommended the committees be required, in the case of House bills, to make reference to the lines affected in the original and printed bills, and in the case of Senate bills to make reference to the lines affected in the engrossed and printed bills.

W. H. HARE, Chairman.

The resolution was adopted.

INTRODUCTION OF MEMORIALS.

House joint memorial No. 5, by Mr. Allis:

Petitioning Congress of the United States to appoint Oliver P. M. Hazzard first lieutenant in the regular army.

Referred to the Committee on Memorials.

House joint memorial No. 7, by Mr. Philbrick:

Relating to the forest reserve in the Quinalt valley.

Referred to the Committee on Memorials.

House joint memorial No. 8, being a memorial from the legislative assembly of New Mexico pertaining to the omnibus statehood bill.

Referred to the Committee on Memorials.

PETITIONS.

A petition from the citizens of Everett, Washington, requesting the passage of a direct primary law, was referred to the Committee on Privileges and Elections.

A similar petition from the citizens of Lowell, Washington, was referred to the same committee.

Senate joint memorial No. 2, in regard to the opening of the Colville reservation, was referred to the Committee on Memorials.

Under a suspension of the rules, House joint memorial No. 6, by Mr. Lewis, memorializing Congress and protesting against the proposed International Alaskan Boundary Commission, was introduced and passed, by a vote of: Ayes 83, nays 0, absent or not voting 11.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunder-

son, Hastings, Haynes, Henry, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—83.

Those absent or not voting were: Messrs. Bassett, Denton, Dilling, Hopp, Johnson (J. T.), Levy, Lyons, Philbrick, Quinn, Ranck, Wells—11.

On motion of Mr. Lewis the rules were further suspended and House joint memorial No. 6 was ordered immediately transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

House bill No. 91: Recommend it pass as amended.

House bill No. 102: Majority report recommends it be indefinitely postponed; minority report recommends that it do pass.

Senate bill No. 57: Recommend it do pass.

House bill No. 133: Recommend it do pass.

House bill No. 111: Majority report that it do pass as amended; minority report that it be indefinitely postponed.

House bill No. 172: Recommend it do pass.

House bill No. 116: Recommend it be referred to Committee on Roads and Bridges.

House bill No. 174: Referred to Committee on Fisheries.

House bill No. 173: Recommend it do pass.

House bill No. 51: Recommend it do pass as amended.

House bill No. 30: Recommend it be referred to Committee on Appropriations.

House bill No. 83: Recommend it be referred to Committee on Appropriations.

House bill No. 86: Recommend it do pass as amended.

House bill No. 188: Recommend it do pass as amended.

House bill No. 175: Recommend it do pass as amended.

House bill No. 41: Recommend it do pass as amended.

House bill No. 156: Recommend it be indefinitely postponed.

House joint memorial No. 7: Recommend it pass.

The Committee on Claims and Auditing favorably reported on

the resolution providing for one day's additional salary to Mr. Fred Ripley, assistant chief clerk, and Mr. L. O. Meigs, index clerk. The committee also amended the resolution by adding the name of Mr. Eugene Lorton, reading clerk.

The Committee on appropriations favorably reported on the resolution by Mr. Cole authorizing the payment of \$146.80 for mileage to F. O. Ehrlich, and \$156.60 to Fred Blumberg, auditor of Skagit county, to compensate them for expenses incurred in the election contest case of Ehrlich vs. McCoy, et al.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 257, by Mr. Frostad: An act relating to the assessment and collection of taxes in the State of Washington and to amend section three of an act entitled "An act to amend sections 13, 14, 15 and 24 of an act entitled 'An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾ to said act, and declaring an emergency, approved March 15, 1899,' and declaring an emergency," which passed the Senate February 21, 1901, and the House March 14, 1901, and declaring an emergency.

Referred to the Committee on Revenue and Taxation.

House bill No. 258, by Mr. Thompson: Withdrawn by unanimous consent.

House bill No. 259, by Mr. Tibbetts: An act requiring corporations, companies, associations, firms and persons engaged in mining or manufacturing in this state, to pay their employes semi-monthly in lawful money of the United States and providing penalties for violation.

Referred to the Committee on Mines and Mining.

House bill No. 260, by Mr. Zenkner: An act requiring judges of the superior court to reside at the county seat of some county in his district.

Referred to the Committee on Judiciary.

House bill No. 261, by Mr. J. B. Wilson: An act authorizing boards of education or directors of school districts within the State of Washington to establish and maintain day schools for the deaf, and authorizing payment therefor from the state common school funds.

Referred to the Committee on Education.

House bill No. 262, by Mr. Moldstad: An act to amend section 7386, Ballinger's Annotated Statutes and Codes of Washington, relating to the casting of sawdust and other lumber waste in water where fish resort to spawn.

Referred to the Committee on Fisheries.

House bill No. 263, by Mr. Griffin: An act to provide for the payment of expenses incurred in compliance with an act entitled "An act to provide for the construction and maintenance of dikes and dams in certain cases," approved February 2, 1888, or of any acts amendatory thereof, and declaring an emergency.

Referred to the Committee on Harbors and Waterways.

House bill No. 264, by Committee on State School and Granted Lands: An act to amend section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the State's granted, school, tide, oyster, and other lands, harbor areas, and for the confirmation and the completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of state land commisioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, as amended by section one of an act approved March 16, 1899, and as amended by section one of an act approved March 18, 1901, and declaring an emergency.

Ordered placed upon second reading.

House bill No. 265, by Committee on State School and Granted Lands: An act to amend sections 13, 15, 19, 23, 31 and 62 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and the completion of the several grants to the state by

the United States; creating a board of appraisers and a board of harbor line commisisoners as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of state land commisisoners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, and adding sections 18½ and 31½ to said act and declaring an emergency.

Ordered placed on second reading.

House bill No. 266, by Mr. Roth: An act relating to voluntary sales of mining claims, or any interest therein, or to create a lien thereon.

Referred to the Committee on Mines and Mining.

FIRST READING OF SENATE BILLS.

Senate bill No. 56, by Senator Graves, relating to the statute of limitations in actions brought for the benefit of the state or any of its municipalities, was referred to the Committee on Judiciary.

Senate bill No. 16, by Senator Sharp, amending section one and adding sections 2½ and 4½ to an act creating the office of State Veterinary Surgeon, was referred to the Committee on Dairies and Livestock.

Senate bill No. 53, by Senator Potts, amending section 30 of an act relating to appeals to the supreme court, was referred to the Committee on Judiciary.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 3, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 19, entitled "An act prescribing a limit upon the assessment of abutting property for local improvements, and providing a method of computation for improvement districts, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 3 of section 1 of the printed bill, and line 4 of section 1 of the original bill, after the word "the" and before the word "within," strike out the word "property" and insert the words "real estate, exclusive of improvements."

In line 5 of section 1 of the printed bill, and line 8 of section 1 of

the original bill, after the word "a" and before the word "vote," insert the word "unanimous"; after the word "vote" and before the word "of," strike out the words "of two-thirds," and after the word "the" and before the word "council" strike out the word "whole."

In lines 6 and 7 of section 1 of the printed bill, and line 12 of section 1 of the original bill, before the words "of the property" and after the word "of," strike out the words "a majority" and insert the word "three-fourths."

In line 1 of section 4 of the printed bill, and line 1 of section 4 of the original bill, strike out the word "whereas," and after the word "exists" and before the word "this" insert the word "and"; strike out the words "upon its passage and approval" and add the word "immediately." And that the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: N. J. Craigue, L. Levy, Geo. W. Dilling, S. A. Crandall, E. R. York, Geo. W. Hopp.

The bill was read the second time by sections. The amendments recommended by the committee were adopted and House bill No. 19 passed to third reading.

THIRD READING OF BILLS.

Senate bill No. 3, providing for the appointment of one additional judge of the superior court of the State of Washington and county of King.

The bill as engrossed was read a third time, placed upon its final passage and passed by the following vote: Ayes 85, nays 0, absent or not voting 9.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Pogue, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—85.

Those absent or not voting were: Messrs. Bassett, Corliss,

Johnson (J. T.), Levy, Morgan, Peaslee, Philbrick, Quinn, Ranck—9.

The emergency clause passed by the following vote: Yeas 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Pogue, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—84.

Those absent or not voting were: Messrs. Bassett, Denton, Hunter, Johnson (J. T.), Levy, Palmer, Peaslee, Philbrick, Quinn, Ranck—10.

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

Senate concurrent resolution No. 3, by Senator Crow, relating to the filing of bills with the State Librarian, was adopted.

House bill No. 25, by Mr. Clark, authorizing boards of county commisisoners to build wharves and landings.

The bill as engrossed was read a third time, placed upon its final passage and passed by the following vote: Ayes 84, nays 0, absent or not voting 10.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Pogue, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker,

Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—84.

Those absent or not voting were: Messrs. Bassett, Dickson, Johnson (J. T.), Knoblock, Levy, Palmer, Peaslee, Philbrick, Quinn, Ranck—10.

The emergency clause passed by the following vote: Ayes 82, nays 0, absent or not voting 12.

Those voting yea were: Messrs. Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Jeffries, Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Pogue, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—82.

Those absent or not voting were: Messrs. Bassett, Dickson, Hopp, Jones, Johnson (J. T.), King, Levy, Palmer, Peaslee, Philbrick, Quinn, Ranck—12.

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

House bill No. 163, by Mr. Johnston and Mr. Craigie, providing for the organization and government of municipal corporations.

The bill as engrossed was read a third time and placed upon its final passage, and passed by the following vote: Ayes 65, nays 11, absent or not voting 18.

Before the vote was announced Mr. Lewis changed his vote from nay to yea.

Those voting yea were: Messrs. Allis, Benn, Brewer, Butler, Cameron, Carle, Coate, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries,

Jones, Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Linger-
man, Lyons, Mackenzie, McNicol, Megler, Merrill, Moldstad,
Morgan, Morrill, Muse, Parcel, Reise, Roberts, Stark, Stevenson,
Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whit-
ney, Wilson (J. B.), Witter, York, Zenkner—65.

Those voting nay were: Messrs. Cole, Emery, Field, Griffin,
McCoy, Maloney, Raine, Roth, Williams, Wilson (R. B.), Mr.
Speaker—11.

Those absent or not voting were: Messrs. Bassett, Brown,
Child, Clark, Comstock, Dickson, Fletcher, Gleason, Hunter,
Johnson (J. T.), King, Levy, Palmer, Peaslee, Philbrick, Pogue,
Quinn, Ranck—18.

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

House bill No. 164, by Mr. Johnston and Mr. Craigie, provid-
ing for the organization and government of municipal corpora-
tions.

The bill as engrossed was read a third time, placed upon its
final passage and passed, by the following vote: Ayes 75, nays 2,
absent or not voting 17.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron,
Carle, Child, Clark, Coate, Collins, Cooney, Corliss, Craigie,
Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn,
Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson,
Frostad, Field, Gray, Gunderson, Hastings, Haynes, Henry,
Hopp, Howard, Howell, Jones, Johnston (H.), Kees, Knoblock,
Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy,
McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill,
Muse, Parcel, Peaslee, Pogue, Raine, Reise, Roberts, Stark, Stev-
enson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White,
Whitney, Wilson (J. B.), Witter, York, Zenkner, Mr. Speaker
—75.

Those voting nay were: Roth, Williams—2.

Those absent or not voting were: Bassett, Brown, Cole, Com-
stock, Fletcher, Gleason, Griffin, Hunter, Jeffries, Johnson (J.
T.), King, Maloney, Palmer, Philbrick, Quinn, Ranck, Wilson
(R. B.)—17.

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

On motion of Mr. Megler the House took a recess at 11:50 a. m. until 2 p. m. today.

AFTERNOON SESSION.

The House convened at 2 o'clock with Speaker Hare in the chair.

Roll call showed all members present except Messrs. Easterday, Morgan, Quinn and Ranck.

On motion of Mr. Wells the House adjourned at 2:10 p. m. until 10 a. m. tomorrow, out of respect to the memory of the late Colonel N. H. Owings.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWENTY-SIXTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Friday, February 6, 1903, }
10 o'clock a. m.

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Cole, Johnson (J. T.), Johnston (H.), Quinn, Ranck, Brown and Weir. Messrs. Brown, Quinn and Weir were excused.

Rev. Dr. Hayes of Olympia offered prayer.

The minutes of yesterday were read and approved.

W. E. Ostrander and F. M. Halstead were appointed special stenographers and the oath of office administered by the speaker.

MEMORIALS.

House joint memorial No. 4, by Mr. Thacker, to restore lands in San Juan county to settlement.

Referred to the Committee on Memorials.

House joint memorial No. 9, by Mr. Moldstad, in regard to forest reserves.

By unanimous consent the rules were suspended and the memorial was placed on final passage.

The memorial passed the House by the following vote: Ayes 68, nays 6, absent or not voting 20.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Comstock, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Durham, Fitzgerald, Ferguson, Frostad, Fletcher, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnston (H.), King, Levy, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Mr. Speaker—68.

Those voting nay were: Cameron, Collins, Emery, Field, Kees, Maloney—6.

Those absent or not voting were: Brown, Cole, Craigue, Dickson, Dunn, Easterday, Eidemiller, Gleason, Haynes, Johnson, (J. T.), Knoblock, Lyons, Morgan, Muse, Quinn, Ranck, Roberts, Weir, Wilson (R. B.), Zenkner—20.

On motion of Mr. Moldstad the rules were further suspended and the memorial ordered transmitted immediately to the Senate.

In open session the speaker signed House bill No. 12.

RESOLUTION.

By Mr. Gunderson:

WHEREAS, In the Legislaure of 1899 a measure was introduced and passed, changing the system of State printing, which became operative July 1, 1901; and

WHEREAS, The amount expended for public printing for the biennial period of 1895-7 was \$50,000; for the period of 1897-9 was \$51,000, and for the period of 1899-1901 there was expended the sum of \$51,000; and,

WHEREAS, For the period of two years ending March 31, 1903, the amount expended for public printing will amount, approximately, to about \$70,000; therefore, be it

Resolved, That a committee of three be appointed by the speaker to ascertain the reason for the increase in expenditure for public printing;

also to make comparisons between the old and the new systems. and get data, to the end that the House may receive information for the purpose of amending or substituting other measures that may save the State any unnecessary expense in printing.

The resolution was adopted and the speaker appointed Messrs. Levy, Gunderson and Lindsley as members of the committee.

MESSAGE FROM THE GOVERNOR.

OLYMPIA, Wash., February 5, 1903.

The Honorable Speaker. House of Representatives, Olympia. Washington:

SIR:

I have the honor to inform you that the Governor has this day approved the following:

House bill No. 27, entitled "An act to amend section 66 of an act entitled 'An act relative to crimes and punishments and proceedings in criminal cases,' approved December 1, 1881, and defining robbery and fixing the punishment therefor." Very respectfully,

J. HOWARD WATSON, Secretary to the Governor.

The message was received and filed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Memorials, herewith submit the following House joint resolution No. 10, relative to the death of Hon. John B. Allen, with the recommendation that it do pass.

RALPH L. PHILBRICK, Chairman.

We concur in this report: C. L. Mackenzie, Conrad Knoblock, E. S. Collins, W. R. Williams, Edgar C. Raine.

House joint resolution No. 10, by Committee on Memorials.

WHEREAS, Almighty God, in His infinite wisdom, has removed by death the Hon. John Beard Allen; and,

WHEREAS, In his death the State has lost its foremost citizen and public servant; 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 Senator Allen, appropriate services be held in the hall of the House of Representatives on Thursday, the 12th day of February, 1903, at 2:30 p. m., and that opportunity be there 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 public servant, the House and Senate at 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.

On motion of Mr. Philbrick, the rules were suspended and the resolution was adopted and ordered immediately transmitted to the Senate.

REPORTS OF STANDING COMMITTEES.

- House bill No. 180: Recommend it do pass.
 House bill No. 157: Recommend it pass as amended.
 House bill No. 131: Recommend it do pass.
 House bill No. 29: Recommend it do pass.
 House bill No. 28: Recommend it do pass.
 House bill No. 42: Recommend it do pass as amended.
 House bill No. 31: Recommend it do pass.
 House bill No. 55: Recommend it do pass.
 House bill No. 132: Recommend it do pass as amended.
 House bill No. 24: Recommend it do pass as amended.
 House bill No. 94: Majority report recommend it do pass; minority report recommend it be indefinitely postponed.
 House bill No. 37: Referred to the Committee on Roads and Bridges.
 House bill No. 67: Referred to the Committee on Roads and Bridges.
 House bill No. 127: Recommend it be indefinitely postponed.
 House bill No. 160: Recommend it do pass as amended.
 House bill No. 185: Recommended it do pass as amended.
 House bill No. 194: Recommend it be indefinitely postponed.
 House joint resolution No. 2: Recommend it do pass.
 House bill No. 195: Recommend it be indefinitely postponed.
 House bill No. 95: Recommend it do pass as amended.
 House bill No. 167: Recommend it do pass.
 House bill No. 59: Recommend it do pass as amended.
 House bill No. 77: Recommend it be indefinitely postponed.
 House bill No. 107: Recommend that substitute bill No. 107 be printed and passed.
 House bill No. 169: Recommend it be indefinitely postponed.
 House bill No. 97: Recommend it pass as amended.
 House joint memorial No. 5: Recommend it do pass.
 House joint resolution No. 5: Recommend it do pass.
 House Joint memorial No. 3: Recommend it do pass.
 House joint memorial No. 1: Recommend it do pass.
 Senate joint memorial No. 2: Recommend it do pass.
 House bill No. 138: Recommend it be referred to the Committee on Appropriations.

House bill No. 147: Recommend it do pass.

House bill No. 197: Recommend it do pass.

House bill No. 33: Recommend it do pass.

House bill No. 170: Recommended it pass as amended.

House bill No. 136: Recommend to substitute a committee bill, numbered "substitute House bill No. 136."

House bill No. 216: Recommend it be referred to the Committee on Claims and Auditing.

House bill No. 178: Recommend it do pass.

House bill No. 62: Recommend it do pass.

House bill No. 43: Recommend it do pass as amended.

House bill No. 70: Recommend it do pass.

House bill No. 119: Recommend it do pass.

House bill No. 130: Recommend it be indefinitely postponed.

House bill No. 109: Recommend it be indefinitely postponed.

House bill No. 126: Referred to the Committee on Appropriations.

House bill No. 184: Recommend it do pass as amended.

House bill No. 183: Recommend it pass as amended.

House bill No. 15: Majority report recommend it do pass; minority report that it be indefinitely postponed.

House bill No. 14 and House bill 122: Recommend that House substitute bill No. 122 be printed and passed.

House bill No. 127 was indefinitely postponed.

House bill No. 109 was indefinitely postponed.

House bill No. 195 was indefinitely postponed.

House bill No. 77 was indefinitely postponed.

House bill No. 169 was indefinitely postponed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, WASH., February 6, 1903.

MR. SPEAKER:

The Senate has passed House joint memorial No. 6, protesting against the proposed treaty between the United States and Great Britain relating to the Alaska boundary.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 267, by Mr. Brewer: An act to provide for the purchase and distribution of "Pierce's Washington Code" to the State and County officers and justices of the peace of the state,

and exchange with other states, for the benefit of the state library, and making an appropriation therefor.

Referred to the Committee on Judiciary.

House bill No. 268, by Mr. Craigie: An act regulating the filing and recording of plats.

Referred to the Committee on Municipal Corporations.

House bill No. 269, by Mr. Whitney: An act creating the office of Traveling State Auditor, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 270, by Mr. Hastings: An act for protection against the spread of Canada, Russian and Bull thistles, and for the destruction of the same, and for the payment of costs for destroying same, and prescribing the punishment for the violation of this act, and repealing "An act for the protection against the spread of Canada and Russian thistles and for the destruction of the same, and for the payment of costs for destroying same and prescribing the punishment for the violation of this act," approved March 8, 1899.

Referred to the Committee on Agriculture.

House bill No. 271, by Mr. Gunderson: An act to create a state oyster land reserve commission, to define its duties and powers, to provide for the protection and management of the state oyster land reserves, to create a fund to be known as the oyster land reserve fund, providing for the issuing of license to take oysters from the state oyster land reserves, providing for a penalty for violation of the provisions of this act, providing for appeal from said commission, making an appropriation and declaring an emergency.

Referred to the Committee on Fisheries.

House bill No. 272, by Mr. Megler: An act to establish and maintain a fish hatchery on Grays river, Wahkiakum county, in the State of Washington, and appropriating funds therefor.

Referred to the Committee on Fisheries.

House bill No. 273, by Mr. Gunderson: An act relating to deeds of the state to tide lands sold for the purpose of oyster cultivation and declaring an emergency.

Referred to the Committee on Tidelands.

House bill No. 274, by Mr. Veness: An act to amend sections one and two of an act entitled "An act to restrain swine from run-

ning at large, providing penalties, and prescribing the manner of appraisal and collection of damages," approved March 14, 1890.

Referred to the Committee on Dairy and Livestock.

House bill No. 275, by Mr. Veness: A bill for an act to prevent discrimination in the distribution of cars by railroad companies and providing a penalty therefor.

Referred to the Committee on Railroads.

House bill No. 276, by Mr. Veness: An act to provide for incorporation, operation and management of co-operative associations, and declaring an emergency.

Referred to the Committee on Corporations Other Than Municipal.

House bill No. 277, by Mr. Lewis: An act amending section 3769 of Ballinger's Annotated Codes and Statutes of the State of Washington relating to the conduct of road elections.

Referred to the Committee on Roads and Bridges.

House bill No. 278, by Mr. Maloney: An act to divide the judicial district composed of Spokane and Stevens counties, organize a new judicial district of the counties of Stevens and Ferry, to provide a superior judge for said district, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 279, by Mr. Easterday: An act amending section 7038 of Ballinger's Code of the State of Washington, and being section 1557 of Pierce's Code of Washington, defining murder in the second degree and fixing the penalty therefor.

Referred to the Committee on Judiciary.

House bill No. 280, by Mr. Brewer: An act to create a State Board of Osteopathic registration and examination, to license osteopathic physicians, to regulate the practice of osteopathy in the State of Washington, prescribing penalties for the punishment of persons violating the provisions of this act and declaring an emergency.

Referred to the Committee on Medicine, Surgery and Hygiene.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 4, 1903.

MR. SPEAKER:

We, your Committee on Claims and Auditing, to whom was referred House bill No. 91, entitled "An act making an appropriation for the relief of H. A. Percival for indexing the Session Laws of the seventh session of 1891, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

That the word "treasurer" in line 1, section 2, be stricken out and the word "auditor" be substituted.

W. H. CLARK, Chairman.

We concur in this report: Fred Eidemiller, J. E. Howard, W. W. Brown, B. H. Morgan, E. B. Benn, W. T. Muse.

The bill was read the second time by sections.

Mr. Gleason moved to strike out the preamble of the bill. The motion was adopted.

The amendments recommended by the committee were adopted and House bill No. 91 was passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 3, 1903.

MR. SPEAKER:

We, a majority of your Committee on Revenue and Taxation, to whom was referred House bill No. 102, entitled "An act providing for the enforcing of the lien and collection of delinquent assessments for local improvements levied by any city or town, and prescribing the duties of city and county treasurers in relation thereto," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

HERCHMER JOHNSTON, Chairman.

We concur in this report: L. H. Brewer, Wm. Delanty, A. H. Parcel, M. M. Morrill, J. E. Howard, J. I. Pogue, Wm. Coate.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 3, 1903.

MR. SPEAKER:

We, a minority of your Committee on Revenue and Taxation, to whom was referred House bill No. 102, entitled "An act providing for the enforcing of the lien and collection of delinquent assessments for local improvements levied by any city or town, and prescribing the duties of city and county treasurers in relation thereto," have had the

same under consider, and we respectfully report the same back to the House with the recommendation that it do pass.

R. W. JONES.
JOSEPH B. LINDSLEY.
E. R. YORK.
F. W. COMSTOCK.
J. B. WILSON.

On motion of Mr. York the minority report was adopted.

The bill was read the second time by sections. The amendments recommended by the committee were adopted.

The following amendment by Mr. York was adopted:

Add section 7, to read as follows:

Whenever any assessment roll is declared invalid by any court after the issuance of a delinquent tax certificate or certificates, the city or town filing said roll with the county treasurer shall, upon demand from the county treasurer, repay to said treasurer the money it may have received upon the sale of said certificate, together with 6 per cent. interest thereon from the day it received said money, together with all costs and expenses incurred by the county touching or concerning the validity of any assessment made on said assessment roll.

House bill No. 102 passed to third reading.

Senate bill No. 57, by Senator Ruth, for the relief of the Olympia Light and Power Co., was read the second time by sections and passed to third reading.

On motion of Mr. Megler the House took a recess at 12 o'clock noon until 2 p. m. today.

AFTERNOON SESSION.

The House was called to order by the Speaker at 2 p. m.

Roll call showed all members present except Messrs. Bassett, Brown, Butler, Clarke, Comstock, Crandall, Corliss, Dilling, Emery, Frostad, Hastings, Jeffries, Levy, Merrill, Morgan, Moldstad, Morrill, Quinn, Raine, Roth, Thacker, Weir, Whitney, Wilson (J. B.), and York.

Messrs. Bassett, Crandall, Dilling, Emery, Frostad, Hastings, Morrill, Thacker, Wilson (J. B.), Moldstad, Quinn and Corliss were excused.

By unanimous consent Mr. Gleason introduced the following resolution, which was adopted:

Resolved, That one-third of the members of any standing committee of the House shall constitute a quorum of such committee for the transaction of committee business.

SECOND READING OF BILLS.

House bill No. 133, by Mr. Muse, for the relief of Franklin county, and making an appropriation, was referred to the Committee on Appropriations.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, a majority of your Committee on Insurance, to whom was referred House bill No. 111, entitled "An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 2 of an act approved March 13, 1897, relating to insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

In section 1, line 5, of the printed bill, strike out all after the word "papers," and insert instead the words "having a circulation of not less than 1500 copies, a full synopsis of its annual statement as prepared by the Insurance Commissioner."

J. A. VENESS, Chairman.

We concur in this report: A. J. Reise, Fred Eidemiller, N. J. Craigie, G. W. Jeffries.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, a minority of your Committee on Insurance, to whom was referred House bill No. 111, entitled "An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 2 of an act approved March 13, 1897, relating to insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do not pass.

C. L. MACKENZIE.

F. M. COMSTOCK.

The majority and minority reports were read and the bill referred to the Committee on Insurance.

House bill No. 172, by Mr. Hunter, making a deficiency appropriation for salaries of deputy fish commissioners was read the second time by sections and passed to third reading.

House bill No. 173, by Mr. Hunter, making a deficiency appropriation for office rent for the State Fish Commission, was read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 51, entitled "An act to amend an act entitled 'An act to amend section 5248a of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions,' approved March 18, 1901," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out all after the words "An act" in the printed and original bill, and substitute the following:

"In relation to exemptions, and providing that no property shall be exempt from certain claims.

"Be it enacted by the Legislature of the State of Washington:

"Section 1. That from and after the passage of this act no property shall be exempt from execution for clerks', laborers' or mechanics' wages earned within this state, nor for actual necessities, not exceeding \$50 in value or amount, furnished to the defendant or his family within 60 days preceding the beginning of an action to recover therefor, nor shall any property be exempt from execution issued upon a judgment against an attorney or agent on account of any liability incurred by such attorney or agent to his client or principal on account of any moneys, or other property, coming into his hands, from or belonging to his client, or principal."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, L. H. Brewer, Hercher Johnston, Irving T. Cole, Chas. S. Gleason.

The bill was read by sections.

The amendments recommended by the committee were adopted and House bill No. 51 was passed to third reading.

On motion of Mr. Lewis, House bill No. 86 and House bill No. 133 were referred to the Committee on Appropriations.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 4, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 188, entitled "An act to amend certain sections of an act entitled 'An act to enable cities of the first class to exercise the right of eminent domain for the taking and damaging of land and property for public purposes,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 6, section 1, of the printed bill, and line 9, section 1, of the original bill, after the word "Washington" and before the word "be" insert the following: "and being section 5050 of Pierce's Code."

In line 6, section 1, of the printed bill, and line 9, section 1, of the original bill, after the word "amended" strike out all words up to and including the word "pollution" in line 10, section 1, of the printed bill, and line 14, section 1, of the original bill.

In line 2, section 2, of the printed bill, and line 3, section 2, of the original bill, after the word "Washington" and before the word "be" insert the following: "and section 5068 of Pierce's Code."

In line 2 of section 2 of the printed, and line 3, section 2, of the original bill, after the word "amended" strike out the words "by striking out the word 'contiguous.'"

In line 2, section 2, of the printed bill, and line 4, section 2, of the original bill, after the word "so" strike out the words "that said section shall read," and insert the words "as to read."

In line 2, of section 3 of the printed bill, and line 3, section 3, of the original bill, after the word "Washington" and before the word "be" insert the following: "and section 5077 of Pierce's Code."

In line 2, section 3, of the printed bill, and line 4, section 3, of the original bill, after the word "amended" strike out all words up to and including the word "court" in line 4, section 3, of the printed bill, and line 7, section 3, of the original bill.

In line 4, section 3, of the printed bill, and line 4, section 3, of the original bill, after the word "so" strike out the words "that said section shall read," and insert the words "as to read."

Strike out all of section 4 and substitute the following: "An emergency exists, and this act shall take effect immediately."

And it do pass.

CHAS S. GLEASON, Chairman.

We concur in this report: L. H. Brewer, Geo. W. Dilling, E. R. York, S. A. Crandall, L. N. Griffin.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 188 was passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 4, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 175, entitled "An act amending sections 3 and 6 of an act entitled 'An act relating to justices of the peace and constables in cities of the first class, and fixing their number and salaries, and providing for making one of the justices elected in such cities a police justice, and defining his duties, jurisdiction and powers,' approved March 13, 1899, being Chapter LXXXV of Session Laws of 1899, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 5, section 1, of the printed bill, and line 7, section 1, of the original bill, after the figures "1899" insert the following: "and section 2835 of Pierce's Code."

In line 11 of section 1 of the printed bill, and line 18, section 1, of the original bill, after the word "therewith" strike out all words up to and including the word "imprisonment" in lines 13 and 14 of section 1 of the printed bill, and line 13, section 1, of the original bill.

In line 4, section 2. of the printed bill, and line 7 section 2, of the original bill, after the figures "1899" insert the following: "and section 2838 of Pierce's Code."

And that the same do pass.

CHAS S. GLEASON, Chairman.

We concur in this report: L. H. Brewer, Geo. W. Dilling, S. A. Crandall, J. A. Veness, E. R. York, L. N. Griffin.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 175 passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, WASH., February 4, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 41, entitled "An act to provide for the alteration, replat or vacation of any townsite, city plat or plats, addition or additions. or part thereof, and the assessment, collection and payment of any damages connected therewith," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 1, section 1, of the printed bill, and line 1, section 1, of the original bill, after the word "whenever" and before the word "in" strike out the words "a majority," and insert the words "three-fourths."

In line 1, section 6, of the printed bill, and line 1, section 6, of the original bill, after the word "approved" and before the word "be" strike out the word "may" and insert the words "showing the lines of the original and adjudicated plat shall."

And that the same do pass.

CHAS S. GLEASON, Chairman.

We concur in this report: L. H. Brewer, Geo. W. Dilling, S. A. Crandall, J. A. Veness, E. R. York, L. N. Griffin.

The bill was read the second time by sections. The amendments recommended by the committee were adopted, and House bill No. 41 passed to third reading.

House bill No. 156 was indefinitely postponed.

THIRD READING OF BILLS.

House bill No. 179, by Mr. Dilling, relieving cities and towns from liability for death or damages in certain instances.

The bill as engrossed was read the third time, placed upon its final passage and passed by the following vote: Yeas 63, nays 6, absent or not voting 25.

Those voting yea were: Allis, Benn, Brewer, Cameron, Carle, Child, Cole, Collins, Cooney, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Whitney, Williams, Witter, Zenkner, Mr. Speaker—63.

Those voting nay were: Corliss, Hopp, Howard, Kees, McNicol, White—6.

Those absent or not voting were: Bassett, Brown, Butler, Clark, Coate, Comstock, Craigue, Crandall, Dilling, Emery, Frostad, Hastings, Hunter, Levy, Merrill, Morgan, Morrill, Quinn, Roth, Thacker, Weir, Wells, Wilson (J. B.), Wilson (R. B.), York—25.

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

House bill No. 6, by Mr. Benn, relating to the tide lands of Aberdeen.

The bill as engrossed was read the third time, placed upon its final passage and passed by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those who voted yea were: Allis, Benn, Brewer, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts,

Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—69.

Those voting nay were: Corliss, McNicol—2.

Those absent or not voting were: Bassett, Brown, Butler, Clark, Comstock, Crandall, Dilling, Emery, Fitzgerald, Frostad, Hastings, Levy, Merrill, Morgan, Morrill, Muse, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York—23.

The emergency clause passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Bassett, Benn, Brewer, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—73.

Those absent or not voting were: Brown, Butler, Clark, Crandall, Dilling, Emery, Fitzgerald, Frostad, Hastings, Levy, Merlevy, Merrill, Morgan, Morrill, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), Dork—21.

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

House bill No. 165, by Mr. Henry, for the protection of occupants of land who in good faith have made permanent improvements thereon.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Benn, Brewer, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Mc-

Coy, McNicol, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—73.

Those absent or not voting were: Bassett, Brown, Butler, Clarke, Comstock, Crandall, Dilling, Emery, Frostad, Hastings, Levy, Merrill, Morgan, Morrill, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York—21.

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

Senate bill No. 17, by Senator Tolman, to amend the act relating to the payment of witness fees to public officers.

The bill was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 1, absent or not voting 23.

Those voting yea were: Allis, Benn, Brewer, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigué, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Field, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—70.

Mr. Raine voted nay.

Those absent or not voting were: Bassett, Brown, Butler, Clarke, Comstock, Crandall, Dilling, Emery, Frostad, Fletcher, Hastings, Levy, Merrill, Morgan, Morrill, Peaslee, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York—23.

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

House bill No. 120, by Mr. Thompson, changing the name of "Port Orchard" to "Charleston."

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Cameron, Carle,

Child, Coate, Cole, Collins, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—70.

Those absent or not voting were: Bassett, Brown, Butler, Clarke, Comstock, Cooney, Crandall, Dilling, Emery, Frostad, Hastings, Levy, Merrill, Morgan, Morrill, Peaslee, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York—24.

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

House bill No. 121, by Mr. Thompson, changing the name of "Sidney" to "Port Orchard."

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Benn, Brewer, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Easterday, Eidemiller, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Witter, Zenkner, Mr. Speaker—66.

Those absent or not voting were: Allis, Bassett, Brown, Butler, Cameron, Clark, Comstock, Crandall, Dilling, Durham, Emery, Frostad, Hastings, Hunter, Levy, Merrill, Morgan, Morrill, Muse, Peaslee, Quinn, Reise, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York—28.

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

House bill No. 26, by Mr. Lewis, amending the act prohibiting the playing of nickle-in-the-slot machines.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 53, nays 13, absent or not voting 28.

Those voting yea were: Cameron, Child, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, McCoy, Maloney, Megler, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Thompson, Tibbetts, Veness, Wells, Whitney, Williams, Witter, Mr. Speaker—53.

Those voting nay were: Carle, Easterday, Eidemiller, Griffin, Hunter, Jeffries, Kees, Lyons, Mackenzie, McNicol, Reise, Stevenson, White—13.

Those absent or not voting were: Allis, Bassett, Benn, Brewer, Brown, Butler, Clark, Coate, Comstock, Crandall, Dilling, Durham, Emery, Frostad, Hastings, Levy, Merrill, Morgan, Morrill, Muse, Quinn, Roth, Thacker, Weir, Wilson (J. B.), Wilson (R. B.), York, Zenkner—28.

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

House bill No. 19, by Mr. Raine, prescribing a limit upon the assessment of abutting property for local improvements.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 62, nays 5, absent or not voting 27.

Before the vote was announced Mr. Delanty changed from nay to aye, and Mr. Dix from aye to nay.

Those voting yea were: Allis, Benn, Brewer, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Delanty, Denton, Dickson, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Maloney, Megler, Moldstad, Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Tib-

betts, Veness, Wells, White, Williams, Witter, Zenkner, Mr. Speaker—62.

Those voting nay were: Corliss, Dix, Mackenzie, McNicol, Stevenson—5.

Those absent or not voting were: Bassett, Brown, Butler, Clark, Comstock, Crandall, Dilling, Emery, Frostad, Field, Hastings, Hunter, Levy, Merrill, Morgan, Morrill, Palmer, Quinn, Reise, Roth, Thacker, Thompson, Weir, Whitney, Wilson (J. B.), Wilson (R. B.), York—27.

The emergency clause failed to pass by the following vote: Ayes 43, nays 25, absent or not voting 26.

Those voting yea were: Benn, Carle, Child, Cole, Delanty, Denton, Dunn, Durham, Fitzgerald, Ferguson, Field, Fletcher, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Lyons, McCoy, Maloney, Megler, Moldstad, Parcel, Peaslee, Philbrick, Raine, Reise, Roberts, Stark, Tibbetts, Veness, Wells, Williams, Witter—43.

Those voting nay were: Allis, Brewer, Cameron, Coate, Collins, Cooney, Corliss, Dickson, Dix, Easterday, Eidemiller, Gleason, Johnson (J. T.), King, Lingerman, Mackenzie, McNicol, Muse, Palmer, Pogue, Ranck, Stevenson, White, Zenkner, Mr. Speaker—25.

Those absent or not voting were: Bassett, Brown, Butler, Clark, Comstock, Craigie, Crandall, Dilling, Emery, Frostad, Hastings, Hunter, Jeffries, Levy, Merrill, Morgan, Morrill, Quinn, Roth, Thacker, Thompson, Weir, Whitney, Wilson (J. B.), Wilson (R. B.), York—26.

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

Mr. Gleason gave notice that on Monday he would move to reconsider the vote on the emergency clause.

Mr. Cole moved to adjourn till 10 a. m. Monday morning. Mr. Megler moved to amend, till 10 a. m. tomorrow morning. The amendment was adopted.

At 4:10 p. m. the House adjourned till 10 a. m. tomorrow.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

 TWENTY-SEVENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Saturday, February 7, 1903, }
 10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Brewer, Brown, Butler, Carle, Cole, Comstock, Craigue, Crandall, Dilling, Emery, Ferguson, Frostad, Hastings, Johnson (J. T.), Levy, Merrill, Morgan, Morrill, Muse, Peaslee, Quinn, Roberts, Roth, Thacker, Thompson, Weir, Wilson (J. B.), and York.

Messrs. Carle, Muse, Frostad, Roberts, Thompson, Wilson (J. B.), Quinn and Craigue were excused.

Dr. R. M. Hayes of Olympia offered prayer.

The minutes of yesterday were read and approved.

PETITIONS.

By Mr. Gunderson: From the State Dairymen's association of Kent, asking for an appropriation of \$5000 for the purpose of farmers' institute.

Referred to the Committee on Dairy and Live Stock.

By Mr. Collins: From citizens of Castlerock, for relief from taxation for the road and bridge fund.

Referred to the Committee on Municipal Corporations.

RESOLUTIONS.

The report of the Committee on Appropriations in regard to the contest case of Ehrlich vs. McCoy, et al., allowing F. O. Ehrlich \$146.80 for mileage and per diem and allowing Fred Blumberg \$154.60 to defray expenses of himself and deputy, was adopted, and warrants ordered drawn for the amounts.

Report of the Committee on Claims and Auditing in regard to

resolution to allow one day's pay to Fred Ripley, L. O. Meigs and Eugene Lorton was adopted and the amounts allowed.

REPORTS OR STANDING COMMITTEES.

House bill No. 1: Recommend it be referred to the Committee on Judiciary.

House bill No. 61: Recommend it be referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 154: Recommend it be referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 201: Recommend it do pass.

House bill No. 112: Recommend it pass as amended. -

House bill No. 61 was referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 154 was referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 1 was referred to the Committee on Judiciary.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 281, by Mr. Benn: An act authorizing and empowering the Board of State Land Commissioners to vacate plats covering state granted, school, tide or shore lands, and streets, alleys and other public places therein situated, and to plat, re-plat, appraise and dispose of the same; and giving to the owners of lands abutting on any of the parcels into which such streets, alleys or other public places so vacated shall be platted a preference right to purchase such parcel; and declaring an emergency.

Referred to the Committee on Tide Lands.

House bill No. 282, by Mr. Henry: An act for the regulating of the manufacture and sale of vinegar, providing for the enforcement of the law and fixing a penalty for violation thereof.

Referred to the Committee on Miscellaneous.

House bill No. 283, by Mr. Parcel: An act providing for the monthly payment of the assessors of the counties of the State of Washington.

Referred to the Committee on Compensation and Fees for State and County Officers.

SECOND READING OF BILLS.

House bill No. 180, 'An act compelling railroads to fence their right-of-way. Read the second time by sections, and passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 4, 1903.

MR. SPEAKER:

We, your Committee on State Schools and Granted Lands, to whom was referred House bill No. 157 entitled "An act to amend section 11 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States,' " etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Striking out from line 65 to 72 in original bill and from 44 to 49 inclusive in the printed bill, and inserting in lieu thereof, the following: *Provided further*, That all school and granted lands for educational purposes may thereafter be sold at not less than the appraised value, when the purchase price realized for the timber thereon added to the appraised value of the land is \$10.00 per acre or in excess thereof.

L. B. HASTINGS, Chairman.

We concur in this report: L. N. Griffin, A. H. Parcel, Wm. A. Carle, S. W. Roberts, J. J. Cameron, E. C. Whitney, W. H. Thacker.

The following amendment by Mr. Dickson was lost:

Strike out the word "general" in line 22 of printed bill and insert the word "school."

Mr. Maloney moved that House bill No. 157 be indefinitely postponed. The motion was lost.

The amendments recommended by the committee were adopted and House bill No. 157 was read by sections and passed to third reading, and ordered sent to the Committee on Engrossed bills.

House bill No. 131, by Mr. Field, to make an appropriation for farmers' institute.

On motion of Mr. Gleason was referred to the Committee on Appropriations.

House bill No. 29, by Mr. Johnson, to establish the number of hours to constitute a day's work in underground lode or quartz mines. Read the second time by sections and passed to third reading.

House bill No. 28, by Mr. Johnson, to establish the number of hours to constitute a day's work in smelting and reduction works. Read the second time by sections and passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 42, entitled "An act amending section 3 of an act entitled 'An act providing for and regulating the selection of jurors in the superior courts of the state; and providing for the appointment of jury commissioners, prescribing their duties,' etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

After the figures "1901" in the sixth line of section one of the printed bill and the 9th line of section one of the original bill, insert the following words and figures: "being section 5945 of Pierce's Code."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, E. R. York, L. H. Brewer, Chas. I. Roth, Herchmer Johnston, Irving T. Cole, Chas. S. Gleason.

The bill was read the second time by sections.

The following amendment by Mr. Mackenzie was adopted:

In line 9 of printed bill strike out "and" between "sixth" and "seventh" and add in lieu thereof "eighth" and "ninth."

The amendments recommended by the committee were adopted, and House bill No. 42 was passed to third reading and sent to the Committee on Engrossed Bills.

House bill No. 31, an act authorizing cities and towns other than cities of the first class to construct sewers, was read the second time by sections and passed to third reading, and sent to the Committee on Engrossed Bills.

House bill No. 55, to provide for a closed season for trout fishing in the county of Chelan. Read the second time by sections, passed to third reading, and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 132, entitled "An act providing for the search for and seizure of liquors received, kept, or used contrary to law and the appliances used in connection therewith and to define and punish as misdemeanors all violators thereof, and vesting all magistrates with authority to receive

complaints and issue warrants against all persons violating the provisions of this act," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In the third line of the printed bill and the fourth line of section one of the original bill, after the word "any" in the third line of the printed and the original bill strike out the following: "'blind pig' or other."

After the words "unlawful distribution" in the fifth line of the printed bill and the sixth line of the original bill, section one, insert a ";" and strike out the words beginning with "or distribution" of the fifth line of the printed bill and the sixth line of the original bill, section one, and all intervening words down to and including the words "are forbidden" and the ";" in the ninth line of the printed bill and the 11th line of the original bill, section one.

That section two of the printed and the original bill be substituted by the following:

SEC. 2. The keeping or maintaining of any place in which intoxicating liquors are sold or given away, contrary to law, or in which such liquors are kept or harbored for the evident purpose of selling or giving away said liquors contrary to law, or where persons are permitted to resort for the purpose of drinking intoxicating liquors or where intoxicating liquors are kept for the purpose of inducing people to resort, to buy or receive intoxicating liquors in violation of law, is hereby declared to be a common nuisance. Upon complaint being made of the violation of this section any magistrate shall issue a search warrant in which the premises in question shall be particularly described, commanding the sheriff or constable to thoroughly search the premises in question and to seize and hold all intoxicating liquors, vessels, bar fixtures, screens, bottles, glasses, jugs and other appurtenances found therein adapted to be used in retailing, giving away or distributing liquors in violation of law, to make a complete inventory thereof and deposit the same with the magistrate."

That there be substituted for section three the following:

SEC. 3. The property seized under the warrant shall remain in the custody of the officer until the case has been decided by the court; if the defendant is found guilty the property seized shall be destroyed by the officer under the direction of the magistrate."

That all of section four of the printed and the original bill from the beginning down to and inclusive of the words "shipper or receiver" in the ninth line of section four of the printed bill and the 11th line of section four of the original bill be stricken out.

That the word "fined" in the second line of section five in both the printed and the original bill be stricken out and in its stead there be inserted the following: "punished by a fine of"

That all of sections 6 and 7 of the printed and the original bill be stricken out.

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, E. R. York, L. H. Brewer, Herchmer Johnston, Irving T. Cole, Chas. S. Gleason.

The bill was read the second time by sections.

Mr. Maloney moved that House bill No. 132 be indefinitely postponed. The motion was lost.

The following substitute amendment to section 3, by Mr. Ranck, was lost:

Strike out of line 3 of section 3 the words "shall be destroyed by the officer."

The amendments recommended by the committee were adopted, and House bill No. 132 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Railroads, to whom was referred House bill No. 24 entitled "An act regulating common carriers and fixing maximum railroad passenger rates," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In section one, lines six and seven of original bill, and line five of printed bill, strike out the word "of" and insert the word "between." Add "s" to the word "age." After the word "twelve" insert the words "and five."

In section four, line one of both original and printed bills, after the word "to" insert the word "stagelines" and a period (.); also the words "Nor does it apply to."

R. B. WILSON, Chairman.

We concur in this report: G. W. Bassett, E. E. Butler, Austin Zenkner, G. M. Witter, N. B. McNicol, W. F. Haynes, E. C. Whitney, Pat McCoy, J. E. Howard, Jos. Ferguson, L. B. Hastings, W. L. Thompson.

The bill was read the second time by sections. Mr. J. T. Johnson offered the following amendment:

In section four, line two, of the original bill, strike out the words "seventy-five" and insert the word "thirty" in lieu thereof.

The amendment was adopted.

Mr. Easterday was called to the chair.

The recommendations of the committee were adopted, and House bill No. 24 was passed to third reading and sent to the Committee on Engrossed Bills.

John W. Troy was appointed special stenographer, and was called to the bar of the House and the oath of office administered by the speaker.

On motion of Mr. Megler the House adjourned at 12 o'clock noon till 2 p. m. Monday, February 9, 1903.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

TWENTY-NINTH DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, February 9, 1903, }
2 o'clock p. m.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Butler, Cole, Comstock, Craigue, Dunn, Mackenzie, Morgan, Raines, Roberts and Witter.

Messrs. Butler, Raine and Witter were excused.

Rev. Henry L. Badger offered prayer.

The minutes of Saturday were read and approved.

RECONSIDERATION.

By unanimous consent, on motion of Mr. Gleason, the House reconsidered the vote on the emergency clause to House bill No. 19. The emergency clause was adopted: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Allis, Bassett, Brewer, Brown, Cameron, Carle, Child, Clark, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Mold-

stad, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—80.

Absent or not voting were: Benn, Butler, Coate, Cole, Comstock, Craigue, Dickson, Dunn, Griffin, Morgan, Philbrick, Raine, Roberts, and Witter—14.

RESOLUTIONS.

By Mr. Levy:

Resolved, That the chief clerk of the House direct a competent committee clerk to report for duty to the chairman of the special committee to investigate the charges in relation to state printing; and,

Resolved, That said special committee be, and it is, authorized to issue subpoenas under the hand of the chairman and compel the attendance before it of any person subpoenaed to be interrogated by and to testify before said committee; and,

Resolved, That said special committee be authorized to employ an expert accountant to assist it in its investigations.

The resolution was adopted.

By Mr. Wells:

Be It Resolved by the House of Representatives of the State of Washington, now assembled, That,

WHEREAS, In the contest of Ehrlich v. Moldstad et al., the House of Representatives instructed its Committee on Privileges and Elections to examine witnesses and take testimony touching the competency of the ballots as evidence in said contest; and,

WHEREAS, Said committee employed Roy W. McReynolds, a stenographer, who reduced the testimony taken before such committee to writing; Therefore, be it

Resolved, That the said Roy W. McReynolds be paid \$10 in full for the services performed by him in said contest case.

The resolution was adopted.

House joint resolution No. 11, by Mr. Lindsley:

Resolved, by the House of Representatives, the Senate concurring, That the Eighth Legislature of the State of Washington, now in session, does hereby extend to our honored President, Theodore Roosevelt, an earnest invitation to visit the State of Washington on his proposed western trip to the Pacific coast, and to accept the hospitality of our State during his sojourn with us; and

Resolved, further, That the clerk of this House be instructed to communicate this resolution to His Excellency the President of the United States.

The resolution was adopted.

By Mr. Roth:

WHEREAS, It is of prime importance to the interests of the people of the State of Washington that railroads, express, telegraph, telephone and other corporate properties should pay their just proportion of the taxes of the State; and,

WHEREAS, The question of the Railroad and Tax Commission measure, which has for its object the equal and just imposition of taxes on such corporate properties, is now pending before this body; and,

WHEREAS, The legislative power to impose taxes is limited by Article 11, section 12, of the Constitution of the State of Washington; and,

WHEREAS, It is the duty of the Attorney General of this State (Pierce's Code, section 8379) to give a written opinion upon constitutional or legal questions to either branch of the legislative assembly when so requested; Therefore, be it

Resolved, That the Attorney General be and he is hereby respectfully requested to furnish at his earliest possible convenience his written opinion as to the power of the Legislature respecting such taxation.

First. Whether a railroad or tax commission can be clothed with any greater power than the fixing of the valuation of property for the purposes of assessments in regard to taxation.

Second. Whether or not the prescribing of a fixed valuation by a state commission upon such corporate property to the local authorities as a basis for the levy of local revenue would be in violation of said Article 11, section 12, or Article 9, section 7, of the State Constitution; and whether such valuation could be made mandatory upon the local assessment districts for local taxing purposes.

The resolution was adopted.

MESSAGES FROM THE SENATE:

SENATE CHAMBER,

OLYMPIA, Wash., February 7, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 112, entitled "An act for the relief of the Washington State Sugar Refinery."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 49, relating to attachments and garnishments.

Also Senate bill No. 54, providing punishment for second or subsequent conviction of persons already convicted of crime.

Also Senate bill No. 59, providing the form and contents of acknowledgments of corporations.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 39, making an appropriation for the State Penitentiary.

Also Senate bill No. 68, making an appropriation for appraisement, cruising, etc., of State timber land.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

The President has signed House bill No. 12, relating to conditional sales.

Also Senate bill No. 36, relating to the appointment of deputy prosecuting attorneys.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 3, providing for an additional Superior court judge in and for King county, and declaring an emergency.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

House bill No. 168: Recommend it be referred to the Committee on Dairy and Live Stock.

House bill No. 38: Report No. 1, recommend it be indefinitely postponed; report No. 2, recommend it do pass.

House bill No. 4: Recommend it do pass as amended.

House bill No. 20: Recommend it do pass as amended.

House bill No. 63: Recommend it do pass as amended.

House bill No. 32: Recommend it be referred to the Committee on Judiciary.

House bill No. 44: Majority report recommend it pass; minority report recommend it be indefinitely postponed.

House bill No. 34: Recommend it be referred to the Committee on Judiciary.

House bill No. 56: Recommend it do pass as amended.

House bill No. 207: Returned by committee without recommendation.

House bill No. 35: Recommend it pass.

House bill No. 168 was referred to the Committee on Dairy and Live Stock.

On motion of Mr. Easterday House bill No. 32 was referred to the Committee on Appropriations.

Resolved, That the speaker be authorized to appoint a committee consisting of three members of the Penitentiary Committee, said committee to visit the Penitentiary and report to this House the condition and needs of said institution.

And he is further authorized to appoint a committee of three members to visit the hospitals for the insane, the said committee to report to this House the condition and needs of same.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 284, by Mr. Gray: An act to provide for the acceptance and receipt by the superintendents of the different insane asylums of the state of money donated or given to or for the benefit of such asylums, and for the payment of any money so received into the state treasury.

Referred to the Committee on Hospitals for Insane.

House bill No. 285, by Mr. Mackenzie: An act amending an act entitled "An act providing for and regulating the selection of jurors in the Superior courts of the state, and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court, and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith," approved March 16, 1901; Pierce's Code, section 5945.

Referred to the Committee on Judiciary.

House bill No. 286, by Mr. Roth: An act to amend section 1 of an act entitled "An act to amend an act entitled 'An act to amend sections 105, 106, 114 and 117 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency," approved March 27, 1890; approved March 9, 1891, and

declaring an emergency," approved March 8, 1893; and repealing an act entitled "An act providing for the election of city marshal in cities of the third and fourth classes and other cities of equal population, approved March 20, 1895; and amending sections 108, 143, 144 and 146 of an act entitled 'An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890; and amending section 2 of an act entitled "An act to amend sections 105, 106, 114 and 117 of an act entitled 'An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency,' and approved March 27, 1890," approved March 9, 1891; and amending section 4 of an act entitled "An act to amend sections 107, 109, 113, 116, 124, 125, 126, 132, 134, 135 and 136 of an act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890," approved March 9, 1893; and providing for the confirmation of appointments of municipal officers and employes made by the mayor.

Referred to the Committee on Municipal Corporations.

House bill No. 287, by Mr. Kees: A bill amendatory of sections 6529 and 6530 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the Supreme court.

Referred to the Committee on Judiciary.

House bill No. 288, by Mr. Moldstad: An act to repeal section 5 of Chapter CXXXII of the Session Laws of 1899, entitled "An act to regulate mutual fire insurance companies and associations."

Referred to the Committee on Insurance.

House bill No. 289, by Mr. R. B. Wilson: An act to amend sections 4154 and 4112 of Ballinger's Code, providing for the condemnation of property for storage reservoirs, canals, ditches or flume ways for the purpose of storing, carrying or diverting water from any natural stream or any lake within this state; and providing for the right to convey water along any of the natural streams of the state, and limiting the right of diversion therefrom.

Referred to the Committee on Irrigation.

House bill No. 290, by Mr. Field and Mr. Pogue: An act providing for the improvement of roads in Chelan and Okanogan.

counties, for building a drawbridge, and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 291, by Mr. Ranck: An act amending sections 5351 and 5355 of Ballinger's Annotated Codes and Statutes of the State of Washington, being sections 2 and 6 of an act of the legislative session of 1886, and entitled "An act in relation to attachments and garnishments," approved February 3, 1886.

Referred to the Committee on Judiciary.

House bill No. 292, by Mr. Lindsley: An act to establish an institution for the defective and feeble minded youth of the State of Washington, providing for the erection and equipment of suitable buildings therefor, and making an appropriation, and repealing laws and parts of laws in conflict with this act, and declaring an emergency.

Referred to the Committee on State School and Granted Lands.

House Bill No. 293, by Mr. Hopp: An act authorizing the Board of Capitol Commissioners to lay out, construct cement walks, ornament and beautify the grounds of the Capitol Building of the State of Washington, and for an appropriation therefor.

Referred to the Committee on State Capitol, Public Grounds and Library.

House bill No. 294, by Mr. Field: An act providing for the improvement of Lake Chelan for navigation purposes, and declaring an emergency.

Referred to the Committee on State, School and Granted Lands.

House bill No. 295, by Mr. Johnson: An act providing for the settlement of taxes assessed against mining property for the years 1899, 1900, 1901 and 1902, and authorizing a compromise of disputes or suits relating thereto, and declaring an emergency.

Referred to the Committee on Mines and Mining.

House bill No. 296, by Mr. Allis: An act providing for the summoning and examination of witnesses before and by prosecuting attorneys.

Referred to the Committee on Judiciary.

House bill No. 297, by Mr. Dix: An act amending sections 715, 716 and 717 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to classification of cities and towns.

Referred to the Committee on Municipal Corporations.

House bill No. 298, by Mr. Dix: An act regulating the allotment and expenditure of the road and bridge fund collected upon property situated in cities of the second and third classes and towns of the fourth class.

Referred to the Committee on Municipal Corporations.

House bill No. 299, by Mr. Hunter: An act to repeal an act entitled "An act providing for the setting aside of certain school lands to the use and for the benefit of the American Patriotic Memorial College," approved March 13, 1895.

Referred to the Committee on State School and Granted Lands.

House bill No. 300, by Mr. Johnston: An act to prevent the duplication of corporate entitlements.

Referred to the Committee on Corporations other than Municipal.

House bill No. 301, by Mr. Wells: An act to create and organize the county of McKinley, and declaring an emergency.

Referred to the Committee on Counties and County Boundaries.

SECOND READING OF BILLS.

House bill No. 94: Mr. York moved to make it a special order for Wednesday at 11 o'clock a. m.

Mr. Lewis moved to amend to make the time Tuesday, at 10:30 a. m.

Mr. Easterday moved as an amendment to the amendment that House bill No. 94 be made a special order for 2 o'clock p. m. Wednesday. Mr. York accepted the amendment of Mr. Easterday as an original motion, which prevailed after the amendment of Mr. Lewis had been voted down.

The speaker in open session signed Senate bill No. 36 and Senate bill No. 3.

THIRD READING OF BILLS.

House bill No. 91, An act making an appropriation for the relief of H. A. Percival.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 69, nays 8, absent or not voting 17.

Those voting yea were: Allis, Benn, Brown, Carle, Coate, Cor-

iiss, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lyons, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—69.

Those voting nay were: Brewer, Cameron, Child, Cooney, Fitzgerald, Lingerman, Quinn, Roth—8.

Absent or not voting were: Bassett, Butler, Clark, Cole, Collins, Comstock, Craigue, Eidemiller, Howell, Jeffries, Kees, Mackenzie, Maloney, Morgan, Raine, Roberts, and Witter—17.

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

House bill No. 102: An act providing for the enforcement of the lien and collection of delinquent assessments for local improvements.

The bill as engrossed was read a third time, placed upon final passage, and lost by the following vote: Yeas 44, nays 37, absent or not voting 13.

Mr. York changed his vote from yea to nay.

Mr. Dickson changed his vote from nay to yea.

Those voting yea were: Allis, Benn, Child, Dickson, Dilling, Dix, Dunn, Easterday, Emery, Fitzgerald, Field, Gleason, Griffin, Haynes, Henry, Hopp, Hunter, Jeffries, Jones, King, Levy, Lewis, Lindsley, Lyons, McCoy, McNicol, Megler, Merrill, Palmer, Peaslee, Quinn, Ranck, Reise, Roth, Stark, Tibbetts, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—44.

Those voting nay were: Brewer, Brown, Cameron, Carle, Clark, Coate, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Durham, Eidemiller, Ferguson, Frostad, Fletcher, Gray, Gunderson, Hastings, Howard, Howell, Johnson (J. T.), Johnston (H.), Knoblock, Lingerman, Mackenzie, Moldstad, Morrill, Muse, Parcel, Stevenson, Thacker, Thompson, Williams, York, and Zenkner—37.

Absent or not voting were: Bassett, Butler, Cole, Comstock, Craigie, Kees, Maloney, Morgan, Philbrick, Pogue, Raine, Roberts, and Witter—13.

Senate bill No. 57: Relating to the relief of the Olympia Light and Power Company. •

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 74, nays, 0, absent or not voting, 20.

Those voting yea were: Allis, Benn, Brown, Cameron, Carle, Child, Clark, Cooney, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lyons, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Philbrick, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (R. B.), York, Zenkner, and Mr. Speaker—74.

Absent or not voting were: Bassett, Brewer, Butler, Coate, Cole, Collins, Comstock, Craigie, Fletcher, Howell, Jeffries, Kees, Lingerman, Mackenzie, Maloney, Morgan, Raine, Roberts, Wilson (J. B.), and Witter—20.

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

House bill No. 172, making a deficiency appropriation for salaries of deputy fish commissioners.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Allis, Benn, Brewer, Brown, Carle, Child, Clark, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Megler, Merrill, Morrill, Muse, Palmer, Parcel, Pogue, Quinn,

Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—74.

Absent or not voting were: Bassett, Butler, Cameron, Coate, Cole, Comstock, Corliss, Craigue, Frostad, Fletcher, Kees, McNicol, Maloney, Moldstad, Morgan, Peaslee, Philbrick, Raine, Roberts, and Witter—20.

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

House bill No. 173, making a deficiency appropriation for office rent for State Fish Commissioner.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Benn, Brewer, Brown, Cameron, Carle, Child, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.); York, Zenkner, and Mr. Speaker—76.

Absent or not voting were: Bassett, Butler, Clark, Coate, Cole, Comstock, Corliss, Craigue, Fletcher, Johnston (H.), Kees, Maloney, Morgan, Peaslee, Philbrick, Raine, Roberts, and Witter—18.

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

House bill No. 51, amending section 5248A of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Benn, Brown, Cameron, Carle, Child, Clark, Coate, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller,

Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—75.

Absent or not voting were: Bassett, Brewer, Butler, Cole, Comstock, Corliss, Craigue, Fletcher, Hastings, Hunter, Kees, Maloney, Morgan, Peaslee, Raine, Roberts, Thompson, Weir, and Witter—19.

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

House bill No. 188, amending an act to enable cities of the first class to exercise the right of eminent domain.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (R. B.), York, Zenkner, and Mr. Speaker—73.

Absent or not voting were: Bassett, Butler, Cole, Comstock, Corliss, Craigue, Easterday, Howard, Howell, Hunter, Jeffries, Kees, Maloney, Palmer, Philbrick, Raine, Roberts, Roth, Wells, Wilson (J. B.), and Witter—21.

The emergency clause passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Allis, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Collins, Cooney, Crandall, Delanty, Dilling,

Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frøstad, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Megler, Merrill, Morrill, Muse, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—71.

Absent or not voting were: Bassett, Butler, Coate, Cole, Comstock, Corliss, Craigue, Denton, Dickson, Easterday, Field, Hunter, Jeffries, Maloney, Moldstad, Morgan, Palmer, Philbrick, Raine, Roberts, Roth, Wells, and Witter—23.

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

House bill No. 175, amending an act relating to justices of the peace and constables.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 72, nays 6, absent or not voting, 16.

Those voting yea were: Allis, Brewer, Carle, Clark, Coate, Collins, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—72.

Those voting nay were: Benn, Cameron, Child, Cooney, Howell, and Levy—6.

Absent or not voting: Bassett, Brown, Butler, Cole, Comstock, Craigue, Dickson, Easterday, Jeffries, Maloney, Morgan, Muse, Philbrick, Raine, Roberts, and Witter—16.

The emergency clause was passed by the following vote: Yeas, 64, nays 13, absent or not voting 17.

Those voting yea were: Allis, Benn, Brewer, Carle, Child,

Clark, Coate, Collins, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Megler, Moldstad, Morrill, Palmer, Parcel, Pogue, Reise, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—64.

Those voting nay were: Cameron, Cooney, Corliss, Fitzgerald, Howell, Johnston (H.), McNicol, Merrill, Peaslee, Quinn, Ranck, Thacker, and Wilson (R. B.)—13.

Absent or not voting were: Bassett, Brown, Butler, Cole, Comstock, Craigue, Dickson, Easterday, Henry, Jeffries, Maloney, Morgan, Muse, Philbrick, Raine, Roberts and Witter—17.

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

The House adjourned at 4:20 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRTIETH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, February 10, 1903. }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bassett, Benn, Cole, Craigue, Morgan, Morrill, and Raine.

Messrs. Bassett and Benn were excused.

Rev. H. L. Badger offered prayer.

The minutes of yesterday were read and approved.

PETITIONS AND MEMORIALS.

House joint memorial No. 10, by Mr. Megler, in regard to the improvement of Gray's river, was referred to the Committee on Memorials.

By Mr. Lyons, from barbers in the State of Washington for a law against Sunday barbering, was referred to the Committee on Labor and Labor Statistics.

RESOLUTIONS.

By Mr. Knoblock:

Resolved, That the speaker be authorized to appoint a committee consisting of three members of the Penitentiary Committee, said committee to visit the Penitentiary and report to this House the condition and needs of said institution.

And he is further authorized to appoint a committee of three members to visit the hospitals for the insane, the said committee to report to this House the condition and needs of same.

The resolution was lost.

By Mr. Jones:

WHEREAS, On Monday, February 9, 1903, at his home in Seattle, Wash., there passed away from this life the Hon. John W. Pratt, a member of this House during the Sixth Legislative Session; Therefore be it

Resolved by the House of Representatives of the State of Washington, That in the sudden death of John W. Pratt the State has lost a faithful and efficient public servant, the bar of the county and state an able and wise lawyer, the community an upright and honored citizen; and, further,

Resolved, That we extend to the bereaved family and friends this expression of our sympathy in their hour of great sorrow.

That this resolution be spread upon the records of the House, and the clerk furnish a copy to the family of the deceased.

The resolution was adopted.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 40, for the protection of birds and their nests, etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, Wash., February 10, 1903.

*Honorable Speaker of the House of Representatives, House Chamber,
Olympia, Washington.*

SIR:

I have the honor to inform you that the Governor has this day approved the following:

House bill No. 12, entitled "An act to amend sections 1 and 2 of an act entitled 'An act in relation to conditional sales and leases of personal property,' approved March 10, 1893."

Very respectfully,

J. HOWARD WATSON, Secretary to the Governor.

RECONSIDERATION.

By unanimous consent, on motion of Mr. York to reconsider House bill No. 102, the bill was read the third time, placed on final passage, and passed the House by the following vote: Yeas 51, nays 32, absent or not voting 11.

Those voting yea were: Allis, Child, Cole, Comstock, Cooney, Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Field, Gleason, Gray, Griffin, Haynes, Henry, Hopp, Hunter, Jeffries, Jones, Johnson (J. T.), King, Levy, Lewis, Lindsley, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Palmer, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—51.

Those voting nay were: Brewer, Brown, Cameron, Carle, Clerk, Coate, Collins, Corliss, Crandall, Delanty, Denton, Ferguson, Frostad, Fletcher, Gunderson, Hastings, Howard, Howell, Johnston (H.), Kees, Knoblock, Lingerman, Lyons, Mackenzie, Morrill, Muse, Parcel, Pogue, Roberts, Stevenson, Weir, and Zenkner—32.

Absent or not voting were: Bassett, Benn, Butler, Craigue, Dunn, Morgan, Philbrick, Peaslee, Thompson, White, and Williams—11.

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

REPORTS OF STANDING COMMITTEES.

- House bill No. 117: Recommend it do pass as amended.
 House bill No. 193: Recommend it do pass as amended.
 House bill No. 87: Majority report recommend it do pass; minority report recommend it be indefinitely postponed.
 House bill No. 274: Recommend it be indefinitely postponed.
 Senate bill No. 16: Recommend it do pass.
 House bill No. 231: Recommend it do pass.
 House bill No. 260: Recommend it be indefinitely postponed.
 House bill No. 237: Recommend it be indefinitely postponed.
 Senate bill No. 53: Recommend it do pass.
 House bill No. 177: Recommend it do pass as amended.
 House bill No. 214: Recommend it do pass as amended.
 House bill No. 69: Recommend it be indefinitely postponed.
 House bill No. 218: Recommend it be indefinitely postponed.
 House bill No. 128: Recommend it be indefinitely postponed.
 House bill No. 49: Recommend it be indefinitely postponed, and that House substitute bill No. 49 be printed and placed on second reading and passed.
 House bills No. 260, No. 237, No. 218 and No. 128 were indefinitely postponed.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 302, by Mr. Peaslee: An act to amend section 1 (Pierce's Code, section 3921) of an act entitled "An act to provide for annexing certain county territory to a neighboring county to which it is contiguous," and to repeal section 10 of said act, approved March 9, 1891.

Referred to the Committee on Counties and County Boundaries.

House bill No. 303, by Mr. Dilling: An act declaring it a misdemeanor for any person or representative of any corporation to offer for sale or for rent, or make application for loan upon real estate, without having the written authority thereto from the owner thereof, and for soliciting and accepting commissions under certain conditions.

Referred to the Committee on Revenue and Taxation.

House bill No. 304, by Mr. Whitney: An act for the relief of Peter Hughes.

Referred to the Committee on Appropriations.

House bill No. 305, by Mr. Kees: A bill for an act amending sections 1347 and 1350 of Volume 2 of Hill's Annotated Codes and Statutes of Washington, relating to the commitment and working of persons for nonpayment of fines and costs.

Referred to the Committee on Judiciary.

House bill No. 306, by Mr. Crandall: An act regulating the marking of food packages and regulating weights and measures thereof, providing for the enforcement of the law, and fixing a penalty.

Referred to the Committee on Miscellaneous.

House bill No. 307, by Mr. Crandall: An act to amend section 19 of an act entitled "An act in relation to attachments and garnishments," approved February 3, 1886, and being section 306 of Volume 2 of Hill's Annotated Codes of Washington, and section 5367 of Ballinger's Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 308, by Mr. Brewer: An act to amend section 1 of an act entitled "An act relating to costs in the Superior court," approved March 27, 1890, the same being section 5167 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Judiciary.

House bill No. 309, by Mr. King: An act to punish husbands who connive at the prostitution of their wives.

Referred to the Committee on Public Morals.

House Bill No. 310, by Mr. Raine: An act providing for the maintenance for two years, the improvement of grounds, improvement, repair and equipment of buildings and incidental expenses for the University of Washington, and making an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 311, by Mr. Palmer: An act establishing a trout hatchery on Lake Crescent, and making an appropriation therefor, and declaring an emergency.

Referred to the Committee on Game and Game Fish.

House bill No. 312, by Mr. Stark: An act to restrict the running at large of live stock, and providing a penalty.

Referred to the Committee on Dairy and Live Stock.

House bill No. 313, by Mr. Hopp: An act providing for the

framing of the several legislative groups and of the constitutional convention for preservation in the new capitol building.

Referred to the Committee on State Capitol, Public Grounds and Library.

FIRST READING OF SENATE BILLS.

Senate bill No. 54: An act prescribing punishment for previously convicted persons.

Referred to the Committee on Judiciary.

Senate bill No. 112: An act for the relief of the Washington State Sugar Company.

Referred to the Committee on Appropriations.

Senate bill No. 49: An act to amend an act in relation to attachments.

Referred to the Committee on Judiciary.

Senate bill No. 59: An act referring to forms and contents of acknowledgments.

Referred to the Committee on Corporations other than Municipal.

Senate bill No. 68: An act for a deficiency appropriation in the office of Commissioner of Public Lands.

Referred to the Committee on Appropriations.

Senate bill No. 39: An act making an appropriation for the State Penitentiary.

Referred to the Committee on Appropriations.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 160, entitled "An act amending section 29 of an act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1899, and amending sections 58, 83 and 104 of an act entitled 'An act to provide for the assessment and collection of Taxes in the State of Washington,' approved March 15, 1897, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

That the title to the said bill be amended to read as follows: "An act amending section 29 of an act entitled "An act amending an act enti-

itled "An act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897," approved March 15, 1899, and amending sections 58, 83 and 104 of 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, and declaring an emergency.

After the word "By," in the third line of section 29 in the original bill, and the fifth line of section 1 in the printed bill, insert the words "order of."

Strike out the word "Are" in the ninth line of subdivision 4 of section 2 of the original bill, and line 31 of the printed bill, and insert in its stead the word "was."

In line 58 of the printed bill, and line 47 of subdivision 4 of the second section of the original bill, insert between the words "auditor of" and "State" the word "the."

In line 66 of the printed bill, and line 57 of subdivision 4 of section 2 of the original bill, strike out the word "said" and insert in its place the word "state."

In line 69 of the printed bill, and line 62 of subdivision 4 of section 2 of the original bill, insert the word "county" between the words "the" and "board."

In line 70 of the printed bill, and line 63 of the original bill, strike out the word "prior" and insert in its stead the word "delinquent," and in the same line strike out the word "due."

In line 74 of the printed bill, and line 69 of the original bill, substitute the word "ninety" for the word "thirty."

In line 80 of the printed bill, and line 76 of the original bill, strike out all the words after the word "same," and instead of the comma after the word "same," insert a period.

In line 4 of the printed bill, section 3, and in line 6 of section 3 of the original bill, strike out the period and insert a comma, after the word "paid," and after said word insert the following words: "but as between a grantor and grantee, such lien shall not attach until the first Monday of February of the succeeding year."

After the word "immediately," in the first line of section 5, insert a period "." and strike out all the words after "immediately."

HERCHMER JOHNSTON, Chairman.

We concur in this report: Wm. Delanty, J. E. Howard, A. H. Parcel, Wm. Coate, J. B. Wilson, Pat McCoy, E. R. York, R. W. Jones.

The following amendment by Mr. Gleason was adopted:

In line 5 of section 2, printed bill, strike out words "at the auditor's office," and insert: "at the county courthouse, with the county auditor."

Mr. J. T. Johnson was called to the chair.

The following amendment by Mr. H. Johnston was adopted:

For section 5, House bill No. 160, substitute the following:

SEC. 5. The county treasurer shall issue a deed in the following form

for all lots or parcels of real estate sold under the provisions of this act:

State of Washington, }
County of } ss.

THIS INDENTURE, Made this..... day of,
190..., between, as treasurer of county,
State of Washington, the party of the first part, and.....
.....
party of the second part:

WITNESSETH, That whereas, at a public sale of real estate, held on the day of, A. D. 190..., pursuant to an order of the board of county commissioners of the county of, State of Washington, duly made and entered, and after having first given due notice of the time and place and terms of said sale.

And, Whereas, In pursuance of said order of the said board of county commissioners, and of the laws of the State of Washington, and for and in consideration of the sum of dollars, lawful money of the United States of America, to me in hand paid, the receipt whereof is hereby acknowledged, I have this day sold to, the following described real estate, and which said real estate is the property of county, and which is particularly described as follows, to-wit:.....
.....
.....
.....
.....
.....
.....
.....

The said being the highest and best bidder at said sale, and the said sum being the highest and best sum bid at said sale:

Now, Therefore, know ye that I, county treasurer of said county of, State of Washington, in consideration of the premises and by virtue of the statutes of the State of Washington, in such cases made and provided, do hereby grant and convey unto, heirs and assigns, forever, the said real estate hereinbefore described, as fully and completely as the said party of the first part can by virtue of the premises convey the same.

Given under my hand and seal of office this day of, A. D. 190....

.....
County Treasurer.

By Deputy.

Also amend by making section 5 in House bill No. 160, as amended, section 6 in House bill No. 160.

The bill was read the second time by sections, the amendments recommended by the committee, except the amendment to the title, were adopted, and House bill No. 160 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 185, entitled "An act providing for the collection of personal property taxes by the county sheriff after delinquency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments: In the first line of section 1 of the original bill, and the first line of section 1 of the printed bill, strike out the words "as soon"; in the second line of said section 1 of the original bill, and the first and second lines of the printed bill, strike out the words "as it may be convenient for him to do so," and for the word "shall," in the third line of the original bill and the second line of the printed bill, substitute the word "may."

HERCHMER JOHNSTON, Chairman.

We concur in this report: Wm. Delanty, J. E. Howard, A. H. Parcel, Wm. Coate, Pat McCoy, E. R. York, R. W. Jones, J. B. Wilson.

The following amendment by Mr. Gleason was adopted:

Add at end of section 1: "Provided that nothing in this act shall be so construed as to relieve the county treasurer of any liability under the law requiring him to make collection of delinquent personal property taxes."

Mr. Roth moved that House bill No. 185 be indefinitely postponed.

The motion was adopted.

The House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order at 2 p. m. by the speaker.

Roll call showed all members present, except Messrs. Bassett, Benn, Clark, Craigue, Easterday and McCoy.

Mr. McCoy was excused.

Special stenographer Geo. L. Harrigan was appointed and sworn in.

RESOLUTION.

House concurrent resolution No. 12, by Mr. Megler, authorizing the appointment of a joint committee to confer with members of the Legislature of Oregon, was introduced and adopted, and the speaker appointed Messrs. Megler, Williams and Stevenson as members of the committee.

SPECIAL ORDER.

At 2 p. m. the second reading of House bill No. 11 was resumed. The amendments recommended by committee report No. 1 were adopted.

The following amendment by Mr. Dilling was adopted:

In line 25 of the printed bill strike out the word "parties" and the parenthesis enclosing same, and insert the words "or parties" in lieu thereof.

The bill was read the second time by sections, and House bill No. 11 passed to third reading and was sent to the Committee on Engrossed Bills.

SECOND READING OF BILLS.

House bill No. 194 was rereferred to the Committee on Revenue and Taxation.

House bill No. 147, to prohibit gambling resorts, was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 197, an act relative to oyster lands, was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 170 was rereferred to the Committee on Public Morals.

House bill No. 178, an act in regard to the establishment of a geological survey, was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 33, relative to the reclamation and disposition of oyster and other lands in the state, was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 62, providing for the appointment of an assist-

ant commissioner of public lands, was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 5, 1903.

MR. SPEAKER:

We, your Committee on Mines and Mining, to whom was referred House bill No. 43, entitled "An act providing for the assessment and taxation of mining claims, improvements thereon, and of the net proceeds of mines, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend section 4, line 2, of printed bill, and line 2 of original bill, by inserting the words "a book" between the words "book" and "called."

S. W. ROBERTS, Chairman.

We concur in this report: M. E. Field, John Gray, Joseph B. Lindsley, N. J. Craigue, S. A. Crandall, Jerry Cooney, Geo. W. Tibbetts.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 43 was passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 70, providing for compulsory school attendance of children.

The following amendment by Dr. Emery was adopted:

Amend section 1 by striking out the word "may" in line 8 of the printed bill, and inserting in lieu thereof the word "shall."

The bill was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House memorial No. 5 was read the second time by sections. On motion of Mr. Philbrick the rules were suspended, the second reading was considered the third, and the memorial was placed on final passage.

House memorial No. 5 passed the House by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Coate, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Hunter, Jeffries, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, Maloney, Megler, Moldstad, Morrill, Muse, Parcel, Philbrick,

Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—68.

Absent or not voting were: Bassett, Benn, Cameron, Child, Clark, Comstock, Corliss, Craigue, Dickson, Easterday, Fitzgerald, Fletcher, Hopp, Howell, Johnston (H.), Lyons, McCoy, McNicol, Merrill, Morgan, Palmer, Peaslee, Pogue, Quinn, Tibbetts, and Wells—26.

House joint resolution No. 2 was read the second time by sections, and on motion of Mr. Jones the rules were suspended, the second reading was considered the third, and the resolution was placed on its final passage and passed the House by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Brown, Butler, Cameron, Carle, Child, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnson (J. T.), King, Knoblock, Levy, Lewis, Linsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Moldstad, Morrill, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—75.

Absent or not voting were: Bassett, Benn, Brewer, Clark, Coate, Comstock, Craigue, Griffin, Hastings, Howell, Johnston (H.), Kees, McCoy, Merrill, Morgan, Palmer, Peaslee, Tibbetts, and Weir—19.

Senate joint memorial No. 2 was read the second time by sections, and, under suspension of the rules, the second reading was considered the third, and Senate joint memorial No. 2 was placed on final passage, and passed the House by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Allis, Butler, Brewer, Cameron, Child, Coate, Cooney, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King,

Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Moldstad, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Veness, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—67.

Absent or not voting were: Bassett, Benn, Brown, Carle, Clark, Cole, Collins, Comstock, Corliss, Craigue, Dickson, Easterday, Eidemiller, Fitzgerald, Hunter, Jeffries, Levy, McCoy, Merrill, Morgan, Morrill, Palmer, Peaslee, Roth, Tibbetts, Weir, and Wilson. (J. B.)—27.

House joint resolution No. 5 was read the second time by sections, and, on motion of Mr. Moldstad, the rules were suspended, the second reading considered the third, and House joint resolution No. 5 passed the House by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Brewer, Brown, Butler, Cameron, Carle, Child, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Moldstad, Morrill, Parcel, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, White, Whitney, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—70.

Absent or not voting were: Bassett, Benn, Clark, Coate, Comstock, Corliss, Craigue, Easterday, Fitzgerald, Hastings, Hunter, Johnston (H.), McCoy, Merrill, Morgan, Muse, Palmer, Peaslee, Quinn, Tibbetts, Weir, Wells, Williams, and Wilson (J. B.)—24.

On motion of Mr. King the House adjourned at 4 p. m. till 10 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRTY-FIRST DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, February 11, 1903,
10 o'clock a. m. }

The House was called to order at 10 a. m. by the speaker.

Roll call showed all members present except Messrs. Bassett, Brown, Coate, Fletcher, McCoy, White, Williams, Tibbetts, Reise and Peaslee.

Messrs. Tibbetts, Bassett, Reise and Peaslee were excused.

Rev. H. L. Badger offered prayer.

The minutes of yesterday were approved as if read.

RESOLUTION.

By Mr. J. B. Wilson:

WHEREAS, The employes in the Senate are receiving \$4 a day for services such as the employes of the House are receiving but \$3.50 for; and,

WHEREAS, The expenses are as great and the responsibilities devolving upon the employes of the House are no less; be it therefore

Resolved, That all employes of the House of Representatives now receiving \$3.50 be paid at the rate of \$4 per day.

The resolution was lost.

REPORTS OF STANDING COMMITTEES.

House bill No. 134: Recommend it be indefinitely postponed.

House bill No. 48: Recommend it do pass as amended.

House bill No. 244: Recommend it do pass as amended.

House bill No. 140: Recommend it do pass as amended.

House bill No. 151: Recommend it be indefinitely postponed.

House bill No. 238: Recommend it do pass.

On recommendation of the Committee on Municipal Corporations the petition from the citizens of Castlerock relative to the tax levy for the road and bridge fund was referred to the Committee on Judiciary.

House bill No. 134 was indefinitely postponed.

House bill No. 151 was indefinitely postponed.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 314, by Mr. Megler: An act to provide for the collection, exhibition and maintenance of the products of the State of Washington at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, and making an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 315, by Mr. Gunderson: An act amending section 6 of an act entitled "An act providing for the protection of food-fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899, the same being section 5278 of Pierce's Code.

Referred to the Committee on Fisheries.

House bill No. 316, by Mr. Brewer: An act providing for a state wagon road through the counties of Jefferson, Clallam and Chehalis, creating a state road commission and making an appropriation to construct said road.

Referred to the Committee on Appropriations.

House bill No. 317, by Mr. Gleason: An act amending section 1 of an act entitled "An act to define the duties and provide assistance for, and fix the compensation of, the Secretary of State," the same being section 115 of Ballinger's Code and section 8456 of Pierce's Code of the State of Washington, and repealing section 15 of an act entitled "An act relating to the State Library, and declaring an emergency," approved March 8, 1893, the same being section 2614 of Ballinger's Code and section 8359 of Pierce's Code of Washington, and all other acts in conflict with the same.

Referred to the Committee on Judiciary.

House bill No. 318, by Messrs. Brewer and Philbrick: An act relating to the tide lands of Hoquiam, and for the platting, appraisal and sale thereof, etc.

Referred to the Committee on Tide Lands.

House bill No. 319, by Mr. Mackenzie: An act prohibiting the sale of intoxicating liquors on or near the grounds of the State Agricultural College and Experiment Station and School of Science of the State of Washington, located at Pullman, Washington.

Referred to the Committee on Agricultural College and School of Science.

House bill No. 320, by Committee on Revenue and Taxation: An act to provide for notices of assessment and of the time and place of meeting of the county board of equalization.

Placed on calendar for second reading.

House bill No. 321, by Mr. Jones: An act providing for the assessment and taxation of express companies doing business in the State of Washington, compelling annual return and providing penalties.

Referred to Committee on Revenue and Taxation.

House bill No. 322, by Mr. King: An act for the relief of C. S. Reinhart as clerk of the supreme court, and making an appropriation therefor.

Referred to Committee on Appropriations.

House bill No. 323, by Committee on Medicine, Surgery and Hygiene: An act to amend section one of an act entitled "An act to amend section 2615 of Volume I, Hill's Annotated Statutes and Codes of Washington, relating to state board of health," approved March 16, 1897.

Placed on calendar for second reading.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 11, 1903.

MR. SPEAKER:

The Senate has passed Senate substitute bill No. 74, relating to the Superior court of Thurston, Mason and Chehalis counties, and declaring an emergency.

Also Senate bill No. 80, an act relating to the State Fair, and declaring an emergency.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 11, 1903.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 12, relating

to the appointment of a joint fisheries committee to meet a like committee from the Oregon Legislature, with the following amendment:

At the end of line 3 strike out the word "two" and insert the word "three."

Also House joint resolution No. 10, relating to the death of John Beard Allen.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Megler the House concurred in the Senate amendment to House concurrent resolution No. 12.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Constitutional Revision, to whom was referred House bill No. 56, entitled "An act to submit an amendment to the Constitution of the State of Washington to a vote of the people," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended: Amend section 3, line 7, of original bill, and line 5 of printed bill, by inserting the words "the State of" before the word "Washington."

JAMES T. JOHNSON, Chairman.

We concur in this report: J. G. Megler, E. S. Collins, J. H. Easterday, Chas. S. Gleason, Herchmer Johnston.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 56 passed to third reading and was sent to the Committee on Engrossed bills.

House bill No. 207, making application to Congress to call a convention for the revision of the constitution.

The bill was read the second time by sections and House bill No. 207 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 35, to prevent monopolies and trusts.

The bill was read the second time by sections and House bill No. 35 passed to third reading and was sent to the Committee on Engrossed bills.

House bill No. 119, compelling attendance at government schools.

The bill was read the second time by sections and House bill

No. 119 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 183, entitled "An act to amend section 231 of Ballinger's Annotated Codes and Statutes of Washington relating to the distribution of the volumes of the decisions of the Supreme court of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 1, insert the following words and figures: "being section 4348 of Pierce's Code."

JOSEPH B. LINDSLEY,

We concur in this report: L. H. Brewer, E. R. York, Chas. D. King, Herchmer Johnston, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 183 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 15, prohibiting the carrying on of barbering on Sunday.

The following amendment by Mr. Muse was lost:

"Add to end of section one in printed bill the words "provided it does not apply to towns of 1500 inhabitants and less."

The bill was read the second time by sections, and House bill No. 15 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 95, entitled "An act relating to instructions to juries, and amending subdivision 4 of section 221 of the Code of Washington of 1881," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out all of the printed and the original bill after the words "An act," and substitute the following:

"to amend section 221 of an act entitled 'An act to regulate the prac-

tice and proceedings in civil actions,' approved December 1, 1881."

"Be it enacted by the Legislature of the State of Washington.

Section 1. That section 221 of an act entitled "an act to regulate the practice and proceedings in civil actions," approved December 1, 1881 (the same being section 4993 of Ballinger's code and section 607 of Pierce's code), be and the same is hereby amended so as to read as follows:

Section 221. When the jury has been sworn the trial shall proceed in the following order:

1. The plaintiff must briefly state the cause of action and the evidence by which he expects to sustain it. The defendant may in like manner state the defense and the evidence he expects to offer in support thereof, but nothing in the nature of comments or argument shall be allowed in opening the case. It shall be optional with the defendant where he states his case before or after the close of the plaintiff's testimony.

2. The plaintiff, or the party upon whom rests the burden of proof in the whole action, must first produce his evidence; the adverse party will then produce his evidence.

3. The parties will then be confined to rebutting evidence, unless the court, for good reasons, in furtherance of justice, permits them to offer evidence in their original case.

4. When the evidence is concluded, either party may request the judge to charge the jury in writing, in which event no other charge or instruction shall be given, except the same be contained in the said written charge; or either party may request instructions to the jury on points of law, and if the court refuse to give the same, the party requesting may except. Either party shall also be entitled to require of the judge that all interlocutory orders, instructions or rulings upon the evidence during the progress of the trial of a cause, shall be reduced to writing, together with any exceptions that may be made thereto, and the same shall be made a part of the record of the case, and any refusal on the part of the judge trying the cause or making the order to comply with all or any of the provisions of this section shall be regarded error, and entitle the party whose request shall have been refused to a reversal of the judgment on a writ of error; provided, always, that the instruction or ruling so requested is pertinent and consistent with the law and evidence of the case, and that such refusal has worked an injury to the party requesting the same; *Provided, further, that whenever in the trial of any cause, a stenographic report of the evidence and the charge and instructions of the court is taken, the taking of such charge or instructions by the stenographic reporter shall be considered as a charge or instruction in writing within the meaning of this section.*

5. After the conclusion of the evidence and the filing of request for charge in writing or instructions, the plaintiff or party having the burden of proof may, by himself or one counsel, address the court and jury upon the law and facts of the case, after which the adverse party

may address the court and jury in like manner by himself and one counsel, or by two counsel, and be followed by the party or counsel of the party first addressing the court. No more than two speeches on behalf of plaintiff or defendant shall be allowed.

6. The court shall then charge the jury upon the law in the case. If no request has been made for said charge to be in writing, or if no instructions have been requested, such charge may be oral, but either party at any time before the jury return their verdict, may except to the same or any part thereof; but no exception shall be regarded by the Supreme court unless the same shall embody the specific parts of said charge to which exception is taken. In charging the jury the court shall state to them all matters of law necessary for the information of the jury in finding a verdict; and if it become necessary to allude to the evidence, it shall also inform the jury that they are the exclusive judges of all questions of fact."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, L. H. Brewer, Chas. D. King, Herchmer Johnston, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the Committee were adopted and House bill No. 95 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 184, entitled "An act to amend section 117 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of session laws of the Legislature of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 1, insert the following words and figures, "being section 8458 of Pierce's Code."

After the first word "to," in subdivision 8, in the 18th line of the printed bill and the 23d line of the original bill, section 1, strike out the following, "each trustee of," and substitute in lieu thereof the words, "the superintendent of each."

After the word "insane," in subdivision 8, in the 18th line of the printed bill and the 23d line of the original bill, section 1, strike out the following words, "and of the penitentiary."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, L. H. Brewer, E. R. York, Chas. D. King, Herchmer Johnston, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 184 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 167, fixing the time from which the term of sentence of persons convicted of felony shall commence to run.

The bill was read the second time by sections, and House bill No. 167 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 136, for the protection of game animals and birds.

Referred to the Committee on Game and Game Fish.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 59, entitled "An act defining criminal anarchy, and prescribing penalties for those who advocate, advise or teach criminal anarchy, or cause or permit the publication of the doctrines thereof, or who participate in an assemblage of anarchists, or permit premises to be used for such assemblages," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the word "anarchists," in the third line of the title of the printed bill, and the fourth line of the title of the original bill, insert a "," and after the inserted period strike out the following words, "or permit premises to be used for such assemblages."

After the title in the printed and the original bill insert the following words: "Be it enacted by the Legislature of the State of Washington."

Strike out the words "criminal anarchy defined," immediately preceding section 1 of the printed and the original bill.

After the word "Means," in the third line of the printed bill and the fourth line of the original bill, section 1, strike out the following words: "The advocacy of such doctrine, either by word of mouth or writing is a felony."

Strike out the words "Advocacy of criminal anarchy" immediately preceding section 2 of the printed and the original bill.

After the word "who," in the first line of the printed and the original bill, section 2, strike out the ":" and insert in lieu thereof a ",".

After the inserted "," in the first line of the printed and the original bill, section 2, strike out the capital "B" in the word "by" and insert in lieu there of a small "b."

After the word "writing," in the first line of the printed bill and the first line of the original bill, section 2, and immediately preceding the word "advocates," insert a ",".

Between the word "head" and the word "or," in the third line of the printed bill and the fourth line of the original bill, section 2, insert a ",".

After the words "organized government," in the tenth line of the printed bill and the 13th line of the original bill, section 2, strike out the following words and mark of punctuation, "because of his official character,".

Between the word "or" and the word "any," in the 11th line of the printed bill and the 13th line of the original bill, section 2, insert the following words, "the committing of."

After the words "or advocate," in the 11th line of the printed bill and the 14th line of the original bill, section 2, strike out the following words, "the property of."

Strike out the letter "s" in the word "doctrines," in the 12th line of the printed bill and the 15th line of the original bill, section 2.

Strike out the words "Liability of editors and others," immediately preceding section 3 of the printed and the original bill.

After the words "his knowledge," in the fifth line of the printed bill and the sixth line of the original bill, section 3, strike out the following words, "or fault and against his wishes."

Strike out the words "Assemblages of anarchists." immediately preceding section 4 of the printed and the original bill.

Strike out the word "title" after the word "this," in the second line of the printed bill and the third line of the original bill, section 4, and substitute in lieu thereof of the word "act."

Strike out the following words immediately preceding section 5 of the printed and the original bill, "Permitting premises to be used for assemblages of anarchists," and strike out all of section 5.

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, L. H. Brewer, Chas. D. King, Herchmer Johnston, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 59 passed to third reading and was sent to the Committee on Engrossed Bills.

House substitute bill No. 107, relating to actions for damages.

The bill was read by sections, and House bill No. 107 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 97, entitled "An act relating to the issuance and service of the writ of garnishment, and amending sections 5396 and 5397 of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the words "An act" in the printed and the original bill, strike out the following words in the title, "relating to the issuance and service of the writ of garnishment and," and insert in lieu thereof the word "To."

Strike out the letters "ing" in the word "amending," in the first line of the title in the printed bill and the second line of the title of the original bill.

After the words "Statutes of Washington" in the title of the printed and the original bill, strike out the "." and insert "," and the following words, "relating to the issuance of service of the writ of garnishment."

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 1, insert the following words and figures, "being section 549 of Pierce's Code."

Strike out the letter "A" after the word "follows," in the second line of the printed bill and the third line of the original bill, section 1, and insert in lieu there of the word "The."

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 2, insert the following words and figures, "being section 550 of Pierce's Code."

After the word "years," in the fourth line of the printed bill and the seventh line of the original bill, section 2, strike out the following words, "and competent to be a witness at the trial of," and substitute in lieu thereof the following words, "and not a party to."

Strike out the word "writ" after the word "his," in the seventh line of the printed bill and the 10th line of the original bill, and substitute therefor the word "return."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, L. H. Brewer, E. R. York, Chas. D. King, Herchmer Johnston, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 97 passed to third reading and was sent to the Committee on Engrossed Bills.

House substitute bill No. 122, relating to bounties on animals.

The bill was read by sections, and House substitute bill No. 122

passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 201, requiring statement of fact and evidence in support of claims made to the legislature.

The bill was read the second time by sections, and House bill No. 201 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 7, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 112, entitled "An act to amend an act entitled 'An act in relation to garnishments in justice courts,' approved January 31, 1888, and repealing section 4 of said act," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In the 10th and 11th lines of the printed bill, and the 18th line of the original bill, section 2, strike out the following words: "Served upon the plaintiff or his attorney," and."

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. D. King, Herchmer Johnston, Chas. S. Gleason, J. B. Lindsley, S. A. Wells.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 112 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 38, prohibiting state and county officers accepting passes.

The bill was read the second time by sections, and House bill No. 38 passed to third reading and was sent to the Committee on Engrossed Bills.

At 12:10 p. m. the House took a recess till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Bassett, Merrill, Peaslee and Reise.

Messrs. Bassett and Reise were excused.

By unanimous consent House bill No. 246 was referred to the Committee on Appropriations.

SPECIAL ORDER.

The hour having arrived, the House took up for consideration House bill No. 94.

The House resolved itself into a Committee of the Whole to consider House bill No. 94. Mr. J. T. Johnson was called to the chair.

At 4:15 p. m. the committee rose and reported progress.

The speaker resumed the chair.

The speaker called for announcements of committee meetings.

Mr. Jones on a point of order called attention of the speaker to the fact that the House was still on consideration of the special order of the day on second reading.

The speaker ruled that Mr. Jones' point of order was sustained.

On motion of Mr. Megler, the House adjourned at 4:25 p. m. till 2 p. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRTY-SECOND DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Thursday, February 12, 1903. }
2 o'clock p. m.

The House was called to order by the speaker at 2 p. m.

Roll-call showed all members present except Messrs. Allis, Bassett, Benn, Corliss, Crandall, Easterday, Ferguson, Gray, Kees, Maloney, Peaslee, Reise, Roberts, Tibbetts and York.

Messrs. Tibbetts, Gray, Bassett, Reise, Maloney and Peaslee were excused.

Rev. H. L. Badger offered prayer.

SPECIAL ORDER.

Mr. Gleason moved that under House joint resolution No. 10

the speaker appoint a committee of three to invite the Honorable Senate to seats in the House.

The motion was adopted, and the speaker appointed Messrs. Gleason, Megler and Ranck as members of the committee.

The committee reported back to the speaker that the duty had been performed.

The Honorable Senate was announced and invited to seats in the House.

JOINT SESSION.

The Senate and House of Representatives met in joint session at the hour of 2:30 o'clock p. m., to join in memorial services in memory of the late Hon. John Beard Allen.

President Smith called the joint session to order. Representative Robert Dunn of Yakima was called to the chair to preside during the joint session.

The clerk of the House read House joint resolution No. 10, relative to the death of the late Hon. John Beard Allen, as follows:

House joint resolution No. 10, by Committee on Resolutions:

WHEREAS, Almighty God, in His infinite wisdom, has removed by death the Hon. John Beard Allen; and,

WHEREAS, In his death the State has lost its foremost citizen and public servant; 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 Senator Allen, appropriate services be held in the hall of the House of Representatives on Thursday, the 12th day of February, 1903, at 2:30 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 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.

Eulogies were delivered in memory of the late John Beard Allen by Mr. Lewis of King, Mr. Ranck of Clarke, Mr. Philbrick of Chehalis, Senator Crow of Spokane and Mr. Gleason of King.

Mr. Gleason of King moved that as a further mark of respect the Senate and House of Representatives, assembled in joint ses-

sion, adopt House joint resolution No. 10 by Committee on Resolutions, by a rising vote. The motion prevailed.

On motion of Senator Hamilton of Pierce the joint session at 3:10 o'clock p. m. dissolved.

On motion of Mr. Wells the House adjourned at 3:15 p. m.

STOREY BÜCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRTY-THIRD DAY.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Friday, February 13, 1903, }
10 o'clock a. m. }

The House was called to order at 10 o'clock a. m. by the speaker.

Roll call showed all members present except Messrs. Bassett, Benn, Cameron, Corliss, Peaslee and Tibbetts.

Messrs. Tibbetts, Bassett and Peaslee were excused.

Rev. C. J. Godzman offered prayer.

The minutes of Wednesday were read and approved.

PETITION.

From citizens of Pierce county relating to the appointment of oil inspectors. Was referred to the Committee on Commerce and Manufactures.

RESOLUTION.

By Mr. Gleason:

Resolved, That whenever the services of any employe of the House under the control of the chief clerk shall be unsatisfactory to the chief clerk, or any such employe shall be absent from attendance on the House during the hours when he shall have been assigned to duty by the chief clerk, the chief clerk shall report the facts to the speaker, and upon such report being made the speaker shall be and he is hereby authorized to, in his discretion, discharge any such employe, or deduct from his pay such an amount as shall cover the time he has so been absent without leave.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

The Committee on Claims and Auditing submitted a report allowing the expense account of the Western Union for sending message to the United States Senate.

The report was adopted and the bill allowed.

House bill No. 5: Majority report recommend it do pass; minority report recommend it be indefinitely postponed.

House bill No. 200: Recommend it be indefinitely postponed.

House bill No. 216: Recommend it be indefinitely postponed.

House bill No. 7: Majority report recommend it be indefinitely postponed; minority report recommend it do pass.

House bill No. 141: Recommend it be indefinitely postponed.

House bill No. 153: Recommend it do pass as amended.

House bill No. 138: Recommend it do pass as amended.

House bill No. 114: Recommend it do pass as amended.

House bill No. 223: Recommend it do pass as amended.

House bill No. 251: Recommend it do pass as amended.

House bill No. 8: Recommend it do pass as amended.

House bill No. 130: Recommend it do pass as amended.

House bill No. 158: Recommend it do pass as amended.

House bill No. 242: Recommend it do pass.

House bill No. 248: Recommend it do pass:

House bill No. 126: Recommend it do pass:

House bill No. 133: Recommend it do pass:

House substitute bill No. 136: Recommend it do pass as amended.

House bill No. 150: Recommend it do pass.

House bill No. 233: Recommend it do pass.

Senate bill No. 56: Recommend it do pass.

Senate bill No. 39: Recommend it do pass.

Senate bill No. 68: Recommend it do pass.

House bill No. 203: Recommend it be referred to the Committee on Appropriations.

House bill No. 235: Recommend it do pass and be referred to the Committee on Appropriations.

House bill No. 116: Recommend it do pass as amended.

House bill No. 148: Recommend it do pass.

House bill No. 82: Recommend it do pass as amended.

House bill No. 270: Recommend it be indefinitely postponed.

House bill No. 245: Recommend it be indefinitely postponed.

House bill No. 1: Recommend it be indefinitely postponed.

House bill No. 106: Recommend it be indefinitely postponed.

House bill No. 295: Recommend it be referred to the Committee on Revenue and Taxation.

House bill No. 259: Recommend it be indefinitely postponed.

House bill No. 266: Recommend it be indefinitely postponed.

House bills 108, 219, 229, 246 and 310: Committee recommends that

House substitute bill No. 108 be substituted therefor, be printed, and be placed on second reading and passed. Report adopted and House substitute bill No. 108 was made a special order for Monday at 2:30 p. m.

House bill No. 93: Recommend it do pass.

House bill No. 60: Recommend it do pass as amended.

House bill No. 161: Recommend it do pass as amended.

The Committee on Fisheries reported and asked that the bill prepared by that committee be received and take the usual course. Report adopted and bill introduced as House bill No. 345.

House bills Nos. 200, 216, 141, 270, 245, 1, 106, 259, 266 were indefinitely postponed.

House bill No. 203 was referred to the Committee on Appropriations.

House bill No. 235 was referred to the Committee on Appropriations.

House bill No. 116 was referred to the Committee on Appropriations.

House bill No. 295 was referred to the Committee on Revenue and Taxation.

House bill No. 7 was referred to the Committee on Banks and Banking.

The report of the Committee on Claims and Auditing was submitted and re-referred to prepare and submit a bill for the expenses incurred in preparing for the legislative session.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated.

House bill No. 324, by Mr. Megler: An act repealing an act entitled "An act to provide for the payment of the debt of the Territory of Washington, and declaring an emergency," approved February 26, 1890.

Referred to the Committee on Appropriations.

House bill No. 325, by Mr. Megler: An act amending section 2068, Ballinger's Code, the same being section 6419 of Pierce's Code of Washington.

Referred to the Committee on Appropriations.

House bill No. 326, by Mr. Craigie: An act governing the appointment, salaries, powers and duties of superior court commissioners, declaring an emergency, and repealing an act entitled "An

act relating to the appointment of superior court commissioners, and declaring an emergency," approved March 19, 1895.

Referred to the Committee on Judiciary.

House bill No. 327, by Mr. Philbrick: An act providing for the purchase of additional lots, and for the care and improvement of the ground around the monument erected by the state to the dead soldiers of the Washington volunteers, and appropriating money therefor.

Referred to the Committee on Military Affairs and Soldiers Home.

House bill No. 328, by Mr. Moldstad: An act authorizing towns of the fourth class to select and designate an official newspaper, and declaring the publication of all notices in such paper for the period and in the manner provided by law or the ordinances of said town to be due and legal notice.

Referred to the Committee on Municipal Corporations.

House bill No. 229, by Mr. Corliss: An act requiring electric roads operated and run by the third rail system, or by means of a third rail charged by electricity, to provide a suitable appliance for covering the third rail, and fixing a penalty for its violation.

Referred to the Committee on Railroads.

House bill No. 330, by Mr. Brewer: An act relating to the State Library, giving the law department thereof to the control of the Supreme Court, which shall hereafter be known as the Supreme Court Library.

Referred to the Committee on Judiciary.

House bill No. 331, by Mr. Dilling: An act authorizing cities of the first class to assess for local improvements lands belonging to the State of Washington, the University of Washington, counties, school districts, and other municipal corporations, and declaring an emergency.

Referred to the Committee on Municipal Corporations.

House bill No. 332, by Mr. Dilling: An act to amend section 2835 Ballinger's Code, relating to the appointment of a deputy insurance commissioner.

Referred to the Committee on Insurance.

House bill No. 333, by Mr. Merrill: An act making fish traps, pound nets and set net fishing locations subject to taxation.

Referred to the Committee on Revenue and Taxation.

House bill No. 334, by Mr. Hopp: An act providing for a constitutional amendment conferring power upon the legislature to enforce taxes upon the franchises and intangible property of all corporations and individuals; and providing for collection and apportioning the same to the state, counties and other municipal corporations.

Referred to the Committee on Constitutional Revision.

House bill No. 335, by Mr. Hopp: An act empowering the board of county commisisoners of the several counties of this state to designate three newspapers in each county to be known as "official newspapers" of such county, in which to publish their proceedings and other county advertising, fixing the rate of compensation for same, and empowering the county treasurer to designate one of such "official newspapers" in which to publish the list of delinquent taxes.

Referred to the Committee on Compensation and Fees to State and County Officers.

House bill No. 336, by Mr. Griffin: An act relating to local improvements in cities of the third class and amending section 943 of Ballinger's Codes and Statutes of Washington; said section 943 being section 124 of Chapter VII of the laws of 1890 as amended by section 5 of Chapter LXX of the laws of 1893 and Chapter CXIII of the laws of 1901.

Referred to the Committee on Municipal Corporations.

House bill No. 337, by Mr. Griffin: A bill for an act to amend section 1 of an act entitled, "An act relating to the location and establishment of private roads of necessity and providing for compensation for lands taken therefor.

Referred to the Committee on Internal Improvements and Indian Affairs.

House bill No. 338, by Insurance Committee: An act to amend Chapter CLXXIV, Session Laws 1901, entitled "An act regulat-ing fraternal beneficiary societies, orders or associations.

Placed on second reading.

House bill No. 339, by Mr. Crandall: An act to amend section 2819 of Ballinger's Code of the State of Washington, the same being section 5632 of Pierce's Code, requiring insurance companies to deposit securities.

Referred to the Committee on Insurance.

House bill No. 340, by Mr. J. B. Wilson: An act to prevent the shooting at, killing, or wounding of pigeon doves or other birds when released from a trap, cage, box or other confinement.

Referred to the Committee on Game and Game Fish.

House bill No. 341, by Mr. Thacker: An act in relation to county boards of health, defining their duties and prescribing penalties.

Referred to the Committee on Judiciary.

House bill No. 342, by Mr. Lewis: An act to amend sections one and three of an act creating and providing for the enforcement of liens for labor and material, approved February 21, 1893.

Referred to the Committee on Judiciary.

House bill No. 343, by Mr. Cole: An act to amend an act of the State of Washington entitled "An act for the more effectual prevention of cruelty to animals," approved March 18, 1901.

Referred to the Committee on Public Morals.

House bill No. 344, by Mr. Cole: An act to amend an act entitled "An act making it unlawful to injure, obstruct or destroy any line erected or constructed for the transmission of electrical current, or appurtenances or appliances connected therewith; or to remove, injure or to destroy any house, shop, building or other structure or machinery connected therewith; or to set any fire that shall result in such injury or destruction; or to prevent the removal of any obstruction to such lines; and prescribing the punishment therefor," approved March 13, 1899; and declaring an emergency.

Referred to the Committee on Corporations Other Than Municipal.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 75, relating to the management, reclamation, lease, etc., of the state's granted school and other lands, etc. Also Senate bill No. 94, defining the offense of barratry.

Also Senate bill No. 12, to prevent rebating to, or discrimination between, applicants for life insurance.

Also Senate substitute bill No. 58, providing for an assistant Secretary of State, etc.

Also Senate bill No. 97, to amend the law relating to taking and entry of judgments, etc.

Also Senate bill No. 72, providing for the protection of employes in factories, etc.

Also Senate memorial No. 4, relating to the election of United States Senators.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 57, for the relief of the Olympia Light & Power Co., etc.

Also Senate joint memorial No. 2, relating to the opening of the south half of the Colville Indian reservation.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The Senate has passed House concurrent resolution No. 2, relating to the death of the late President McKinley.

Also House concurrent resolution No. 5, relating to the dredging of the Skagit river.

Also House concurrent resolution No. 11, extending an invitation to President Roosevelt to visit the State of Washington.

Also House joint memorial No. 9, relative to the withdrawal of certain timber lands in the State of Washington.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The Senate has concurred in the House amendments to Senate bill No. 17.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 66, an act to punish unlawful or malicious injury to personal property, etc.

Also House bill No. 92, an act defining larceny of fixtures attached to real estate, etc.

Also House bill No. 110, relating to the matter of official seals for county treasurers, etc., with the following amendment: Strike out the title of the engrossed bill and amend the same to read as follows:

"An act relating to the matter of official seals for county treasurers, and to cure defects arising from a failure to heretofore provide for such official seals, and declaring an emergency."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

FIRST READING OF SENATE BILLS.

Senate bill No. 72, for the protection of employes in factories.

Referred to the Committee on Judiciary.

Senate bill No. 40, an act for the protection of birds, their nests and eggs, etc.

Referred to the Committee on Game and Game Fish.

Senate bill No. 80, to amend an act entitled "An act to establish a state fair," etc.

Referred to the Committee on Appropriations.

Senate bill No. 94, defining the offense of barratry.

Referred to the Committee on Judiciary.

Senate bill No. 12, to prevent rebating to applicants for insurance.

Referred to the Committee on Insurance.

Senate substitute bill No. 58, providing for an assistant secretary of state.

Referred to the Committee on Judiciary.

Senate bill No. 97, to amend the law relating to taking and entry of judgments, etc.

Referred to the Committee on Judiciary.

Senate memorial No. 4, relating to the election of United States Senators.

Referred to the Committee on Constitutional Revision.

Senate bill No. 75, relating to the management, reclamation, etc., of the state granted school and other lands.

Referred to the Committee on State School and Granted Lands.

SECOND READING OF BILLS.

Mr. Lewis rose to enquire as to the position on the calendar of House bill No. 94.

The speaker stated that the bill was on special order and in the possession of the Committee of the Whole.

Mr. Lewis made the point of order that the bill had been returned to the House with a report, that no leave had been asked or granted to sit again and that the Committee of the Whole was therefore dissolved and the bill was on the calendar the same as prior to the special order and organization of the Committee of the Whole.

By unanimous consent the speaker took the matter under advisement, the decision to be rendered Tuesday morning next.

Mr. Lewis then moved that the House do now reconsider its vote to go into Committee of the Whole, taken last Wednesday.

The speaker ruled the motion out of order.

Mr. Lewis appealed from the decision of the chair, and by unanimous consent argument and decision on the appeal was also postponed until Tuesday morning, immediately after the decision of the point of order as to the position of House bill No. 94.

House joint memorial No. 7, relating to the elimination of certain lands within the Olympia forest reserve.

The memorial was read the second time by sections and passed to third reading.

On motion of Mr. Philbrick the rules were suspended, the second reading considered the third and House joint memorial No. 7 was placed on final passage and passed the House by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Eidemiller, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—80.

Those absent or not voting were: Bassett, Benn, Cameron,

Clark, Corliss, Dickson, Easterday, Emery, Mackenzie, Merrill, Moldstad, Peaslee, Reise, Tibbetts,—14.

House joint memorial No. 1, relating to the recommendation of President Roosevelt concerning trusts:

The memorial was read the second time by sections and passed to third reading.

On motion of Mr. Philbrick, the rules were suspended, the second reading considered the third and House joint memorial No. 1 was placed on final passage and passed the House by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Frostad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—77.

Those absent or not voting were: Bassett, Benn, Cameron, Clark, Corliss, Crandall, Easterday, Eidemiller, Fitzgerald, Gleason, Jeffries, Mackenzie, Moldstad, Peaslee, Raine, Reise, Tibbetts—17.

House joint memorial No. 3, relating to the duty on lumber.

The memorial was read the second time by sections and passed to third reading.

On motion of Mr. Roth the rules were suspended, the second reading was considered the third and House joint memorial was placed on final passage and passed the House by the following vote: Yeas 67, nays 8, absent or not voting 19.

Those voting yea were: Allis, Brewer, Brown, Butler, Coate, Cole, Collins, Comstock, Crandall, Delanty, Dilling, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Phil-

brick, Pogue, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—67.

Those voting nay were: Child, Cooney, Fitzgerald, Gray, Johnson (J. T.), Maloney, Muse, Quinn—8.

Those absent or not voting were: Bassett, Benn, Cameron, Carle, Clark, Corliss, Craigue, Denton, Dickson, Dix, Easterday, Howell, Mackenzie, Morrill, Peaslee, Raine, Reise, Thompson, Tibbetts—19.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 4, entitled "An act to create a "State Board of Accountancy," and prescribe its duties and powers; to provide for the examination of, and issuance of certificates to, qualified applicants, with the designation of "Certified Public Accountant," and to provide the penalty for violation of the provisions thereof, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

First. In line 2, section 1, of the printed bill, and line 1, section 1, of the original bill, after the word "shall" and before the word "fifteen," strike out the word "elect" and insert the word "nominate."

Second. In line 6, section 1, of the printed bill, and line 5, section 1, of the original bill, after the word "four" and before the word "five," strike out the word "or" and insert the word "and."

Third. In line 10, section 1, of the printed bill, and line 8, section 1, of the original bill, after the word "annually," and before the word "five," strike out the word "elect" and insert the word "nominate."

Fourth. In line 20, section 2 of the printed bill, and line 2, subdivision 6, section 2, of the original bill, after the word "incurred," strike out the words "may be retained" and all of line 21, section 2, of the printed bill, and add the following: "shall be transferred to the county school fund of the State."

Fifth. In line 23, section 2, of the printed bill, and line 2, subdivision 7, section 2, of the original bill, after the word "in" and before the word "section," insert the word "sub," and after the word "three" insert the words "of this section."

Sixth. In line 3, section 3, of the printed bill, and line 2, section 3, of the original bill, after the word "of" and before the word "years," strike out the word "twenty-five" and insert the word "nineteen."

Seventh. In line 8, section 3, of the printed bill, and line 6, section 3,

of the original bill, after the word "accountant" strike out the words "or expert of accounts."

Eighth. Strike out all of section 5.

And as amended the same do pass.

N. B. McNICOL, Chairman.

We concur in this report: W. F. Haynes, R. W. Jones, J. E. Howard, E. J. Durham, John Gray, S. A. Wells, A. F. Kees, L. G. Allis, W. L. Thompson.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 4 passed to third reading and was sent to the Committee on Engrossed bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 20, entitled "An act amending sections 1451 and 1453 of Ballinger's Codes and Statutes of Washington, relating to the registration of voters," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

First. In line 9, section 1, of the printed bill, and line 13, section 1, of the original bill, after the word "a" and before the word "place," insert the words "time and."

Second. In line 10, section 1, of the printed bill, and line 13, section 1, of the original bill, after the word "where" and before the word "not," strike out the word "and."

Third. In line 10, section 1, of the printed bill, and line 14, section 1, of the original bill, after the word "where" and before the word "not," strike out the comma.

Fourth. In line 10, section 1, of the printed bill, and line 14, section 1, of the original bill, after the word "two" and before the word "consecutive," insert the words "not more than six."

Fifth. In line 10, section 1, of the printed bill, and line 14, section 1, of the original bill, after the word "year" and before the word "the," in line 11, section 1, of the printed bill, and line 15, section 1, of the original bill, strike out the word "when."

And it do pass as amended.

N. B. McNICOL, Chairman.

We concur in this report: R. W. Jones, J. E. Howard, L. G. Allis, E. J. Durham, John Gray, S. A. Wells, A. F. Kees.

The following amendment by Mr. Gleason was adopted:

In line 10, section 1 of the printed bill, strike out the figure "3."

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 20 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 4, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 63, entitled "An act to provide for the protection of trout and other game fish, and providing a punishment, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

First. That the words "taken from the lakes or streams of this state" be inserted between the words "fish" and "for," in line 2, section 3, of the original bill.

M. E. FIELD, Chairman.

We concur in this report: M. J. Maloney, G. E. Dickson, B. H. Morgan, Fenton Merrill, Mark White.

The following amendment by Mr. Field was adopted:

Strike out section 3 and substitute the following.

Sec. 3. It shall be unlawful for any person, firm, company, partnership or corporation to transport or have in their possession for purposes of transportation, or for market, any trout or game fish within the State of Washington. Possession of any of said fish by any of said persons herein named shall be presumptive evidence that said fish are possessed for the purpose of sale in market.

The following amendment by Mr. Gunderson was adopted:

Amend section 3 by adding thereto the words: "Provided, That nothing in this act shall be construed to be in conflict with the provisions of an act passed March 18, 1901, relating to the establishment and maintenance of private fish hatcheries, known as chapter 153. Laws of 1901.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 63 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 7, 1903.

MR. SPEAKER:

We, a majority of your Committee on Education, to whom was referred House bill No. 44, entitled "An act to provide for the employment of attorneys at law by boards of directors of school districts having a population of 20,000 or more." have had the same under consideration,

and we respectfully report the same back to the House with the recommendation that it do pass.

G. B. GUNDERSON, Chairman.

We concur in this report: R. W. Jones, J. H. Corliss, Chas. D. King, M. E. Field, W. A. Stark, Fenton Merrill, W. H. Thacker, Glenn N. Ranck.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 7, 1903.

MR. SPEAKER:

We, a minority of your Committee on Education, to whom was referred House bill No 44, entitled "An act to provide for the employment of attorneys at law by boards of directors of school districts having a population of 20,000 or more," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

W. T. MUSE,

J. J. CAMERON.

The bill was read the second time by sections, and House bill No. 44 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 34 was referred to the Committee on Judiciary.

On motion of Mr. Griffin the House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Bassett, Benn, Butler, Cameron, Corliss, Durham, Emery, McCoy, Merrill, Moldstad, Morgan, Peaslee, Reise, Roberts, Tibbetts, Williams, Witter and Lindsley.

Messrs. Tibbetts, Peaslee, Witter, Bassett, McCoy, Cameron, Emery, Reise and Lindsley were excused.

The expense account of the sergeant-at-arms was referred to the Committee on Claims and Auditing.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 138, creating a lien upon steamships, vessels and boats in favor of tugboat companies, stevedores, etc.

Also Senate substitute bill No. 41, amending the law relating to the selection of jurors in the Superior courts, etc.

Also Senate bill No. 108, an act establishing a standard size for certain fruit boxes.

Also Senate memorial No. 6, relating to a canal from Puget sound to Gray's Harbor.

Also Senate memorial No. 7, relating to the improvement of the Duwamish, White and Black rivers.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

THIRD READING OF BILLS.

On motion of Mr. Field the House passed to third reading of bills.

House bill No. 41, providing for the alteration, replat or vacation of any townsite.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 64, nays 6, absent or not voting 24.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lyons, Mackenzie, McNicol, Megler, Morrill, Parcel, Pogue, Raine, Stark, Stevenson, Thompson, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Mr. Speaker—64.

Those voting nay were: Maloney, Palmer, Quinn, Ranck, Thacker, Wells—6.

Those absent or not voting were: Bassett, Benn, Cameron, Corliss, Easterday, Emery, Frostad, Griffin, Jeffries, Lindsley,

Lingerman, McCoy, Merrill, Moldstad, Morgan, Muse, Peaslee, Philbrick, Reise, Roberts, Roth, Tibbetts, Witter, Zenkner—24.

The emergency clause was lost by the following vote: Yeas 51, nays 25, absent or not voting 18.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Denton, Dilling, Dunn, Durham, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gunderson, Hastings, Hopp, Howard, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lyons, McNicol, Megler, Morrill, Pogue, Raine, Stevenson, Thompson, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Mr. Speaker—51.

Those voting nay were: Child, Cooney, Dickson, Dix, Easterday, Fitzgerald, Gray, Haynes, Henry, Howell, Hunter, Jeffries, Levy, Lindsley, Mackenzie, Maloney, Muse, Palmer, Parcel, Quinn, Ranck, Stark, Thacker, Veness, Zenkner—25.

Those absent or not voting were: Bassett, Benn, Cameron, Corliss, Emery, Griffin, Lingerman, McCoy, Merrill, Moldstad, Morgan, Peaslee, Philbrick, Reise, Roberts, Roth, Tibbetts, Witter—18.

Mr. Levy changed his vote from yea to nay.

Mr. Megler moved to amend the title by striking out the words "and creating an emergency."

The motion was adopted, and the title of the bill as amended was ordered to stand as the title of the act.

House bill No. 180, An act compelling railways to fence their right of way.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 71, nays 2, absent or not voting 21.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Ferguson, Frostad, Fletcher, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Ranck, Stark, Stevenson, Thacker, Weir, Wells, White,

Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—71.

Those voting nay were: Fitzgerald, Philbrick—2.

Those absent or not voting were: Bassett, Benn, Cameron, Corliss, Dickson, Emery, Field, Gleason, Griffin, McCoy, Merrill, Moldstad, Morgan, Peaslee, Raine, Reise, Roberts, Roth, Thompson, Tibbetts, Veness—21.

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

House bill No. 157, amending section 11 of an act entitled "An act to provide for the selection, survey, management and reclamation of the state's school, tide and oyster lands."

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle, Child, Coate, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—73.

Those absent or not voting were: Bassett, Benn, Cameron, Clark, Cole, Corliss, Dilling, Emery, Griffin, Jeffries, McCoy, Merrill, Moldstad, Morgan, Peaslee, Reise, Roberts, Roth, Tibbetts, Wells, White—21.

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

House bill No. 29, to establish the number of hours to constitute a day's work in underground lode or quartz mines.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 12, absent or not voting 27.

Those voting yea were: Allis, Brown, Butler, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Crandall, Delanty, Dickson, Dix, Durham, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Kees, Knoblock, Levy, Lewis, Lindsley, Lyons, Mackenzie, McNicol, Maloney, Megler, Palmer, Parcel, Pogue, Quinn, Raine, Stevenson, Thacker, Thompson, Whitney, Williams, Wilson (J. B.), Witter, Zenkner, Mr. Speaker—55.

Those voting nay were: Dilling, Dunn, Eidemiller, Field, Jones, Morrill, Philbrick, Ranck, Veness, Weir, White, York—12.

Those absent or not voting were: Bassett, Benn, Brewer, Cameron, Collins, Corliss, Craigue, Denton, Easterday, Emery, Griffin, Johnston (H.), King, Lingerman, McCoy, Merrill, Moldstad, Morgan, Muse, Peaslee, Reise, Roberts, Roth, Stark, Tibbetts, Wells, Wilson (R. B.)—27.

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

The speaker in open session signed Senate memorial No. 2 and Senate bill No. 57.

On motion of Mr. Megler the House adjourned at 3 p. m.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

THIRTY-FOURTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Saturday, February 14, 1903, }
 10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bassett, Benn, Carle, Clark, Coate, Cole, Corliss, Dilling, Emery, Ferguson, Hastings, Howard, Hunter, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Palmer, Peaslee, Reise, Roberts, Roth, Thompson, Tibbetts, Veness, Weir, J. B. Wilson and York.

Messrs. Tibbetts, Peaslee, Hastings, Hunter, Palmer, Reise, J. B. Wilson, Bassett, Emery, McCoy, Moldstad, Morgan, Morrill and Weir were excused.

Rev. H. L. Badger offered prayer.

Minutes of yesterday were read and approved.

PETITION.

Relating to road taxes in a part of Chehalis county from citizens of that county, referred to the Committee on Counties and County Boundaries.

REPORTS OF STANDING COMMITTEES.

House bill No. 239: Recommend it do pass.

House bill No. 225: Recommend a substitute bill do pass.

Bill was placed on second reading and ordered printed.

House bill No. 205: Recommend it do pass.

House bill No. 189: Recommend it be indefinitely postponed.

House bill No. 129: Recommend it do pass.

House bill No. 47: Majority report recommend it do pass as amended; minority report recommend it be indefinitely postponed.

House bill No. 65: Recommend it do pass as amended.

House bill No. 199: Recommend it do pass.

House bill No. 187: Recommend it do pass as amended.

House memorial No. 4: Recommend it do pass.

Senate joint resolution No. 6: Recommend it do pass.

House memorial No. 10: Recommend it do pass.

The Committee on Memorials recommended that the petition relative to passing the election law be referred to the Committee on Privileges and Elections, and the petition was so referred.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 345, by Committee on Fisheries: An act to create a state board of oyster land commisioners, defining its duties, making an appropriation therefor, repealing all conflicting laws, and declaring an emergency.

Referred to Committee on Fisheries.

House bill No. 346, by Mr. Whitney: An act to prohibit stock from running at large in the public highways within five miles of the corporate limits of cities having 10,000 or more of population, and prescribing a penalty for the violation of the terms of this act.

Referred to the Committee on Appropriations.

House bill No. 347, by Mr. Stark: An act to amend sections 215, 219, and 224 of Chapter CXVIII of the Session Laws of 1897 and sections 26 and 27 of Chapter CXLII of the Sesison Laws of 1899, the same being sections 7459, 7463, 7466, 7467 and 7468 of Pierce's Washington Code, relating to state normal schools.

Referred to the Committee on Judiciary.

House bill No. 348, by Mr. Stark: An act for the relief of Spokane county.

Referred to the Committee on Appropriations.

House bill No. 349, by Joint Committee on Appropriations: An act making appropriations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1903, and ending March 31, 1905.

Made special order for Monday, February 16.

House bill No. 350, by Mr. Craigie: An act providing for the appointment of a commission to investigate, collect statistics, and report upon the advisability of providing a manual training school

for American boys to learn trades and making an appropriation therefor.

Referred to the Committee on Education.

House bill No. 351, by Mr. Johnston: An act providing for the prosecution of actions by poor parties in the superior courts, and justice's courts where justices are salaried officials.

Referred to the Committee on Judiciary.

House bill No. 352, by Mr. Johnston: An act to divide the State of Washington into three congressional districts.

Referred to the Committee on Congressional Apportionment.

House bill No. 353, by Messrs. Witter and Mackenzie: An act amending an act entitled "An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act and declaring an emergency," relating to the expense of indigent pupils, being section 7484 of Pierce's Code.

Referred to the Committee on Education.

House bill No. 354, by Mr. Brewer: An act to amend section 3 (Pierce's Code, section 876), of an act entitled "An act relating to the sales of property under execution, decrees and orders of sale, and the confirmation of sheriff's sales, and redemption therefrom," approved March 8, 1899.

Referred to the Committee on Judiciary.

House bill No. 355, by Mr. Gunderson: An act creating a board of arbitration and conciliation for the determination of all differences, commonly called labor troubles, between employers and employes.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 356, by Mr. Cole: An act to amend an act entitled "An act relating to justices of the peace and constables in cities having more than 5,000 inhabitants, and fixing their number and salaries," approved March 13, 1897.

Referred to the Committee on Municipal Corporations.

House bill No. 357, by Mr. Cole: An act in relation to county commissioners and defining their duties and repealing any acts in conflict therewith.

Referred to the Committee on Counties and County Boundaries.

House bill No. 358, by Game and Game Fish Committee: An act to amend House bill No. 380, known as Chapter CXXXVII, of the Session Laws of the State of Washington, passed by the House March 2, 1899, and by the Senate March 8, 1899, and approved March 13, 1899, entitled "An act for the protection of game animals, birds, song birds, and game fish, creating the office of State Game Warden and defining duties and imposing additional duties on deputy game wardens, imposing penalties for violation and repealing all acts or parts of acts in conflict herewith."

Placed on second reading.

House bill No. 359, by Game and Game Fish Committee: A bill establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties, repealing conflicting laws, repealing section 9, page 283, of the Session Laws of 1901 of the State of Washington.

Placed on second reading.

House bill No. 360, by Mr. Megler: An act for the relief of O. A. Bowen.

Referred to the Committee on Appropriations.

House bill No. 361, by Mr. Dickson: An act to amend section 26 of an act entitled "An act providing for the use of water for the purposes of irrigation, and providing for the condemnation of the right of way for ditches and to carry water for such purposes," approved March 4, 1890.

Referred to the Committee on Irrigation.

FIRST READING OF SENATE BILLS.

Senate bill No. 138, An act creating a lien on steamships, etc.

Referred to the Committee on Harbors and Waterways.

Senate bill No. 41, An act providing for and regulating the selection of jurors.

Referred to the Committee on Judiciary.

Senate bill No. 108, An act to create and establish the size of fruit boxes.

Referred to the Committee on Agriculture.

Senate joint memorial No. 6, asking for an early survey of the proposed Puget Sound and Grays Harbor canal.

Referred to the Committee on Memorials.

Senate joint memorial No. 7, asking for the improvement of the Duwamish, White and Black rivers.

Referred to the Committee on Memorials.

SENATE BUSINESS.

On motion of Mr. Megler, the House concurred in Senate amendment to House bill No. 110.

SECOND READING OF BILLS.

House bill No. 117, amending an act classifying counties.

Was referred to the Committee on Compensation and Fees for State and County Officers.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

We, a majority of your Committee on Dairy and Live Stock, to whom was referred House bill No. 87, entitled "An act relating to the herding or grazing of sheep on the lands or possessory claims of another, or within two miles thereof, and providing a penalty for its violation, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

W. A. Henry, J. I. Pogue, Geo. W. R. Peaslee, W. L. Howell, K. P. Frostad, Geo. W. Tibbetts, Wm. Coate, N. J. Moldstad.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

We, a minority of your Committee on Dairy and Live Stock, to whom was referred House bill No. 87, entitled "An act relating to the herding or grazing of sheep on the lands or possessory claims of another, or within two miles thereof, and providing a penalty for its violation, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

W. F. HAYNES, Chairman.

We concur in this report: E. J. Durham, Wm. Delanty, Robert Dunn.

The following amendments by Mr. Pogue were adopted:

Strike out, in line 2, section 1, the word "two" and insert the word "one."

Strike off the "s" from the word "miles," in line 3 of section 1.

Add after "claims," in line 4 of section 1: "Provided, however, that nothing herein shall be construed to prevent the owner of land from herding sheep on his own land, nor to prevent the owner or herder from driving said sheep across unoccupied public lands within the said

mile limit in order to reach and utilize adjacent lands belonging to said owner.

The following amendments by Mr. R. B. Wilson were lost :

Insert the word "cattle" after the word "sheep" in line 1 of section 1.

Strike out section 2.

The bill was read the second time by sections and House bill No. 87 passed to third reading and was sent to the Committee on Engrossed Bills.

Senate bill No. 68, appropriating money to cover deficiency for future appraisalment and cruising the sale of timber on state land.

The bill was read the second time by sections, and Senate bill No. 68 passed to third reading.

Under suspension of the rules the second reading was considered the third and Senate bill No. 68 was placed on final passage and passed the House by the following vote: Yeas 55, nays 0, absent or not voting 39.

Those voting yea were: Brown, Butler, Child, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dunn, Durham, Eidemiller, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Wells, Whitney, Williams, Witter, York, Mr. Speaker--55.

Those absent or not voting were: Allis, Bassett, Benn, Brewer, Cameron, Carle, Clark, Cole, Corliss, Dickson, Dilling, Dix, Easterday, Emery, Ferguson, Frostad, Hastings, Howard, Hunter, Kees, McCoy, Merrill, Moldstad, Morgan, Morrill, Palmer, Peaslee, Reise, Roberts, Roth, Stevenson, Thompson, Tibbetts, Veness, Weir, White, Wilson (J. B.), Wilson (R. B.), Zenkner--39.

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

House bill No. 274, relating to running at large of swine, was indefinitely postponed.

Senate bill No. 16, amending an act for the creating of the office of state veterinary surgeon.

The bill was read the second time by sections and Senate bill No. 16 passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was referred House bill No. 193, entitled "An act to amend sections 8, 9, 10, 11, 12, 13, 14 and 15 of an act entitled 'An act to amend sections 3 to 31, both inclusive, of an act entitled "An act classifying the counties according to population,"'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out the whole of section 9.

JAMES PALMER, Chairman.

We concur in this report: W. H. Clarke, Chas. D. King, C. L. Mackenzie, S. A. Wells, A. F. Kees, W. L. Howell.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 193 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 231, changing the name of the State Reform School.

The bill was read the second time by sections, and House bill No. 231 passed to third reading.

Under suspension of the rules the second reading was considered the third, and House bill No. 231 was placed on final passage and passed by the following vote: Yeas 50, nays 0, absent or not voting 44.

Those voting yea were: Allis, Brewer, Brown, Butler, Coate, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dix, Dunn, Durham, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lyons, Mackenzie, McNicol, Maloney, Megler, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Wells, Williams, Witter, and Zenkner—50.

Absent or not voting were: Bassett, Benn, Cameron, Carle, Child, Clark, Cole, Corliss, Crandall, Dickson, Dilling, Easterday, Eidemiller, Emery, Ferguson, Frostad, Hastings, Howard, Hunter, Jeffries, Johnson (J. T.), Lindsley, Lingerman, McCoy, Merrill, Moldstad, Morgan, Morrill, Palmer, Peaslee, Reise, Roberts, Roth, Stevenson, Thompson, Tibbetts, Veness, Weir, White,

Whitney, Wilson (J. B.), Wilson (R. B.), York, and Mr. Speaker
—44.

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

Senate bill No. 53, amending section 6529 of Ballinger's Code.

The bill was read the second time by sections, and Senate bill No. 53 passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 177, entitled "An act providing 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," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend title of act by striking out all after the words "An act" in the third line of title in printed bill, and fourth line in original bill, and insert in place thereof the following, "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."

Insert after the word "writing," in the first line of section 2, the words "other than an officer or agent of such society or corporation." Insert after the "child," in the fifth line of the printed bill and the 6th line of said section in the original bill, the words, "or is a man of notoriously bad character."

Strike out the words "twenty-four hours" in the 12th line of section 2 of the printed bill and the 15th line of said section in the original bill, and insert in place thereof the words "five days."

Strike out all of section 5 and insert therefor the following:

SEC. 5. When any minor under 18 years of age shall be convicted on any charge the punishment for which may be imprisonment or confinement in the reform school, the judge of the Superior court, if he finds that the good of such minor demands it, and such minor is an orphan, or a homeless, neglected or abused minor, within the terms of this act, or is a county charge, or the parents or guardian of such minor consent thereto, may suspend sentence and surrender the custody of such minor to any society as is contemplated in this act, when such society is willing to receive such minor, until such minor shall attain the age of majority, or for a term of years to be fixed in the surrender, and such society may find a home for such minor and surrender his custody

to the person providing such home for the term fixed in said order of surrender, which surrender by the society shall be approved by an order of said court. Provided, that nothing in this section shall be held to affect the natural rights of said minor or of his parents or guardian, except in the matter of his custody; and, provided further, that if said minor shall fail to conform to the order of court fixing his custody, he may be apprehended and brought before the court, and the court may sentence said minor as provided by law, or resurrender him, as the court may deem best for the interests of said minor.

Insert after the word "any" in the first line of section six, the word "such."

In section eight, strike out the word "witness" in the sixth line of said section in the printed bill and the eighth line of the original bill, and insert thereafter the words, "agent of any such society." Also add to said section after the word complainant in the ninth line of the printed bill and the 11th line of the original bill, the words "provided, that the provisions of this section shall not apply to cases under section five of this act.

Strike out all of section 10.

CHAS. S. GLEASON, Acting Chairman

We concur in this report: P. F. Quinn, Chas. D. King, Chas. I. Roth, J. H. Easterday, S. A. Wells.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 177 passed to third reading, and was sent to the Committee on Engrossed Bills.

On motion of Mr. Megler the House adjourned at 12:15 p. m. till 2 p. m. Monday.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

THIRTY-SIXTH DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, February 16, 1903, }
2 o'clock p. m. }

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Coate, Comstock, Cooney, Ferguson, Frostad, McCoy, Moldstad, Morrill, Peaslee, Ranck, Roberts and Tibbetts.

Messrs. Tibbetts, Cooney, Moldstad and McCoy were excused.
Rev. W. H. Treisch offered prayer.

On motion of Mr. Comstock the complete reading of the minutes of Saturday was dispensed with, and the same ordered approved as if read.

PETITIONS.

By Mr. Wells, from citizens of Spokane, referring to House bill No. 128.

Referred to the Committee on Medicine, Surgery and Hygiene.

From citizens of the State of Washington, in regard to free railway transportation for defective youth.

Referred to the Committee on Education.

From voters of Sumner and vicinity, in regard to holding saloon dealers liable for damages.

Referred to the Committee on Public Morals.

From citizens of the town of Ilwaco, in regard to granting privileges to P. J. McGowan & Sons.

Referred to the Committee on Tide Lands.

MEMORIALS AND RESOLUTIONS.

From the House of Representatives of the State of Oregon, in regard to the Lewis and Clark Fair.

Referred to the Committee on Appropriations.

House memorial No. 11, by Mr. Philbrick, relative to a light-house at Point Granville, Chehalis county.

Referred to the Committee on Memorials.

House joint resolution No. 13, by Mr. Hopp, in regard to the fiftieth anniversary of the date of the creation of the Territory of Washington.

On motion of Mr. Megler the resolution was adopted.

REPORTS OF STANDING COMMITTEES.

House bill No. 279: Recommend it do pass as amended.

House bill No. 191: Recommend it do pass as amended, and the amendments be printed as House substitute bill No. 191 and placed on second reading.

House bill No. 263: Recommend it be referred to the Committee on Dykes, Drains and Drainage.

House bill No. 75: Recommend it be referred to the Committee on Revenue and Taxation.

House bill No. 159: Recommend it do pass as amended.

House bill No. 115: Recommend it do pass.

Reports on House bills Nos. 191, 263 and 75 were adopted.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 362, by Mr. Whitney: An act to provide for the establishment and maintenance of a district fair at Spokane, for the encouragement of stock raising, horticulture and agriculture, and making an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 363, by Mr. Wells: An act in relation to abstractors and abstract companies, providing for the furnishing of security, and fixing a penalty for violation thereof.

Referred to the Committee on Judiciary.

House bill No. 364, by Mr. Williams: An act for the relief of P. J. McGowan & Sons (Incorporated), and granting to them the right and privilege to use and enjoy a strip or location of tide lands 80 feet wide and 400 feet long, within the east half of the Holman waterway, according to the official plat of the tide lands and harbor lines, in front of the town of Ilwaco, on file in Pacific county; to use the land and location by constructing and maintaining wharves and buildings thereon, and conducting any or all parts of the business of catching, canning, packing or otherwise preserving salmon or other fish or food products and disposing of the same; and for the relief of the said P. J. McGowan & Sons and the town of Ilwaco in the rights and privileges, to occupy and use a strip or location of the said tide lands within the Holman waterway 20 feet wide and extending 1800 feet to the shore or meander line, for the purpose of constructing and maintaining a wharf and roadway on the east half of said waterway for the free use and benefit of the public, said rights and privileges to be for a period of 30 years, and declaring an emergency.

Referred to the Committee on Tide Lands.

House bill No. 365, by Mr. Mackenzie: An act providing for the operation of barbwire telephone lines, making a misdemeanor and providing a penalty.

Referred to the Committee on Corporations other than Municipal.

House bill No. 366, by Mr. Wells: An act to provide for the method of establishing and organizing new counties in the State of Washington.

Referred to the Committee on Counties and County Boundaries.

House bill No. 367, by Committee on Game and Game Fish: An act to regulate fishing for trout, providing a penalty for the violation thereof, prescribing the duty of the State Game Warden and his deputies in relation thereto, and establishing the rule of evidence in cases arising under this act.

Placed on second reading.

House bill No. 368, by Mr. Dilling: An act to amend section 4334 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appropriation of lands and highways for corporate purposes.

Referred to the Committee on Tide Lands.

House bill No. 369, by Mr. Jones: An act to amend section 97½ (Pierce's Code, section 8693) of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, as the same was added to said act by an act approved March 6, 1899.

Referred to the Committee on Revenue and Taxation.

House bill No. 370, by Mr. Gleason: An act for the relief of E. C. Bickerton for services as a licensed auctioneer in the matter of the sale of certain school lands in King county, and making an appropriation therefor.

Referred to the Committee on Claims and Auditing.

House bill No. 371, by Mr. Gleason: An act to amend section 49 of an act entitled "An act to enable cities of the first class 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 for certain cases upon property benefited, and declaring an emergency," approved March 9, 1893.

Referred to the Committee on Municipal Corporations.

House bill No. 372, by Mr. Gleason: An act to amend sections 5637, 5638, 5640 and 5641 of Ballinger's Annotated Codes and Statutes of Washington, relating to procedure in the appropriation of private property by corporations.

Referred to the Committee on Judiciary.

House bill No. 373, by Mr. York: An act providing for the service of process upon corporations failing to file a list of officers, with their titles of office, names and addresses, and their terms of office as required by existing laws.

Referred to the Committee on Judiciary.

House bill No. 374, by Mr. York: An act providing for the filing of process, with proof of service thereof.

Referred to the Committee on Judiciary.

House bill No. 375, by Mr. York: An act authorizing and empowering any corporation to subscribe for, and to acquire by purchase or otherwise and hold, own, sell, assign and transfer shares of the capital stock of another corporation, and to participate in and vote said stock at any and all stockholders' meetings, and upon being authorized at a regular or special stockholders' meeting by vote of three-fourths of the stockholders of any corporation shall have the power to lease or sell any and all its corporate property, rights, privileges or franchises and assets.

Referred to the Committee on Judiciary.

House bill No. 376, by Mr. Lindsley: An act providing for a law library fund, and in relation thereto.

Referred to the Committee on Judiciary.

House bill No. 377, by Mr. Lindsley: An act in relation to stenographers for the Superior courts.

Referred to the Committee on Judiciary.

House bill No. 378, by Mr. Butler: An act reserving certain state school lands from sale and lease, and declaring an emergency.

Referred to the Committee on State School and Granted Lands.

House bill No. 379, by Mr. Butler: An act for the relief of W. H. Burdon and the estate of Wm. Munks.

Referred to the Committee on Claims and Auditing.

House bill No. 380, by Mr. Quinn: An act granting a bounty for the encouragement of the production and manufacture of sugar in the State of Washington.

Referred to the Committee on Agriculture.

House bill No. 381, by Mr. Quinn: An act authorizing the judges of the Superior courts to appoint special prosecuting attorneys.

Referred to the Committee on Judiciary.

House bill No. 382, by Allis: An act providing for the manner of paying warrants issued under an act of the Legislature of the State of Washington, entitled "An act to provide for the construction, repairing and protection of drains and ditches for agricultural, sanitary and domestic purposes, and to provide for the organization of drainage districts, and declaring an emergency," approved March 19, 1890, and amending section 7 of an act of the Legislature of the State of Washington, entitled "An act providing for the payment of expenses incurred in compliance with an act entitled 'An act to provide for the construction, repairing and protection of drains and ditches for agricultural, sanitary and domestic purposes, and to provide for the organization of drainage districts, and declaring an emergency,' approved March 19, 1890, and declaring an emergency," approved March 19, 1895, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 383, by Mr. Gunderson: An act to amend sections 5 and 6 of an act entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commissioners, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing an act entitled "An act to provide against the adulteration of food," approved March 13, 1899," approved March 16, 1901, the same being sections 5327 and 5328 of Pierce's Code.

Referred to the Committee on Dairy and Live Stock.

House bill No. 384, by Mr. Gunderson: An act amending section 1 of an act entitled "An act relating to school teachers who violate their contract for teaching," approved March 16, 1901, the same being Chapter CXXVI, Session Laws of 1901.

Referred to the Committee on Education.

House bill No. 385, by Mr. Cole: An act in relation to irrigation and water works, defining surplus water of the State of Washington, providing for the appropriation and empounding thereof for beneficial uses, providing for the conveyance of empounded water along the natural water channels in this state, providing for the condemnation of property for storage reservoirs, irrigation and other water works, the condemnation of storage reservoirs and other water works for greater public use, making it unlawful for any person to use any more water than necessary in the irrigation of land and providing a penalty, making it a misdemeanor for any person knowingly, wilfully or without authority to interfere with in any way or injure any structure for the conveyance, measurement or distribution of any of the appropriated water of this state, prescribing a penalty for such misdemeanor, repealing all laws in conflict with the provisions of this act, and declaring an emergency.

Referred to the Committee on Irrigation.

House bill No. 386, by Mr. King: An act for the relief of Barton Sensenig, Frances K. Bell, Sophie E. Glover, Harry Snyder, Candace A. Yandes, Jessamine Curd and Florence Knapp.

Referred to the Committee on Appropriations.

House bill No. 387, by Mr. Hopp: An act to amend section 7 of an act entitled "An act to regulate and control insurance companies, corporations and associations of this state, and to amend sections 1, 6 and 7 of an act entitled 'An act to regulate and control insurance, companies, corporations and associations in this state and to amend sections 11, 26, 29, 33 and 34 of "An act to regulate and license insurance in this state, to repeal existing laws in relation thereto, and declaring an emergency," approved March 19, 1895,' approved March 13, 1897," approved March 15, 1899.

Referred to the Committee on Insurance.

House bill No. 388, by Mr. Dix: An act to establish a bipartisan Railroad and Transportation Commission for the State of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads, and afford railroad companies and other parties ad-

quate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.

Referred to the Committee on Railroads.

House bill No. 389, by Mr. Dix: An act to apportion the State of Washington into three congressional districts.

Referred to the Committee on Congressional Apportionment.

House bill No. 390, by Mr. McNicol: An act for the protection of life and property against injury and damages resulting from the operation of stationary and portable steam engines and boilers by incompetent engineers, and declaring an emergency.

Referred to the Committee on Labor and Labor Statistics.

House bill No. 391, by Mr. Dickson: An act to amend section 2558 of Volume I of Hill's Annotated Codes and Statutes, being section 3535 of Ballinger's Annotated Codes and Statutes of Washington, relating to the regulation of the building and maintaining of barb wire fences.

Referred to the Committee on Miscellaneous.

House bill No. 392, by Mr. Johnson: An act to provide for the issuance of search warrants for the seizure of game unlawfully taken, killed, held or acquired and for sale of the same in certain cases.

Referred to the Committee on Judiciary.

House bill No. 393, by Mr. Johnson: An act to provide for the destruction of cougars or mountain lions, and providing a premium therefor.

Referred to the Committee on Federal Relations and Immigration.

House bill No. 394, by Mr. Cameron: An act requiring persons who sell or manufacture so-called patent medicines to cause the ingredients thereof to be plainly printed on the outside of the bottles or boxes in which they are sold.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 395, by Mr. Craigie: An act to amend section 2368 of Ballinger's Annotated Codes and Statutes of Washington, being section 98 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing Chapter VI of Title III, Chapter VII of Title V, all of Title X except Chapter XVII, Chapter IV of Title L, all being of Volume I of Hill's Annotated Statutes and Codes of Washington;

also repealing all amendments thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another,' approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of 1½ per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor,' approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1885," *said act of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being Chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.*

Referred to the Committee on Education.

House bill No. 396, by Mr. Craigue: An act to amend section 117 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing Chapter VI of Title III, Chapter VII of Title V, all of Title X except Chapter XVII, Chapter IV of Title L, all being of Volume I of Hill's Annotated Codes and Statutes of Washington; also repealing all amendments thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to

another,' approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington, of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of 1½ per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring an emergency exists for the taking effect of this act on its passage and approved by the Governor,' approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1895," *said act, of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being Chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.*

Referred to the Committee on Education.

House bill No. 397, by Mr. Craigie: An act to amend section 63 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, being section 1719 of Ballinger's Annotated Codes and Statutes of Washington.

Referred to the Committee on Revenue and Taxation.

House bill No. 398, by Mr. Philbrick: An act more clearly defining the boundaries of Chehalis county, and amending section 3, Chapter I, Title I, Volume I, Ballinger's Codes and Statutes of Washington.

Referred to the Committee on Counties and County Boundaries.

House bill No. 399, by Mr. Cameron: An act to amend section 20 of an act entitled "An act to provide for the selection, survey,

management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by Articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.

Referred to the Committee on State School and Granted Lands.

SECOND READING OF BILLS.

Senate bill No. 39, making appropriations for the State Penitentiary.

The bill was read the second time by sections, and Senate bill No. 39 passed to third reading.

On motion of Mr. Megler the rules were suspended, the second reading considered the third, and Senate bill No. 39 was placed on final passage and passed the House by the following vote: Yea 76, nay 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Cole, Collins, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—76.

Absent or not voting were: Clark, Coate, Comstock, Cooney, Fitzgerald, Ferguson, Frostad, Howard, Howell, Hunter, Johnston (H.), McCoy, Moldstad, Morgan, Morrill, Peaslee, Roberts, and Tibbetts—18.

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

The rules were still further suspended, and the bill was ordered transmitted immediately to the Senate.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 98 entitled "An act making unknown heirs parties defendants," etc.

Also Senate bill No. 83, An act to encourage County Agricultural Associations, etc.

Also Senate bill No. 111, An act providing for the regulation of bake shops, etc.

Also Senate bill No. 123, An act defining the crime of rape, etc.

Also Senate bill No. 110, providing for the release of bankrupts and discharged creditors.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 17, entitled "An act relating to the payment of witness fees," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 167, entitled "An act making an appropriation for the maintenance, etc., of the various state institutions."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 9, relating to the observance of the fiftieth anniversary of the creation of Washington Territory.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SPECIAL ORDER.

At 2:30 p. m. the House took up the second reading of House bill No. 349, making appropriations for salaries and expenses of the State Board of Control.

Mr. Megler moved to strike out the figure "4" in line 10 of printed bill. Amendment adopted.

The bill was read the second time by sections, and House bill No. 349 passed to third reading.

On motion of Mr. Dickson the rules were suspended, the second reading considered the third, and House bill No. 349 was placed on final passage and passed the House by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Field, Fletcher Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Venness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—81.

Absent or not voting were: Clark, Comstock, Cooney, Ferguson, Frostad, Howard, McCoy, Moldstad, Morgan, Morrill, Peaslee, Roberts, and Tibbetts—13.

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

The rules were further suspended, and House bill No. 349 was ordered transmitted immediately to the Senate.

The Speaker signed Senate bill No. 17 in open session.

Mr. Merrill moved to substitute Senate bill No. 167 for House substituted bill No. 108 on special order.

The motion was adopted.

The bill was read by sections, and Senate bill No. 167 passed to third reading.

On motion of Mr. Dickson the rules were suspended, the second reading considered the third, and Senate bill No. 167 was placed on final passage, and passed the House by the following vote: Yeas 77; nays 5, absent or not voting 12.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Corliss, Craigue,

Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, Dhitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—77.

Those voting nay were: Cameron, Crandall, Hopp, Ranck, and White—5.

Absent or not voting were: Comstock, Cooney, Ferguson, Frostad, McCoy, Moldstad, Morgan, Morrill, Peaslee, Roberts, Tibbetts, and Zenkner—12.

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

THIRD READING OF BILLS.

On motion of Mr. Maloney the House by unanimous consent passed to third reading of bills.

House bill No. 28, to establish the number of hours to constitute a day's work in smelting and reduction works.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 51, nays 20, absent or not voting 23.

Those voting yea were: Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Field, Fletcher, Gleason, Gray, Gunderson, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Megler, Muse, Palmer, Pogue, Quinn, Raine, Stark, Thacker, Thompson, Weir, Wells, Williams, Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—51.

Those voting nay were: Collins, Corliss, Denton, Durham, Easterday, Emery, Griffin, Haynes, Hunter, Johnston (H.), Kees, Parcel, Philbrick, Ranck, Reise, Roth, Veness, White, Wilson (J. B.), and York—20.

Absent or not voting were: Allis, Brewer, Comstock, Cooney,

Craigue, Eidemiller, Fitzgerald, Ferguson, Frostad, Hastings, Jeffries, King, McCoy, Maloney, Merrill, Moldstad, Morgan, Morrill, Peaslee, Roberts, Stevenson, Tibbetts, and Whitney—23.

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

House bill No. 42, regulating the selection of jurors in the Superior courts of the state, and providing for the appointment of a jury commissioner.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carie, Child, Clark, Cole, Collins, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—74.

Absent or not voting were: Coate, Comstock, Cooney, Crandall, Denton, Eidemiller, Ferguson, Frostad, Howard, Howell, Hunter, McCoy, Moldstad, Morgan, Morrill, Peaslee, Roberts, Stevenson, Tibbetts, and Wilson (J. B.)—20.

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

House bill No. 31, an act authorizing cities and towns other than cities of the first class to construct sewers and drains within assessment districts.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Cole, Collins, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hun-

ter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Thompson, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—76.

Absent or not voting were: Cameron, Cote, Comstock, Cooney, Corliss, Crandall, Ferguson, Frostad, McCoy, Moldstad, Morgan, Morrill, Palmer, Peaslee, Roberts, Stevenson, Tibbetts, and Wells—18.

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

House bill No. 55, to provide for the closed season of trout fishing in the streams and lakes within the county of Chelan.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 74, nays 2, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Child, Carle, Clark, Coate, Cole, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblick, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Palmer, Parcel, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Veness, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—74.

Those voting nay were: Collins and Muse—2.

Absent or not voting were: Comstock, Cooney, Corliss, Crandall, Denton, Ferguson, Frostad, McCoy, Moldstad, Morgan, Morrill, Peaslee, Philbrick, Raine, Roberts, Tibbetts, Weir, and Wells—18.

The emergency clause passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Corliss, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemil-

ler, Emery, Fitzgerald, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Merrill, Palmer, Parcel, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—72.

Absent or not voting were: Clark, Collins, Comstock, Cooney, Crandall, Denton, Ferguson, Frostad, Hunter, Kees, McCoy, Moldstad, Morgan, Morrill, Muse, Peaslee, Philbrick, Raine, Roberts, Tibbetts, Wells, and Zenkner—22.

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

House bill No. 132, to provide for the search for and seizure of liquors received, kept or used contrary to law.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 57, nays 16, absent or not voting 21.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fitzgerald, Field, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Lewis, Lindsley, Mackenzie, Megler, Merrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Roth, Stark, Thacker, Thompson, Veness, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—21.

Those voting nay were: Benn, Denton, Hastings, Kees, Levy, Lyons, McNicol, Maloney, Palmer, Philbrick, Reise, Stevenson, Weir, White, Whitney, and Zenkner—16.

Absent or not voting were: Carle, Clark, Comstock, Cooney, Crandall, Durham, Ferguson, Frostad, Fletcher, Hopp, Hunter, Jeffries, Lingerman, McCoy, Moldstad, Morgan, Morrill, Peaslee, Roberts, Tibbetts, and Wells—21.

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

House bill No. 24, regulating common carriers and fixing the maximum passenger rates for the State of Washington.

By unanimous consent House bill No 2 was returned to second reading.

The following amendment by Mr. Maloney was adopted:

Amend section four in line two of printed bill, by striking out the word "thirty" and substituting the words "seventy-five."

The following amendment by Mr. Johnston was adopted:

Amend section four by adding at the end of the section the words, "*Provided*, however, that this act shall apply to all railroads or other common carriers whose lines or route of travel are managed, controlled or operated, as a continuous line of travel, in connection with other railroads or other common carriers under one management."

The bill was read the second time by sections, and House bill No. 24 passed to third reading.

Under suspension of the rules the second reading was considered the third, and House bill No. 24 was placed on final passage and passed the House by the following vote: yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Corliss, Craigie, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnson (J. T.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—71.

Absent or not voting were: Brown, Carle, Comstock, Cooney, Crandall, Delanty, Dilling, Fitzgerald, Ferguson, Frostad, Hunter, Jeffries, Johnston (H.), Levy, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Roberts, and Tibbetts—23.

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

The bill was ordered sent to the Committee on Engrossed Bills, and thence to the Senate.

House bill No. 147, to prohibit the maintaining of gambling resorts.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 49, nays 25, absent or not voting 20.

Those voting yea were: Allis, Bassett, Brewer, Cameron, Child, Cole, Collins, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Fitzgerald, Field, Fletcher, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jones, Johnston (H.), King, Knoblock, Lewis, Lingerman, Lyons, Mackenzie, Megler, Merrill, Parcel, Philbrick, Pogue, Ranck, Roth, Stark, Thacker, Williams, Wilson (R. B.), Witter, York, and Mr. Speaker—49.

Those voting nay were: Benn, Brown, Carle, Clark, Crandall, Eidemiller, Gray, Griffin, Hastings, Hunter, Jeffries, Johnson (J. T.), Kees, Levy, Lindsley, Maloney, Palmer, Reise, Stevenson, Veness, Weir, Wells, White, Whitney, and Zenkner—25.

Absent or not voting were: Butler, Coate, Comstock, Cooney, Easterday, Ferguson, Frostad, McCoy, McNicol, Moldstad, Morgan, Morrill, Muse, Peaslee, Quinn, Raine, Roberts, Thompson, Tibbetts, and Wilson (J. B.)—20.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 349 entitled "An act making appropriations for the state board of control," etc., with the following amendments:

Western Washington hospital for insane: Line one, strike "850 patients at 36½ cents per day per capita."

Eastern Washington hospital, etc.: Line one, strike "450 patients at 42½ cents per day per capita."

State penitentiary "675 convicts at 32½ cents per day per capita."

State reform school: Strike "175 pupils at 35 cents per day per capita."

State soldiers' home: Strike "250 members at 50 cents per day per capita."

State school for defective youth: Strike "180 pupils at 50 cents per day per capita."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House adjourned at 5 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

THIRTY-SEVENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Tuesday, February 17, 1903, }
 10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Cooney, Fletcher, Haynes, Howeli, Johnson (J. T.), Johnston (H.), Peaslee, Raine, Roberts, Thompson, and Wilson (R. B.).

Mr. Cooney and Mr. Peaslee were excused.

Rev. J. T. Smith offered prayer.

On motion of Mr. Carle the complete reading of the minutes of yesterday was dispensed with, and the same ordered approved as if read.

George Whitmore was appointed special stenographer, and the oath of office administered.

MEMORIAL.

From the Fairhaven Commercial Club, urging the passage of a bill for a state road, was referred to the Committee on Roads and Bridges.

REPORTS OF STANDING COMMITTEES.

Senate joint memorial No. 6: Recommend it do pass.

House bill No. 254: Recommend it do pass.

House bill No. 206: Recommend it be indefinitely postponed.

House bill No. 250: Recommend it be indefinitely postponed.

House bill No. 111: Recommend it do pass as amended.

House bill No. 253: Recommend it be indefinitely postponed.

House bill No. 284: Recommend it do pass.

House bill No. 34: Recommend it do pass.

Senate bill No. 49: Recommend it do pass.

House bills Nos. 206, 250 and 253 were indefinitely postponed.

REPORT OF SPECIAL COMMITTEE.

The report of the special committee appointed to confer with members of the Oregon Legislature was received and the committee discharged.

SENATE BUSINESS.

The House concurred in Senate amendments to House bill No. 349.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 400, by Mr. Ranck: An act amending section 3 of an act of the Legislative session of 1899, relating to sales of property under execution, and entitled "An act relating to the sales of property under execution, decrees and orders of sale, and the confirmation of sheriff's sales, and redemption therefrom, and repealing an act passed by the Legislature of the State of Washington March 2, 1897, approved March 10, 1897, entitled 'An act relating to the sale of property under execution and decrees, and confirmations of sheriff's sales, and repealing sections 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, and 521 of Volume 2 of Hill's Annotated Statutes and Codes of the State of Washington relating to the redemption of real estate sold on decrees of foreclosure and on execution,' and declaring an emergency."

Referred to the Committee on Judiciary.

House bill No. 401, by Mr. Hunter: An act to locate public roads.

Referred to the Committee on Roads and Bridges.

House substitute bill No. 88, by Mr. Knoblock: An act to amend section 8 (Pierce's Code, section 5281) of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the State of Washington, regulating the catching and sale thereof, establishing licenses, fishing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899, as amended by an act approved March 1, 1901.

Referred to the Committee on Fisheries.

SECOND READING OF BILLS.

Mr. Lewis appealed from the chair's ruling, which he understood was made by the chair at the last session at which House bill No. 94 was under consideration.

Mr. Lewis: As I understand, the journal says that the speaker has ruled on the point of order that I made.

The Speaker: The ruling was passed over until this morning, and the chair has made a brief on this point of order, which he will ask the reading clerk to read.

Mr. Lewis: Would the chair permit me to withdraw my point at this time, and save the time of the House from discussion?

I desire to say, as a question of privilege, that I do not desire to take the time of the House to argue an appeal from the speaker's decision. While I believe the point of order is well taken, I do not believe it is wise to attempt to appeal from the speaker's ruling just now, and I am willing, if the House consent, that my point of order be withdrawn at this time.

The Speaker: Does the gentleman from King want a ruling as to the status of bill No. 94?

Mr. Lewis: As I understand it, the chair gave his opinion.

Mr. Speaker: The chair gave no opinion.

Mr. Lewis: Then I withdraw my point of order.

Mr. Speaker: Do you withdraw your appeal?

Mr. Lewis: I will wait until the decision is read.

At this time the reading clerk read the decision of the speaker, as follows:

"With the indulgence of the House, the speaker will explain that the authorities are as one in deciding the status of a bill committed to the committee of the whole for consideration, and not reported back to the House. Manifestly, to rise and report progress in the consideration of a bill, is not to report the bill. As the House, by a majority vote can resolve itself into committee of the whole, the right to sit again rests with the majority, and not in the formula of a request when the committee rises to report progress on unfinished business. The contention that no leave having been asked or granted to sit again, the committee is therefore dissolved, has no force or effect in the premises. This point, we shall presently note, has been decided by the highest authorities on parliamentary practice in the United States.

"The only way to stop a committee of the whole from considering a bill that has been submitted by it to the assembly is by a motion to discharge the committee of the whole from the consideration of the

bill before the committee. But it is never *in order* to move to discharge a committee of the whole from the consideration of a bill, before the committee has reported a recommendation respecting it, viz: That the House adopt amendments to the bill; that the bill do pass or be indefinitely postponed or some such similar motion. House Congressional Manual, 1895, page 338.

"In section 98 of Reed's Parliamentary Rules, it is provided: 'An assembly may determine upon the future sitting of the committee of the whole, and in some assemblies it is in order, when the committee arises without finishing its work, to report progress and ask leave to sit again, and to have the time then appointed, *but this is not customary in this country*. Whenever the assembly sees fit to resolve itself into a committee of the whole—if no subject be specified—then the *unfinished business* of the former meeting becomes a first subject on the calendar previously committed, if there is any.'

"It clearly appears from the examination of the foregoing section of Reed's Rules under which this House is acting, and from all the works on parliamentary law; that the mere rising of a committee does not dissolve it, nor does it bring the bill back into the House, but it remains in the committee of the whole to be considered whenever the House resolves itself into a committee.

"The following is quoted from Mr. Ascher C. Hinds on the parliamentary procedure of the House of Representatives, p. 259: 'It is not in order to move in the House to postpone the consideration of a bill which is still in committee of the whole.

"On July 22nd, 1892, during the call of committees for reports, when the committee on public lands was called, Mr. Thomas C. McRae of Arkansas, from that committee, submitted the question, of order, whether it was not in order to move to postpone the bill (H. R. 9079) until the 6th of December next. The speaker (Mr. Crisp) held that the motion was not in order, inasmuch as the bill was in committee of the whole house on the state of the Union, and must have its first consideration in that committee. Upon motion of Mr. McRae the House resolved itself into the committee of the whole house on the state of the Union; and after some time spent therein, the speaker resumed the chair, and the chairman reported that the committee having had under consideration the bill (H. R. 9072) etc., had come to no resolution thereon.

"Mr. McRae then moved that the further consideration of the said bill be postponed until December 6, next.

"Mr. Nelson Dingley, Jr., of Maine, made the point of order that the motion was not in order, for the reason that the bill was still in the committee of the whole.

"The speaker sustained the point of order, holding that the bill having been referred to the committee of the whole house, and not having been reported back, it was not now in order to postpone *or otherwise consider it* in the House.'

"The following rule is laid down in Crutchfield on the rules and

practice of the House of Representatives, p. 338, 2nd session 53rd Congress: 'It is never in order to move to discharge a committee of the whole from the consideration of a bill before the committee has reported a recommendation respecting it, unless possibly in case of an erroneous reference to the committee of the whole.

"The observance of rising, on the part of the committee of the whole, and asking leave to sit again, is obsolete in American legislation and in all bodies, the conduct of which is governed by the rules of Congress.

"Speaker Reed's contention that the rising of the committee to ask leave to sit again is "not customary in this country," as abundantly proved by the former experiences of our own House as recorded in the journal of the last session under the scrutiny of a speaker who is an acknowledged adept in parliamentary practice.

"Mr. Lewis, in his brief, which invokes the authority of Cushing's Manual, *long since discarded by American legislators*, attempts to prove that the committee of the whole as organized under the rules of this House, is dissolved or discharged as far as further consideration of a bill committed to it is concerned, when upon rising such committee does not ask for leave to sit again at an appointed time.

"Whatever may be the hair-splitting niceties of the 'a' and the 'the' as applied to the organization of committees of the whole, it is a manifest principle as already pointed out, that where there remains the power of the majority to re-resolve itself into a committee of the whole, the formula of asking leave to sit again is superfluous.

"The gentleman from King who raises this point of order, says he has been unable to learn of any measure ever having been retained in the committee of the whole under our rules for a period longer than one sitting. He says of the committee has not completed its work, it has in every case, restored the bill to the House and asked 'leave to sit again' which leave was granted or refused, as the House might direct.

"The gentleman from King was a member of the House last session, and in the case of House bill No. 499, he should have recalled that it was considered four several times during two days. On three occasions the committee of the whole 'rose and reported progress;' on the fourth occasion of rising it reported House bill No. 499 back to the House with the recommendation that as amended it be passed. On every one of the three occasions first named upon which the committee rose, the only journal record is that it reported progress, and did not ask leave to sit again at an appointed time.

"Speaker Albertson, a very careful and considerate parliamentarian, would certainly have cured the record if he thought the worn out formula of asking 'leave to sit again at an appointed time,' was essential to the resumption of consideration of the same bill or subject in the committee of the whole.

"The chair rules that House bill No. 94 is still in committee of the whole, and that the House can only consider it again when it is reported back from the committee of the whole."

Mr. Lewis: I wish to waive any rights to appeal under that motion but I am in an awkward position in that the speaker puts certain statements by me which I have not stated to the House and I wish to explain my position. In the session of the House two years ago, Mr. Jones, who presided over the committee of the whole, has reported to me that the journal is in error, that in every case where the bill was reported back to the house he asked leave to sit again. I wish to withdraw at this time my appeal from the speaker's decision on my motion to reconsider. On that I think I have the authority of the former sessions of the House. But the members who agree with me on the commission question do not wish to take up the time of the House in discussing it. I therefore move at this time that the House go into the committee of the whole and if I understand correctly the speaker waives the right to appoint a chairman, I move that Mr. Lindsley be given the chair.

The Speaker: By unanimous consent the gentleman will be allowed to withdraw his appeal. Consent given.

The Speaker: The gentleman makes another motion that we now go into the committee of the whole and consider House bill No. 94.

Mr. Roth: I desire to arise to a point of order,

The Speaker: It has been moved and seconded that the House now go into committee of the whole to consider House bill No. 94.

Mr. Roth: The point of order is this: It is necessary to add, in case we desire to go into committee of the whole at this time "that the rules be now suspended."

The Speaker: Does the gentleman raise the point of order of going into committee of the whole at this time?

Mr. Roth: Without suspension of the rules.

The Speaker: The chair will state that under the second reading of bills, by a suspension of the rules, this bill was made a special order. The hour arriving, the House resolved itself into a committee of the whole. That special order still stands, and the House can go into the committee of the whole on a majority vote. This will be the ruling of the chair.

Mr. Gleason: May I be permitted to speak to a point of order?

The Speaker: The point of order has been decided; the gentleman can appeal.

Mr. Gleason: I appeal from the decision of the chair on the point of order.

The Speaker: The decision of the chair is appealed from. The question is, shall the decision of the chair stand as the decision of the house?

Mr. Levy: I rise to a point of order that no two members joined in that appeal.

The Speaker: The chair will decide that the point of order is well taken. The question is whether the House at this time will resolve itself into the committee of the whole.

On viva voce vote the speaker declared the ayes have it.

Division being asked, the roll was called and resulted: Yeas 47, nays 37, absent or not voting 10.

Mr. Crandall changed his vote from aye to nay.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Child, Cole, Collins, Corliss, Denton, Dickson, Dilling, Dix, Dunn, Durham, Frostad, Field, Gray, Gunderson, Haynes, Henry, Howard, Howell, Jones, Knoblock, Lewis, Lindsley, Mackenzie, Maloney, Megler, Moldstad, Muse, Parcel, Philbrick, Dogue, Quinn, Raine, Ranck, Stark, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Witter, Zenkner, Mr. Speaker—47.

Those voting nay were: Brewer, Brown, Carle, Clark, Coate, Comstock, Craigue, Crandall, Delanty, Eidemiller, Emery, Fitzgerald, Gleason, Griffin, Hastings, Hopp, Hunter, Jeffries, Kees, King, Levy, Lingerman, Lyons, McCoy, McNicol, Merrill, Morgan, Morrill, Palmer, Reise, Roth, Stevenson, Thacker, Weir, White, Whitney, York—37.

Those absent or not voting were: Cooney, Easterday, Ferguson, Fletcher, Johnson (J. T.), Johnston (H.), Peaslee, Roberts, Thompson, Wilson (R. B.)—10.

The Speaker: "As the chair had decided that a majority vote took the House into a committee of the whole, the motion is carried.

The speaker then called Representative Johnson as chairman of the committee of the whole to the chair. That gentleman not being present, the speaker waived his rights to name the chairman.

Mr. Lewis nominated Mr. Lindsley for chairman of the committee.

Mr. Easterday was also nominated.

The roll was then called and resulted in 43 for Easterday and 42 for Lindsley. Absent or not voting 9.

The following members voted for Mr. Lindsley: Bassett, Benn, Butler, Cameron, Child, Cole, Collins, Corliss, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Frostad, Field, Gray, Gunderson, Haynes, Henry, Howard, Howell, Jones, Lewis, Mackenzie, Maloney, Megler, Moldstad, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Stark, Tibbetts, Williams, Witter, Zenkner—42.

The following members voted for Mr. Easterday: Allis, Brewer, Brown, Carle, Clark, Coate, Craigue, Crandall, Delanty, Eidemiller, Fitzgerald, Gleason, Griffin, Hastings, Hopp, Hunter, Jeffries, Kees, King, Knoblock, Lindsley, Lingerman, Lyons, McCoy, McNicol, Merrill, Morgan, Morrill, Palmer, Philbrick, Roth, Stevenson, Thacker, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), York, Mr. Speaker—43.

Those absent or not voting were: Cooney, Ferguson, Fletcher, Johnson (J. T.), Johnston (H.), Peaslee, Roberts, Thompson, Wilson (R. B.)—9

The speaker declared that as Mr. Easterday had the majority he was elected chairman of the committee of the whole.

At 11:15 a. m. the chairman of the committee reported as follows:

Mr. Speaker: We, the committee of the whole House, having under consideration House bill No. 94, had the same under consideration and report the same back to the House with the recommendation that it be indefinitely postponed.

It was moved and seconded that the report of the committee of the whole be adopted.

Mr. Lewis: I move that the further consideration of this motion be made a special order for this afternoon. Ne second.

The Speaker: The question is upon the adoption of the report of the committee of the whole.

Viva voce vote taken. The speaker declared the motion carried.

Mr. Lewis arose to a point of order and stated that his motion was seconded by Mr. Megler.

The Speaker: I heard no second.

Mr. Lewis: I wish to move at this time a call of the House.

The Speaker: The question has been stated and it has been decided.

The House then took a recess at 11:30 a. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Benn, Cooney, Dunn, Ferguson, Johnston (H.), McNicol, Peaslee and Roberts.

Mr. Roberts, Mr. Peaslee and Mr. Ferguson were excused.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 61 entitled "An act for the relief of Edson Gerry," etc.

Also House bill No. 25, authorizing boards of county commissioners to build and maintain wharves and landings on the shores of navigable waters, etc.

Also House memorial No. 5, relating to Oliver P. M. Hazzard.
And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

After the call of the roll, the speaker said:

"The chair desires at this time to make a statement. At this morning's session in the turmoil and excitement the chair was unable to recognize a number of gentlemen who claim that they were on their feet demanding a roll call. The chair desires to be fair with everybody on this question, and at this time to ask, on their honor, those gentlemen who arose this morning and demanded a roll call, to rise.

(Many of the members arise from their seats.)

The Speaker: "The chair will reverse his ruling of this morning and declare the report of the committee of the whole on House bill No. 94 to be before this House upon roll call."

Mr. Lewis: "Mr. Speaker, I arise to a question of personal privilege. This morning, in the excitement and turmoil of ad-

jourment, I went to the speaker's desk and made certain statements and accusations against the speaker, which I wish now to publicly recall and to apologize to the speaker for making them; and I wish also at this time to move a call of the House.

Mr. Speaker: The statement of the gentleman from King is accepted.

Mr. Field moved a call of the House. The motion was carried.

The roll was called, showing the following members absent and unexcused: Messrs. Benn, Cooney, Dunn, McNicol and H. Johnston.

Mr. Speaker: Mr. Sergeant-at-Arms, you will come to the clerk's desk and get a list of the members absent, and lock the doors, and bring in all absent members.

The chair ordered that no one in the city be excused from the call of the House.

Messrs. McNicol, Dunn and Cooney came in and took their seats.

Mr. York moved that the House dispense with further proceedings under the call. The motion was lost.

The sergeant-at-arms brought in Mr. Benn of Chehalis and reported that Mr. H. Johnston could not be found.

Mr. Megler of Wahkiakum moved that further proceedings under the call of the House be dispensed with. The motion was lost.

Mr. H. Johnston was brought in by the sergeant-at-arms.

The roll was again called, showing all members present except Messrs. Ferguson, Peaslee and Roberts, previously excused.

Mr. Lewis of King raised the point of order that the rules provided that when a call of the House was made it was not suspended until the House so ordered.

The speaker sustained the point of order and the roll call was ordered on the motion to indefinitely postpone House bill No. 94. and resulted as follows:

Ayes 41, nays 49, absent and not voting 2.

Mr. Emery announced that he was paired with Mr. Peaslee.

Those voting to indefinitely postpone were: Brewer, Brown, Carle, Clark, Coate, Comstock, Craigie, Crandall, Delanty, Easterday, Eidemiller, Fitzgerald, Fletcher, Gleason, Griffin, Hastings, Hopp, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, King, Levy, Lingerman, Lyons, McCoy, McNicol, Merrill, Mor-

gan, Morrill, Palmer, Philbrick, Roth, Stevenson, Thacker, Thompson, Weir, White, Whitney, York—41.

Those voting against indefinite postponement were: Allis, Bassett, Benn, Butler, Cameron, Child, Cole, Collins, Cooney, Corliss, Denton, Dickson, Dilling, Dix, Dunn, Durham, Frostad, Field, Gray, Gunderson, Haynes, Henry, Howard, Howell, Jones, Knoblock, Lewis, Lindsley, Mackenzie, Maloney, Megler, Moldstad, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Stark, Tibbetts, Veness, Wells, Wililams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, Mr. Speaker—49.

Those absent or not voting were: Ferguson, Roberts—2.

On motion of Mr. Roth the House adjourned at 3 p. m.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

THIRTY-EIGHTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, February 18, 1903, }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Butler, Clark, Emery, Howard, Merrill, Peaslee and White.

Messrs. Peaslee, White and Clark were excused.

Rev. Dr. Joseph of Seattle offered prayer.

The minutes of yesterday were read and approved.

Mr. Johnston rose to a question of personal privilege and explained his absence from roll call yesterday at afternoon session.

By unanimous consent Mr. Whitney was allowed to change his vote on roll call to indefinitely postpone House bill No. 94 taken yesterday afternoon, from yea to nay.

PETITIONS AND RESOLUTIONS.

By Mr. Megler:

Resolved, That L. O. Meigs, at present employed as index clerk, be appointed assistant reading clerk at same pay as reading clerk.

The resolution was adopted.

Petition from residents of Clallam county favoring a bill to make memorial day a legal holiday.

Referred to the Committee on Memorials.

The speaker signed in open session House bills Nos. 92, 66 and 110, and Senate bills Nos. 68 and 39.

REPORTS OF STANDING COMMITTEES.

Senate bill No. 75: Recommend it do pass as amended, and be substituted for House bill No. 265 on second reading.

The report was adopted.

House bill No. 327: Recommend it do pass.

House bill No. 299: Recommend it do pass.

House bill No. 202: Recommend it do pass.

House bill No. 292: Recommend it do pass and be referred to the Committee on Appropriations.

The report was adopted.

House bill No. 71: Recommend it do pass as amended.

House bill No. 297: Majority report recommend it be indefinitely postponed; minority report recommend it do pass.

House bill No. 356: Recommend it do pass as amended.

House bill No. 328: Recommend it do pass as amended.

House bill No. 135: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 227: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 112: Recommend it do pass.

Senate bill No. 80: Recommend it do pass.

Senate bill No. 72: Recommended it do pass and substitute it on second reading for House bill No. 148.

The report was adopted.

House bill No. 321: Recommend it do pass as amended and be substituted for House bill No. 8.

The report was adopted.

House bill No. 295: Recommend it do pass.

House bill No. 213: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 75: Recommend it do pass.

House bill No. 76: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 215: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 333: Recommend it do pass.

House bill No. 303: Recommend it be referred to the Committee on Judiciary.

The report was adopted.

House bill No. 285: Recommend it be indefinitely postponed.

By unanimous consent the bill was placed on second reading.

House bill No. 267: Recommend it be referred to the Committee on Appropriations.

The report was adopted.

House bill No. 317: Recommend it do pass.

House bill No. 342: Recommend it do pass.

House bill No. 291: Recommend it be indefinitely postponed.

House bill No. 330: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 305: Recommend it do pass.

House bill No. 269: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 376: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 377: Recommend it be indefinitely postponed.

House bill No. 220: Recommend it do pass as amended.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 39 entitled "An act making an appropriation for the state penitentiary."

Also Senate bill No. 68, making an appropriation for future appraisal, cruising, etc., of state lands.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

The president has signed House bill No. 92 entitled "An act defining larceny of fixtures attached to real estate," etc.

Also House bill No. 66, An act to punish unlawful and malicious injury to, or destruction of personal property, and providing a penalty therefor.

Also House bill No. 110, An act relating to the matter of official seals for county treasurers, and to cure legal errors arising from a failure to heretofore provide for such official seals.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 32 entitled "An act to amend section 73 of an act entitled 'An act to establish a general uniform system of public schools in the State of Washington.'"

Also Senate bill No. 85. for the relief of the Puget Sound Saw Mill and Shingle company for money paid on a contract for the sale of tide lands.

Also Senate bill No. 115, to amend Ballinger's Annotated Codes and Statutes of Washington, relating to probate law and procedure.

Also Senate bill No. 33, providing for the incorporation of subordinate lodges, etc.

Also Senate memorial No. 8, relating to the bonus heretofore granted to Pacific coast naval contracts.

Also Senate bill No. 117, providing for the rate of interest to be paid on bonds of Jefferson county owned by the State of Washington.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 10, relating to the appointment of a joint committee in connection with the observance of the fiftieth anniversary of the creation of Washington Territory.

Also House memorial No. 3, relating to the duty on lumber.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 402, by Mr. King: An act for the relief of Thurston county.

Referred to the Committee on Claims and Auditing.

House bill No. 403, by Mr. Philbrick: An act defining the offense of boycotting and blacklisting, and providing a punishment therefor.

Referred to the Committee on Judiciary.

House bill No. 404, by Messrs. Ranck and Parcel: An act to provide for the purchase of additional land adjoining the grounds upon which is located the main building of the school for defective

youth and making an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 405, by Mr. Pogue: An act relating to the "Marcus and Marble Mount" state wagon road and providing for a change in the location of a portion thereof and making an appropriation therefor.

Referred to the Committee on Roads and Bridges.

House bill No. 406, by Mr. Lewis: An act to amend section 3 of an act entitled: "An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food'; approved March 13, 1899, approved March 16, 1901." Being section 5325 of Pierce's Washington Code.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 407, by Mr. Pogue: An act amending section 5186 of Ballinger's Annotated Codes and Statutes of Washington, relative to security for costs.

Referred to the Committee on Judiciary.

FIRST READING OF SENATE BILLS.

Senate bill No. 123, An act defining the crime of rape, etc.

Referred to the Committee on Judiciary.

Senate bill No. 61, An act for the relief of Edson Gerry.

Referred to the Committee on Claims and Auditing.

Senate bill No. 111, An act providing for the regulation of bake shops.

Referred to the Committee on Miscellaneous.

Senate joint resolution No. 9, in regard to the celebration of the semi-centennial anniversary of Washington.

On motion of Mr. Megler, Senate joint resolution No. 9 was passed.

Senate bill No. 98, An act relating to unknown heirs of deceased persons.

Referred to the Committee on Judiciary.

Senate bill No. 83, An act to encourage county agricultural associations.

Referred to the Committee on Horticulture and Forestry.

Senate bill No. 110, to provide for the discharge of judgments against persons discharged in bankruptcy.

Referred to the Committee on Banks and Banking.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1902.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 214 entitled "An act to provide for the payment of expenses incurred in compliance with 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,' " etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

After the figures "1895" in the last line of the title in the printed and the original bill, strike out the ",", and insert a ".", and strike out the following words "and declaring an emergency."

Strike out all of section 10 in the printed and the original bill.

CHAS. S. GLEASON, Acting Chairman.

We concur in this report: P. F. Quinn, Chas. D. King, Chas. I. Roth, J. H. Easterday, S. A. Wells.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 214 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 69, defining who may be construed to be fellow servants.

Referred to the Committee on Labor and Labor Statistics.

House substitute bill No. 49, relating to public health.

The following amendment by Mr. Roth was adopted:

Strike out in line two of section one of the printed bill the following "and shall have jurisdiction outside the city limits of any incorporated town," and add in lieu thereof the following "And said board of county commisisoners' jurisdiction shall be co-extensive with the boundaries of said county except that nothing herein contained shall give said board jurisdiction in cities of the first class."

The following amendment by Mr. Wells was adopted:

Amend section 7: Insert in line nine between "office" and "who", "or physician."

The following amendments by Mr. Thompson were adopted:

Striking out the word "penalty" in line one of section 7.

Strike out first word "expenses" in line one of section 8.

The bill was read the second time by sections and House bill No. 49 passed to third reading and was sent to the Committee on Engrossed Bills.

On motion of Mr. Hastings Senate bill No. 75 was substituted for House bill No. 265, placed at foot of calendar for second reading and was ordered printed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Military Affairs and Soldiers Home, to whom was referred House bill No. 48 entitled "An act to provide for the issuance of licenses to honorary discharged soldiers, sailors, and marines of the military and naval service of the United States, in the late war of the rebellion, who desire to carry on the business of peddler or auctioneer," have had the same under consideration, and do respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

In the title after the word (peddler) strike out the words "(or auctioneer)."

Section one, line three, of the printed bill, after the word "sell" and before the word "goods" strike out the words "his own" and in the same line after the word "goods" strike out the words "and to engage in the business of auctioneering" and insert in lieu thereof the words "other than his own manufacture and production."

Section two, line four, after the word "peddler" strike out the word "auctioneer" and insert in lieu thereof the words "as provided in section one of this act."

Strike out section three.

W. H. THACKER, Chairman.

We concur in this report: Robert Dunn, Geo. W. Dilling, Glenn N. Ranck, W. A. Henry, J. B. Lingerman, D. Child, Ralph P. Philbrick, Geo. W. Tibbetts.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 48 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 244, for the construction of armories for the national guard.

Referred to the Committee on Appropriations.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your committee on Municipal Corporations, to whom was referred House bill No. 140 entitled "An act to amend section one of an act entitled 'An act amending section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements,'" approved March 16, 1901, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

(1) In line 35 of the printed bill, and line 44 of the original bill, after the word "blocks" and before the word "and" in line 36 of the printed bill, strike out the words "or if platted in blocks."

(2) In line 36 of the printed bill and line 44 of the original bill, after the word "lots" and before the word "to," insert the following: "120 feet provided the block is 240 feet in length and if less than 240 feet in length then."

(3) In line 36 of the printed bill and line 44 of the original bill, after the word "in" and before the word "to," strike out the word "lots" and insert the word "block."

(4) In line 37 of the printed bill and line 45 of the original bill, after the word "each" and before the word "and," strike out the word "lot" and insert the word "block."

(5) In line 61 of the printed bill and line 77 of the original bill, after the word "liens" and before the word "and" insert the words "except general tax liens."

And as amended the same do pass.

CHAS. S. GLEASON, Chairman,

We concur in this report: Joseph B. Lindsley, Geo. W. Hopp, Geo. W. Dilling, L. H. Brewer, S. A. Crandall, E. R. York, L. N. Griffin.

The following amendments by Mr. Johnston were adopted:

Strike out the words "if platted in blocks or" in line 35 after the word "street" in the printed bill.

After the words "in blocks and lots" in line 36 of printed bill, insert the words and figures "120 feet, provided the block is 240 feet or more in length and if less than 240 feet in length then."

Strike out the word "lots" after the words "only in" in line 36 of the printed bill and insert the word "blocks."

Strike out the word "lot" in line 37 of the printed bill and insert the word "block."

Strike out the letter "s" of the word "blocks" in line 36 of the printed bill after the words "center of the blocks."

The following amendment by Mr. Allis was adopted:

Amend by striking out the words "or during the" after the word "before" and before the word "the" in line 12, section one of the printed bill.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 140 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 238, authorizing the board of county commissioners to dedicate to the public, land for street purposes.

The bill was read the second time by sections and House bill No. 238 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 320, to provide for notice of assessment.

The bill was read the second time by sections and House Bill No. 320 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 323, amending section 2615 of Vol. I of Hill's Code.

The following amendments by Mr. Gleason were adopted:

Strike out all after "section one" down to and including the figures "2615" in line 4 of the printed bill and insert: "That section one of an act entitled 'An act to amend section 2615 of Volume I, Hill's Annotated Statutes and Codes of Washington, relating to state board of health,' approved March 16, 1897 (being section 7542 of Pierce's Code) be and the same is hereby amended to read as follows:"

Amend the title by adding the words "being section 7542 of Pierce's Code."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 323 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 5, to apportion the state into congressional districts.

Mr. Jones moved to make House bill No. 5 and all bills relating to the same subject a special order for Thursday at 2:30 p. m.

Mr. Dickson moved to amend the motion by making the date February 25 at 2:30 p. m.

The amendment was adopted. The motion was adopted.

On motion of Mr. Thompson the House took a recess till 2 p. m.

AFTERNOON SESSION.

Roll call showed all members present except Messrs. Brown,

Clark, Craigue, Durham, Easterday, Howard, McNicol, Muse, Peaslee, Philbrick, Roth and White.

Messrs. Howard, Roth, White, Clark and Peaslee were excused.

By unanimous consent the House reconsidered the committee report on House bill No. 285 and placed the same on second reading.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 153 entitled "An act appropriating money for the reimbursement of Yakima county for moneys erroneously paid into the state treasury by said county," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section one, line three, of the original bill and line of the printed bill by striking out the words and figures "nine thousand seven hundred eighty-four dollars (\$9784.00)" and inserting in lieu thereof the words and figures "four thousand eight hundred ninety dollars and twenty-eight cents, (\$4890.28)."

FENTON MERRILL, Chairman.

We concur in this report: Jos. Ferguson, J. G. Megler, M. J. Maloney, E. M. Denton, E. C. Whitney, Edgar C. Raine, Chas. D. King, William H. Lewis, G. E. Dickson, E. J. Durham.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 153 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 138 entitled "An act providing for the payment of a bounty for the killing of the common seal (*Phoca vitulina*) and sea lions, and making an appropriation therefor and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section five, line six of the original bill and line four of the printed bill by inserting after the word "moneys" the words "*in the fish hatchery fund.*"

FENTON MERRILL, Chairman.

We concur in this report: Jos. Ferguson, J. G. Megler, M. J. Maloney, E. M. Denton, E. C. Whitney, Edgar C. Raine, Chas. D. King, William H. Lewis, G. E. Dickson, E. J. Durham.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 138 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Appropriations, to whom was referred House bill No. 114 entitled "An act to appropriate money for furnishing the legislative chamber of the Senate and House of Representatives in the state capitol," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section one by striking out the words and figures "twelve thousand, six hundred, eighty-six dollars, ninety-six cents (\$12,686.96)" and insert in lieu thereof the words and figures "thirteen thousand, three hundred, twenty-one dollars, thirty cents (\$13,321.30)."

In line four of printed bill and line six of original bill, after the word "commission," insert the following "to the several firms providing said furniture and furnishings including five (5) per cent to the architect for plans, specifications, detailed drawings, schedule of quantities and duplicate copies of same for use of the various bidders."

Amend by striking out section two.

FENTON MERRILL, Chairman.

We concur in this report: Jos. Ferguson, J. G. Megler, M. J. Maloney, E. M. Denton, E. C. Whitney, Edgar C. Raine, Chas. D. King, William H. Lewis, G. E. Dickson, E. J. Durham.

The bill was read the second time by sections.

The first two amendments by the committee were lost.

The following committee amendment was adopted:

Amend by striking out section two.

House bill No. 114 was passed to third reading and sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Horticulture and Forestry, to whom was referred House bill No. 223 entitled "An act for the protection of shade trees and hedges on public highways," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Section one, line seven, printed bill and line 10, original bill, insert "shall" for "may."

Section four, line one, in both bills, insert "wilful" before "injury."

E. C. WHITNEY, Chairman.

We concur in this report: E. S. Collins, Wm. Coate, N. J. Moldstad, J. I. Pogue, K. P. Frostad, E. M. Denton, John Gray.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 223 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1903.

MR. SPEAKER:

We, your Committee on Military Affairs and Soldiers' Home, to whom was referred House bill No. 251 entitled "An act relating to the enrollment of the militia and providing therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

Strike out the words "No enacting clause in this bill" and substitute the words in lieu thereof the words "Be it enacted by the Legislature of the State of Washington."

W. H. THACKER, Chairman.

We concur in this report: W. A. Henry, S. W. Roberts, Glenn N. Ranck, J. B. Lingerman, Robert Dunn, D. Child, Geo. W. Dilling, T. A. Hunter, Ralph L. Philbrick, Geo. W. Tibbetts.

Mr. Dickson moved to strike out section 19.

The amendment was lost.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 251 passed to third reading and was sent to the Committee on Engrossed Bills.

Mr. Lindsley was called to the chair.

By unanimous consent Mr. H. Johnston moved that the House consider the committee report on House bill No. 321.

Mr. Johnston moved the adoption of the report.

Mr. Wells moved to amend by making House bill No. 321 and House bill No. 8 a special order for Wednesday at 10:30 a. m.

The amendment was adopted.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 11, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was re-referred House bill No. 130 entitled "An act relating to the sale of certain articles of merchandise, providing for licensing the same, and prescribing a penalty for the violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Strike out the "," between the word "stoves" and the word "ranges" in the second line of the printed bill and the third line of the original bill, section one and insert in lieu thereof the word "or."

Strike out the words "other merchandise" in the second and third lines of the printed bill and the third line of the original bill in section one, and insert in lieu thereof the following words "agricultural implements."

CHAS. S. GLEASON, Acting Chairman.

We concur in this report: Chas. D. King, P. F. Quinn, S. A. Wells, J. H. Easterday, L. H. Brewer.

The bill was read the second time by sections, the amendments recommended by the committee were lost.

The following amendment by Mr. Cole was adopted:

After "merchandise," in line 3, section 1, of printed bill, insert the words "except farm produce."

House bill No. 130 was passed to third reading and sent to the Committee on Engrossed Bills.

House bill No. 158, Providing for the repair of wagon roads.

Referred to the Committee on Appropriations.

House bill No. 242, giving Kittitas county credit on tax roll for 1901.

The bill was read the second time by sections and House bill No. 242 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 248, An act for the relief of Mr. Billings.

The bill was read the second time by sections and House bill No. 248 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 126, making appropriations for certain deficiencies.

The following amendment by Mr. Merrill was adopted:

Add line 33: Big Bend Empire \$19.60.

Add line 34: W. A. Lewis judgment, \$55.50.

The following amendment by Mr. King was adopted:

Amend by adding to the bill immediately following line 32 of the printed bill, the words: "For maintenance of state capitol during remaining portion of the fiscal year, the sum of \$2000.00."

The bill was read the second time by sections and House bill No. 126 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 133, for the relief of Franklin county.

The bill was read the second time by sections and House bill No. 133 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 150, for the relief of Dora L. Tibbetts.

The bill was read the second time by sections and House bill No. 150 passed to third reading.

Mr. Wells moved that the rules be suspended, that the second reading be considered the third and House bill No. 150 be placed on final passage.

The motion was adopted and the bill passed the House by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—76.

Those absent or not voting were: Brewer, Brown, Clark, Crandall, Easterday, Emery, Fitzgerald, Henry, Howard, Mackenzie, McNicol, Malone, Morrill, Peaslee, Quinn, Reise, Roth, Mr. Speaker—18.

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

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred substitute House bill No. 136 entitled "An act for the protection of Game Animals and Birds of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that House substitute bill No. 136 as introduced do pass with the following committee and floor amendments:

Amend section one by striking out the word "first" in line two, between the words "and" and "day" and inserting "fifteenth."

Amend section two, by striking out the word "first" in line four after the first word "the" and before the word "day" and inserting the word "fifteenth."

Amend section three by striking out all of section three after the word "provided" in line five of printed bill and insert the following: *Provided*, that in the county of Kittitas it shall be unlawful to hunt, pursue, take, kill, injure, destroy or possess, any prairie chicken, between the first day of October of any year and the 10th day of September of the following year. Also, *Provided*, that in all the counties of the State of Washington lying east of the western boundary of the counties of Okanogan, Chelan, Kittitas, Yakima and Klickitat, it shall be unlawful to hunt, pursue, take, kill, injure, destroy or possess, any of the game birds mentioned in this section between the 15th day of November and the 15th day of August of the following year.

Amend section four, by inserting the word "ten" instead of the word "five" preceding the words "prairie chicken," in line two.

And by adding the following: *Provided*, that in the county of Kittitas, during the season when it is lawful to hunt the same, no person shall in one day kill more than five (5) prairie chickens.

In section nine, line seven, after the word "provided" insert: *Provided*, that during the month of November, in any year, wild ducks, geese, brant and snipe may be sold to the number permitted to be killed in any one day, as provided for in section six of this act.

Amend section 10 by inserting after the word "birds" in line eight, section 10, the following: "Except ducks, geese, brant or snipe during the month of November of each year."

In section 10, line nine, after the word "same" insert: "Except the number of ducks, geese, brant and snipe permitted to be taken during the month of November of any year."

In section 10, line 14, after the word "possession" insert: "Or otherwise taken, as provided for in section nine of this act."

Amend section 12 by striking out all of section 12, after the word "State" in line five of said section of the printed bill.

M. E. FIELD, Chairman.

We concur in this report: Chas. S. Gleason, Ralph L. Philbrick, M. J. Maloney, Fenton Merrill, Mark White, B. H. Morgan.

The following amendment by Mr. Dix was lost:

Section two, strike out the word "first" in line three, after the word "the" and insert the word "fifteen."

The following amendment by Mr. Corliss was adopted:

In section five, line two, of the printed bill, after "crane," add "snipe."

The following amendment by Mr. Field was adopted:

In printed bill, line three, and in original bill line four, of section 12, after the word "fund" insert: "To be used for the protection or propagation of game in said county."

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House substitute bill No. 136 passed to third reading and was sent to the Committee on Engrossed Bills.

The speaker resumed the chair.

House bill No. 233, for the relief of Geo. A. Brooke.

The bill was read the second time by sections and House bill No. 233 passed to third reading and was sent to the Committee on Engrossed Bills.

Senate bill No. 56, relating to statute of limitations.

The bill was read the second time by sections and Senate bill No. 56 passed to third reading.

On motion of Mr. Quinn the rules were suspended, the second reading was considered the third and Senate bill No. 56 was placed on final passage and passed the House by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dunn, Durham, Eidemiller, Ferguson, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker
—68.

Those absent or not voting were: Brewer, Brown, Clark, Com-

stock, Corliss, Dickson, Dix, Easterday, Emery, Fitzgerald, Field, Howard, Hunter, Jeffries, Lingerman, Lyons, Mackenzie, McNicol, Morrill, Palmer, Peaslee, Raine, Reise, Roth, Weir, White—26.

The emergency clause passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dunn, Durham, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—70.

Those voting nay were: Brewer, Brown, Clark, Comstock, Corliss, Dickson, Dix, Easterday, Emery, Fitzgerald, Howard, Hunter, Jeffries, Johnston (H.), Lyons, Mackenzie, McNicol, Morrill, Palmer, Peaslee, Raine, Reise, Roth, Weir—24.

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

Senate bill No. 72, for the protection of employes in factories and mills.

The bill was read the second time by sections and Senate bill No. 72 passed to third reading.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 10, 1908.

MR. SPEAKER:

We, your Committee on Horticulture and Forestry, to whom was referred House bill No. 82 entitled "An act to protect from fire, forest and other property, within the State of Washington, and creating forest fire warden, deputies, patrolmen and auxiliary commissions and defining duties and providing penalties and repealing sections 7148, 7149, 7150, 7152 and 7153, of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In the first line of the title in both original and printed bill after the word "fire," and also after the word "property" add a comma.

Strike out figures "7148," third line printed and fourth line original.

In the first line of the printed bill and the second line of the original bill after the word "forest" add the word "fire" in section one.

In section three in line one of the printed bill and also line one of original bill after the word "supervisor" add "*or commissioner.*"

Section five in first line of the printed bill and first line of the original bill, after the word "cruisers" add "*and others,*" on the second line printed bill and third of the original bill between the words "of patrolmen" add the word "*special.*" After the last word in the original and printed bill add "*patrolmen, special patrolmen, fire wardens, deputy fire wardens and all police officers are hereby empowered to make arrests, without warrant, of persons violating this act.*"

In section six, line two of the printed bill and line three of the original bill after the word "posted" add "*not later than the month of May of each year.*"

In section seven, lines five and six in the printed bill and line seven in original bill, strike out "*in writing.*"

Strike out all of section eight and insert in lieu thereof: "During the close season when timber lands are in danger from fire, the road supervisor, or official acting as such, shall put out or endeavor to put out, or stop the spreading of any forest fires in their respective districts. When any person shall have obtained permission from the county board of forest fire wardens to burn a clearing or slashings made for the purpose of clearing land, he may apply to the road supervisors of the district, or persons acting as such, who shall furnish him with a sufficient number of men to aid him in keeping the fire from spreading. Said men shall be detailed only till such time as the party burning may be able to keep the fire in control himself."

In section nine, line four in the printed bill and line five in the original bill, after the word "incurred" add "*by counties.*"

In section 10, line one of the printed bill and lines one and two of the original bill, strike out all between the words "duty of" and "duly." And line two of both the printed and original bill, after the word "patrol," strike out "*daily,*" and after the word "their" strike out "road." In line five of the printed bill and six of the original bill, after the word "warn" strike out the word "*all.*" In line six of the printed bill and line eight in the original bill after the word "extinguish" strike out the word "*all.*"

After the last word in section 11 add: "During the close season, any person who shall kindle a fire on land not his own, in or dangerously near any forest, and leave same unquenched, or who shall be party thereto, or who shall by throwing away any lighted cigars, matches, or by use of fire arms, or in any other manner, start a fire upon forest lands not his own and leave same unquenched, shall upon conviction, be fined no less than ten dollars or more than one hundred dollars or be imprisoned in the county jail not exceeding two months."

In section 12, line 15 of printed bill and line 11 in the original bill, after the word "locomotive" add the word "*logging*."

Make section 13 read: "Nothing in this act shall be construed so as to prevent any person owning land, or person or persons employed by him, from burning stumps, logs, drift or brush heaps when such are burned in small quantities, isolated from other inflammable materials, under personal supervision and such other safeguards as shall prevent said fire from spreading."

Section 13, line one in printed and original bill, strike out figures "7148."

Make section 13 read section 14 and strike out section 14 in printed and original bill.

E. C. WHITNEY, Chairman.

We concur in this report: J. I. Pogue, N. J. Moldstad, E. S. Collins, Wm. Coate, K. P. Frostad, John Gray, E. M. Denton.

The following amendment by Mr. Lindsley was adopted:

Insert after the word "special" and before the word "patrolmen" in line two of section five of the printed bill the word "forest" so that it will read "special forest patrolmen."

The following amendment by Mr. Lewis was adopted:

Section 15. An emergency exists, and this act shall take effect immediately.

The following amendment by Mr. Megler was adopted:

Amend title by adding thereto "and declaring an emergency."

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 82 passed to third reading and was ordered printed and engrossed.

On motion of Mr. Hastings the House adjourned at 5:15 p. m.

STOREY BUCK,

W. H. HARE,

Chief Clerk.

Speaker.

THIRTY-NINTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Thursday, February 19, 1903, }
 10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Brewer, Butler, Eidemiller, Howard, Jeffries, J. T. Johnson, Peaslee, Philbrick, Ranck, Thompson and White.

Messrs. Peaslee, Thompson, Ranck, Butler, White and Jeffries were excused.

Rev. E. H. Todd of Vancouver offered prayer.

On motion of Mr. Allis the complete reading of the minutes was dispensed with and they were approved as if read.

RESOLUTION.

By Mr. Allis:

Resolved, That hereafter when a committee unanimously reports a bill to be "indefinitely postponed," unless there be objection from the floor of the House, the bill will be indefinitely postponed without other action of the House.

The resolution was lost.

REPORTS OF STANDING COMMITTEES.

House bill No. 194: Recommend it do pass.

House bill No. 61: Recommend it be indefinitely postponed.

House bill No. 166: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 154: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 105: Recommend it do pass as amended.

House bill No. 168: Recommend it do pass.

House bill No. 312: Majority report recommend it be indefinitely postponed; majority report recommend it do pass as amended.

The Committee on Claims and Auditing introduced a bill for the

relief of persons purchasing material for the equipment of the temporary capitol, etc., and recommended that it be printed, placed on second reading and passed.

The report was adopted.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 408, by Committee on Claims and Auditing: An act for the relief of various persons furnishing material for the equipment of the temporary capitol building and supplied for the eighth legislature, and making an appropriation therefor.

Placed on second reading.

House bill No. 409, by Mr. York: An act relating to the control of public and free libraries and amending section three of an act entitled "An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict herewith," approved March 18, 1901.

Referred to the Committee on Education.

House bill No. 410, by Mr. Williams: An act providing for a judge of the superior court of the State of Washington for the counties of Pacific and Wahkiakum and a judge for the county of Lewis.

Referred to the Committee on Judiciary.

House bill No. 411, by Mr. Clarke: An act to prevent usury, making the commission of the same in any instance a misdemeanor and providing a punishment therefor.

Referred to the Committee on Judiciary.

FIRST READING OF SENATE BILLS.

Senate joint memorial No. 8, relating to bonus of four per cent to ship builders.

Referred to the Committee on Memorials.

Senate joint resolution No. 10, appointing a committee to make arrangements for the semi-centennial anniversary of the creation of the Territory of Washington.

On motion of Mr. Gleason, the rules were suspended and the resolution was adopted.

Senate bill No. 117, providing for the rate of interest to be

paid on bonds of Jefferson county.

Referred to the Committee on Claims and Auditing.

Senate bill No. 85, for relief of Puget Sound Saw Mill and Shingle Co.

Referred to the Committee on Claims and Auditing.

Senate bill No. 115, An act to amend certain sections of Ballinger's Code.

Referred to the Committee on Judiciary.

Senate bill No. 33, An act providing for the incorporation of subordinate lodges, etc.

Referred to the Committee on Judiciary.

Senate bill No. 32, An act to amend section 73 of an act to establish a uniform system of public schools.

Referred to the Committee on Education.

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 86 entitled "An act relating to electric railroads and railways," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 93 entitled "An act to provide for the arbitration and settlement of differences between employers and employes, making an appropriation therefor and declaring an emergency."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

THIRD READING OF BILLS.

By unanimous consent the House passed to third reading of bills.

Mr. Megler was called to the chair.

House bill No. 197 was placed back to second reading.

House bill No. 33, amending the act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands.

The bill as engrossed was read a third time, placed upon final

passage, and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—77.

Those absent or not voting were: Brown, Cole, Dilling, Fitzgerald, Fletcher, Griffin, Hastings, Howard, Johnson (J. T.), Knoblock, Lindsley, Mackenzie, Peaslee, Philbrick, Ranck, Thompson, Mr. Speaker—17.

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

House bill No. 178. On motion of Mr. Roth the bill was returned to the head of the calendar on second reading for amendment.

House bill No. 62, providing for the appointment and qualification of an assistant commissioner of public lands.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howell, Hunter, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner—73.

Those absent or not voting were: Brewer, Clark, Coate, Dick-

son, Dilling, Fitzgerald, Fletcher, Hopp, Howard, Jeffries, Johnson (J. T.), Lindsley, Mackenzie, McNicol, Muse, Peaslee, Ranck, Thompson, White, York, Mr. Speaker—21.

The emergency clause passed by the following vote: Yeas 72, nays 1, absent or not voting 21.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Pogue, Quinn, Raine, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—72.

Mr. Cameron voted nay.

Those absent or not voting were: Brewer, Coate, Dickson, Dilling, Eidemiller, Fitzgerald, Fletcher, Hopp, Howard, Hunter, Johnson (J. T.), Lindsley, Mackenzie, McNicol, Muse, Peaslee, Philbrick, Ranck, Roberts, Thompson, Mr. Speaker—21.

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

House bill No. 70, providing for the compulsory attendance in school of children between the ages of 8 and 15.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Hunter, Jeffries, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, White, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—76.

Those absent or not voting were: Brewer, Fitzgerald, Griffin, Hopp, Howard, Jones, Johnson (J. T.), Johnston (H.), Lindsley, Mackenzie, Peaslee, Philbrick, Ranck, Reise, Thompson, Wells, Williams, Mr. Speaker—18.

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

House bill No. 11. On motion of Mr. Roth the bill was returned to second reading and placed at the head of the calendar.

House bill No. 160, amending an act providing for the assessment and collection of taxes in the State of Washington.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—79.

Those absent or not voting were: Brewer, Dix, Emery, Fitzgerald, Howard, Hunter, Jeffries, Johnson (J. T.), Kees, Mackenzie, Peaslee, Ranck, Wells, White, Mr. Speaker—15.

The emergency clause was passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

The emergency clause was passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Durham, Easterday, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler,

Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner—78.

Those absent or not voting were: Brewer, Clark, Corliss, Dickson, Dix, Emery, Fitzgerald, Howard, Hunter, Johnson (J. T.), Mackenzie, Peaslee, Ranck, Thompson, Wells, Mr. Speaker—16.

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

House bill No. 56, to submit an amendment to the constitution of the state.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 64, nays 11, absent or not voting 19.

Those voting yea were: Bassett, Benn, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dunn, Easterday, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Weir, Whitney, Williams, York—64.

Those voting nay were: Allis, Crandall, Durham, Fletcher, Griffin, Levy, Merrill, Stevenson, Veness, White, Witter—11.

Those absent or not voting were: Brewer, Butler, Corliss, Dix, Eidemiller, Emery, Fitzgerald, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Mackenzie, Peaslee, Wells, Wilson (J. B.), Wilson (R. B.), Zenkner, Mr. Speaker—19.

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

House bill No. 35, to prevent monopolies and trusts.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 19, absent or not voting 20.

Those voting yea were: Allis, Bassett, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Denton, Dickson, Dilling, Durham, Easterday, Frostad, Field, Fletcher, Gleason, Gray, Gunder-

son, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Lingerman, Lyons, McNicol, Maloney, Megler, Muse, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thompson, Weir, Wells, Williams, Wilson (R. B.), Witter, York—55.

Those voting nay were: Benn, Craigue, Ferguson, Griffin, Hunter, Levy, Lewis, Mackenzie, McCoy, Merrill, Moldstad, Morgan, Morrill, Parcel, Philbrick, Thacker, Tibbetts, Veness, White—19.

Those absent or not voting were: Brewer, Butler, Comstock, Cooney, Corliss, Crandall, Delanty, Dix, Dunn, Eidemiller, Emery, Fitzgerald, Howard, Jeffries, Palmer, Peaslee, Whitney, Wilson (J. B.), Zenkner, Mr. Speaker—20.

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

House bill No. 207, making application to congress to call a convention.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 66, nays 5, absent or not voting 23.

Those voting yea were: Allis, Bassett, Cameron, Carle, Child, Clark, Coate, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Easterday, Fitzgerald, Ferguson, Frostad, Field, Gray, Gunderson, Haynes, Henry, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (R. B.), Witter, York—66.

Those voting nay were: Cole, Collins, Gleason, Griffin, Hopp—5.

Those absent or not voting were: Benn, Brewer, Brown, Butler, Comstock, Corliss, Crandall, Dix, Eidemiller, Emery, Fletcher, Hastings, Howard, Hunter, Jeffries, Peaslee, Stevenson, Veness, White, Whitney, Wilson (J. B.), Zenkner, Mr. Speaker—23.

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

On motion of Mr. Griffin the House took a recess at noon.

AFTERNOON SESSION.

Roll call showed all members present except Messrs. Butler, Dix, Durham, Eidemiller, Emery, Howard, Morgan, Peaslee, J. B. Wilson and Zenkner.

Messrs. Peaslee, Emery, Dix, Butler, J. B. Wilson, Zenkner and Eidemiller were excused.

The speaker signed in open session House joint resolutions Nos. 11, 2, 10 and 5, House memorials Nos. 5 and 9 and House bill No. 349.

The speaker appointed Messrs. Kees and Megler as members of the committee to make arrangements for the celebration of the semi-centennial anniversary of the creation of the territory of Washington.

Mr. Roth gave notice that at the proper time he would move the reconsideration of the vote by which House bill No. 35 was passed.

THIRD READING OF BILLS.

House bill No. 43, providing for the assessment and taxation of mining claims and improvements thereon.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dunn, Easterday, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Witter, York, Mr. Speaker—78.

Those absent or not voting were: Butler, Comstock, Craigie, Dickson, Dix, Durham, Eidemiller, Emery, Hastings, Howard,

Peaslee, Philbrick, White, Wilson (J. B.), Wilson (R. B.), Zenkner—16.

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

House bill No. 119, compelling the attendance of children at schools, etc.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 2, absent or not voting 19.

Those voting yea were: Allis, Bassett, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dunn, Easterday, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, McNicol, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—73.

Those voting nay were: Griffin, Levy—2.

Those absent or not voting were: Benn, Butler, Comstock, Craigue, Dickson, Dix, Durham, Eidemiller, Emery, Howard, King, Lyons, Merrill, Peaslee, Philbrick, Thompson, White, Wilson (J. B.), Zenkner—19.

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

House bill No. 184, amending section 170 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 4, absent or not voting 17.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dilling, Dunn, Easterday, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Knoblock, Levy Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel,

Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (R. B.), York—73.

Those voting nay were: Kees, White, Witter, Mr. Speaker—4.

Those absent or not voting were: Butler, Denton, Dickson, Dix, Durham, Eidemiller, Emery, Hastings, Howard, Hunter, Jeffries, King, Peaslee, Philbrick, Thompson, Wilson (J. B.), Zenkner—17.

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

House bill No. 183, amending section 231 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, East-erday, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, How-ell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—80.

Those absent or not voting were: Butler, Coate, Craigue, Dix, Durham, Eidemiller, Emery, Howard, King, Morrill, Muse, Peas-lee, Wilson (J. B.), Zenkner—14.

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

House bill No. 15, prohibiting the carrying on of the barbering business on Sunday.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 22, absent or not voting 17.

Those voting yea were: Allis, Bassett, Brewer, Carle, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Dickson, Dil-

ling, Dunn, Easterday, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gunderson, Haynes, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Levy, Lewis, Landsley, Lingerman, Lyons, Mackenzie, McNicol, Megler, Moldstad, Morrill, Palmer, Parcel, Pogue, Raine, Roth, Stark, Stevenson, Thacker, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—55.

Those voting nay were: Brown, Cameron, Cooney, Corliss, Delanty, Denton, Gray, Griffin, Henry, Howell, Knoblock, McCoy, Maloney, Morgan, Muse, Philbrick, Quinn, Ranck, Reise, Roberts, Thompson, Veness—22.

Those absent or not voting were: Benn, Butler, Child, Dix, Durham, Eidemiller, Emery, Field, Hastings, Hopp., Howard, Hunter, King, Merrill, Peaslee, Wilson (J. B.), Zenkner—17.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 109 entitled "An act relating to the organization, classification, etc., of municipal corporations."

Also Senate bill No. 159, An act relating to the use of water for the purposes of irrigation, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 25 entitled "An act amending the law relating to the practice of barbering," etc.

Also, Senate bill No. 55, an act for the protection of occupants of land who have in good faith made improvements thereon.

Also, Senate bill No. 29, an act relating to justices of the peace and constables in cities having more than 5000 inhabitants, etc.

Also, Senate bill No. 92, an act to amend an act for the leasing of county property, etc.

Also, Senate bill No. 27, an act prescribing the manner of saving exceptions and of settling and certifying bills of exceptions in the superior courts, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 6 entitled "An act relating to the tide lands of Aberdeen," etc., with the following amendment:

Strike out the preamble of the bill.

Also House bill No. 100, relating to practice in justice courts, etc., with the following amendments:

In line two of section one, printed bill, insert the word "section" and the figures "6546," after the word "follows."

In line two of section two of the printed bill, insert the word "section" and the figures "6547," after the word "follows."

In line two of section three of the printed bill, insert the word "section" and the figures "6548" after the word "follows."

Section three, line 13, after the word "issued" add the following: "without previous appointment by the justice."

Also, House bill No. 120, an act changing the name of "Port Orchard" to "Charleston," with the following amendment:

In the engrossed bill, in the last line of section one, after the word "hereby" insert the word "is."

Also, House bill No. 121, an act changing the name of the town of "Sidney" to "Port Orchard."

And the same are herewith transmitted.

J. W. LYXONS, Secretary of the Senate.

On motion of Mr. Thompson the House concurred in Senate amendments to House bill No. 120.

On motion of Mr. Raine the House concurred in Senate amendments to House bill No. 100.

On motion of Mr. Gleason the House refused to concur in Senate amendments to House bill No. 6.

THIRD READING OF BILLS.

House bill No. 95, relating to instructions to juries.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Allis, Bassett, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Easterday, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Jones, Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel,

Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—66.

Those absent or not voting were: Benn, Butler, Corliss, Dix, Dunn, Durham, Eidemiller, Emery, Field, Hastings, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Kees, Levy, Lyons, McNicol, Merrill, Peaslee, Philbrick, Reise, Veness, Whitney, Wilson (J. B.), Zenkner—28.

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

House bill No. 167, fixing the time from which the term of the sentence of persons convicted of felony shall commence to run.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Allis, Bassett, Benn, Brown, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jeffries, Jones, Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—68.

Those absent or not voting were: Brewer, Butler, Cameron, Coate, Corliss, Dix, Durham, Easterday, Eidemiller, Emery, Field, Hastings, Howard, Hunter, Johnson (J. T.), Levy, McNicol, Merrill, Peaslee, Philbrick, Reise, Veness, Whitney, Wilson (J. B.), Zenkner—26.

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

House bill No. 59, defining criminal anarchy and prescribing penalty.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 65, nays 0, absent or not voting 29.

Those voting yea were: Allis, Basett, Benn, Brown, Camer-

on, Carle, Child, Clark, Cole, Cooney, Crague, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Hunter, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—65.

Those absent or not voting were: Brewer, Butler, Coate, Collins, Comstock, Corliss, Dix, Durham, Easterday, Eidemiller, Emery, Hastings, Howard, Howell, Jeffries, Johnson (J. T.), Levy, McCoy, McNicol, Muse, Palmer, Peaslee, Raine, Veness, Weir, White, Whitney, Wilson (J. B.), Zenkner—29.

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

House bill No. 107, An act giving a right of action for damages to certain persons for the death of a person killed in a duel, etc.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 63, nays 2, absent or not voting 29.

Those voting yea were: Allis, Bassett, Benn, Brewer, Cameron, Carle, Child, Clark, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Megler, Merrill, Morrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—63.

Those voting nay were: Roberts, Stevenson—2.

Those absent or not voting were: Brown, Butler, Coate, Comstock, Corliss, Crague, Dix, Durham, Easterday, Eidemiller, Emery, Fletcher, Hopp, Howard, Jeffries, Levy, McNicol, Maloney, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Veness, Weir, White, Whitney, Wilson (J. B.), Zenkner—29.

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

House bill No. 97, relating to the issuance and service of the writ of garnishment.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Allis, Bassett, Brewer, Brown, Cameron, Clark, Coate, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lyons, Mackenzie, McCoy, Maloney, Megler, Merrill, Morrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—63.

Those absent or not voting were: Benn, Butler, Carle, Child, Comstock, Corliss, Craigue, Dix, Durham, Easterday, Eidemiller, Emery, Howard, Jeffries, Jones, Levy, Lingerman, McNicol, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Reise, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), Zenkner—31.

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

House bill No. 122, An act providing bounties for killing certain wild animals.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 61, nays 12, absent or not voting 21.

Those voting yea were: Allis, Bassett, Benn, Brewer, Cameron, Child, Coate, Cole, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Field, Fletcher, Gunderson, Haynes, Henry, Hopp, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Stark, Thacker, Tibbetts, Whitney, Williams, Wilson (R. B.), Witter, York, Mr. Speaker—61.

Those voting nay were: Brown, Carle, Collins, Gleason, Gray, Griffin, Morrill, Roberts, Roth, Thompson, Veness, Wells—12.

Those absent or not voting were: Butler, Clark, Comstock, Corliss, Dix, Durham, Easterday, Eidemiller, Emery, Frostad, Hastings, Howard, Jeffries, Lyons, McNicol, Peaslee, Stevenson, Weir, White, Wilson (J. B.), Zenkner—21.

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

House bill No. 201, requiring statements and facts and evidence in support of claims presented to the legislature.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Carle, Child, Coate, Collins, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dunn, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, Whitney, Williams, Witter, York, Mr. Speaker—70.

Those absent or not voting were: Butler, Clark, Cole, Comstock, Corliss, Crandall, Dix, Durham, Easterday, Eidemiller, Emery, Howard, Jeffries, Lyons, McNicol, Peaslee, Raine, Stevenson, Veness, Weir, White, Wilson (J. B.), Wilson (R. B.), Zenkner—24.

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

Mr. Megler moved that the rules be suspended and that all bills passed by the House except House bill No. 35 be transmitted to the Senate tomorrow morning.

The motion was adopted.

On motion of Mr. Roth the House adjourned at 4:45 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTIETH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Friday, February 20, 1903, }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Haynes, Hopp, J. T. Johnson, King, Lyons, McNicol, Peaslee, and Stevenson.

Mr. Peaslee was excused.

Rev. W. H. Treisch offered prayer.

On motion of Mr. Stark the complete reading of the minutes was dispensed with and the same were approved as if read.

PETITION.

From citizens of Whitman county for an amendment to the constitution of the State of Washington was referred to the Committee on Constitutional Revision.

Mr. Roth moved to reconsider the vote by which House bill No. 35 was passed yesterday.

The motion was adopted.

On motion of Mr. Roth the bill was ordered placed on the calendar to come up for reconsideration on Monday.

REPORTS OF STANDING COMMITTEES.

Senate joint memorial No. 7: Recommend it do pass.

House bill No. 294: Recommend it do pass.

House bill No. 221: Recommend to substitute Senate bill No. 108, and that it do pass.

The report was adopted.

House bill No. 380: Recommend it be indefinitely postponed.

On motion the bill was referred to the Committee on Agriculture.

House bill No. 346: Majority report recommends it do pass as amended; minority report recommends it be indefinitely postponed.

Senate memorial No. 8: Recommend it do pass.

House bill No. 300: Recommend it do pass as amended.

House bill No. 196: Recommend it do pass as amended.

House bill No. 313: Recommend it do pass as amended.

House bill No. 275: Recommend it do pass.

House bill No. 81: Recommend it do pass as amended.

House bill No. 283: Recommend it do pass.

House bill No. 117: Recommend it do pass as amended.

House bill No. 303: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 381: Majority report recommends it be indefinitely postponed; minority report recommends it do pass as amended.

House bill No. 144: Recommend it do pass as amended.

House bill No. 143: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 273: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

House bill No. 257: Recommend it do pass.

House bill No. 286: Recommend it do pass as amended.

House bill No. 298: Recommend it be referred to the Committee on Judiciary, to be considered with another bill of a similar character.

The report was adopted.

House bill No. 268: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 331: Recommend it do pass as amended.

House bill No. 241: Recommend it be indefinitely postponed.

House bill No. 74: Recommend it be indefinitely postponed.

By consent, House bill No. 74 was placed on second reading.

House bill No. 361: Recommend it do pass.

House bill No. 243: Recommend it do pass.

House bill No. 311: Recommend it do pass as amended, and be referred to the Committee on Appropriations.

The report was adopted.

House bill No. 340: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 350: Recommend it do pass as amended.

House bill No. 353: Recommend it do pass.

House bill No. 261: Recommend it do pass.

House bill No. 384: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 170: Recommend it do pass as amended.

House bill No. 84: Majority report recommends joint substitute bill

No. 84 be printed and that it do pass; minority report recommends that said bill do not pass.

House bill No. 88: Recommend substitute bill do pass.

Senate bill No. 46: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 146: Majority report recommends it be indefinitely postponed; minority report recommends it do pass as amended.

House bill No. 318: Recommend it do pass as amended.

House bill No. 99: Recommend it do pass.

House bill No. 98: Recommend it do pass.

House bill No. 262: Recommend it do pass.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated.

House bill No. 412, by Mr. Cole: An act providing for the incorporation and regulation of mutual, casualty insurance companies and associations.

Referred to the Committee on Insurance.

House bill No. 413, by Messrs. Ranck and Parcel: An act providing for the organization and government of river improvement districts, the levying of a tax, and the sale of bonds arising therefrom, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 414, by Mr. Wells: An act to submit an amendment to the constitution of the State of Washington to a vote of the people.

Referred to the Committee on Constitutional Revision.

FIRST READING OF SENATE BILLS.

Senate bill No. 159, An act amending an act providing water for irrigation purposes.

Substituted on second reading for House bill No. 361.

Senate bill No. 109, amending section 10 of an act providing for the organization, etc., of municipal corporations.

Referred to the Committee on Municipal Corporations.

Senate bill No. 27, An act prescribing the manner of saving exceptions, etc.

Referred to the Committee on Judiciary.

Senate bill No. 86, An act relating to electric railroads.

Referred to the Committee on Judiciary.

Senate bill No. 93, An act for the arbitration of differences between employers and employes.

Referred to the Committee on Labor and Labor Statistics.

Senate bill No. 55, An act for the protection of occupants of land who have in good faith made permanent improvements.

Referred to the Committee on Judiciary.

Senate bill No. 92, to amend an act providing for the leasing of county property.

Referred to the Committee on Judiciary.

Senate bill No. 29, An act relating to justices of the peace, etc.

Referred to the Committee on Municipal Corporations.

Senate bill No. 25, to amend an act to regulate the practice of barbering.

Referred to the Committee on Labor and Labor Statistics.

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 167, making appropriations for the maintenance, etc., of the various state educational institutions. And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The president has signed House joint resolution No. 11.

Also House joint resolution No. 2.

Also House joint resolution No. 5.

Also House memorial No. 5.

Also House memorial No. 9.

Also House bill No. 349, making appropriation for the salaries and expenses of the State Board of Control.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 199, appropriating money to defray expenses of celebration of the fiftieth anniversary of the formation of Washington Territory.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 100, relating to the removal from the state lands of timber purchased from the state, etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The Senate has receded from its amendment to House bill No. 6.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

By unanimous consent House bill No. 397 was rereferred to the Committee on Education.

By unanimous consent Senate bill No. 117 was recalled from the Committee on Claims and Auditing and substituted for House bill No. 199 on second reading.

By unanimous consent House bill No. 327 was referred to the Committee on Appropriations.

SECOND READING OF BILLS.

House bill No. 11, to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington.

The following amendments by Mr. Quinn were adopted:

That the engrossed bill No. 11 be amended by inserting in line 7 of section 1 of the engrossed bill after the word "of" the following words: "Judges of the Supreme Court of the State of Washington and," and by inserting in the first line of subdivision 3 of section 2 of the engrossed bill, after the word "of," the following words. "the Supreme Court and judges of," and by inserting in the fourth line of subdivision 3 of section 2. after the word "of," the following words, "the Supreme Court and."

And that the form of the ballot in the engrossed bill be amended by inserting under the heading "Judicial Ticket," in the first column, the words "Supreme Judges" above the words "Superior Judge."

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 11 passed to third reading.

On motion of Mr. Cole the rules were suspended, the second reading considered the third and House bill No. 11 was placed

on final passage, and failed to pass by the following vote: Yeas 33, nays 48, absent or not voting 13.

Those voting yea were: Bassett, Butler, Cameron, Child, Cole, Collins, Cooney, Craigue, Dilling, Dunn, Fitzgerald, Frostad, Field, Gray, Gunderson, Henry, Howell, Jones, Lewis, Lindsley, Mackenzie, McCoy, Maloney, Morgan, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Tibbetts, Zenkner—33.

Those voting nay were: Allis, Benn, Brewer, Brown, Clark, Coate, Comstock, Corliss, Crandall, Delanty, Denton, Dickson, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Fletcher, Gleason, Griffin, Hastings, Haynes, Hopp, Hunter, Kees, King, Knoblock, Levy, Lingerman, Megler, Merrill, Moldstad, Morrill, Philbrick, Roberts, Stark, Thacker, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Mr. Speaker—48.

Those absent or not voting were: Carle, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Lyons, McNicol, Palmer, Peaslee, Roth, Stevenson, Thompson, Wilson (R. B.)—13.

House bill No. 197, to amend the act providing for the selection, survey, etc., of the state lands, etc.

The following amendment by Mr. Brewer was adopted:

Amend by striking out all after the word "Provided," in the 12th line, and insert in lieu thereof the following: "Whenever any contract has been canceled for nonpayment of either principal or interest thereon, the contractee or his successor in interest may within one year from the passage of this act apply to the Commissioner of Public Lands to have said contract reinstated, and the commissioner shall, if no intervening rights have accrued subsequent to cancellation, reinstate said contract. *Provided*, This act shall not apply to any contract canceled subsequent to the passage of this act.

The bill was read the second time by sections and House bill No. 197 passed to third reading.

On motion of Mr. Brewer the rules were suspended, the second reading considered the third and House bill No. 197 was placed on final passage and passed the House by the following vote: Yeas 74, nays 7, absent or not voting 13.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Clark, Coate, Cole, Comstock, Craigue, Crandall, Delaaty, Denton, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunder-

son, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner, Mr. Speaker—74.

Those voting nay were: Cameron, Collins, Dix, Fitzgerald, Maloney, Quinn, Reise—7.

Those absent or not voting were: Brown, Carle, Child, Cooney, Corliss, Dickson, Howard, Johnson (J. T.), McNicol, Palmer, Peaslee, Thompson, Wilson (R. B.)—13.

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

House bill No. 93, to establish and maintain parental or truant schools.

The bill was read the second time by sections and House bill No. 93 passed to third reading.

Mr. Jones moved that the rules be suspended, the second reading be considered the third and House bill No. 93 be placed on final passage.

The motion was adopted and House bill No. 93 passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Brewer, Butler, Coate, Cole, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Durham, Eidemiller, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Jones, Johnston (H.), Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stevenson, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—69.

Those absent or not voting were: Benn, Brown, Cameron, Carle, Child, Clark, Comstock, Dickson, Dunn, Easterday, Emery, Fletcher, Howard, Hunter, Johnson (J. T.), King, McNicol,

Morrill, Palmer, Peaslee, Philbrick, Stark, Thompson, Weir, White—25.

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

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 60, entitled "An act to declare and enforce the duty of providing care, home and maintenance by persons who occupy the domestic relations of parents or husbands, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amended as follows: In the third line of the title in the original bill, and the second line of the title in the printed bill, strike out the words "And declaring an emergency." In the third line of section 1 of the original bill, and in the second line of section 1 of the printed bill, strike out the word "sixteen" and in lieu thereof insert the word "fourteen." Strike out all of section 4.

G. B. GUNDERSON, Chairman.

We concur in this report: G. M. Witter, L. H. Brewer, R. W. Jones, E. S. Collins, Glenn N. Ranck, W. H. Thacker, W. T. Muse, W. A. Stark, Fenton Merrill, Chas. D. King.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 60 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 161, entitled "An act relating to the election of school directors in cities of 10,000 inhabitants and over, amending sections 2346 and 2347, in article 3, Chapter III of Title XV of Ballinger's Annotated Codes and Statutes of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amended as follows: In line 9, section 2, of the original bill, and in line 8, section 2, of the printed bill, strike out the words "for the same length of time," and insert in lieu thereof the words "three times."

G. B. GUNDERSON, Chairman.

We concur in this report: G. M. Witter, L. H. Brewer, Chas. D. King, R. W. Jones, E. S. Collins, Glenn N. Ranck, W. H. Thacker, W. T. Muse, W. A. Stark, Fenton Merrill.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 161 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 264, relating to the survey and management of state lands.

The bill was read the second time by sections and House bill No. 264 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 338, amending an act regulating fraternal societies.

The bill was read the second time by sections and House bill No. 338 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 239, regulating actions for damages for personal injuries.

The bill was read the second time by sections and House bill No. 239 passed to third reading and was sent to the Committee on Engrossed Bills.

On motion of Mr. Comstock the emergency clause was stricken from section 2.

House bill No. 225, amending an act regulating fire insurance companies.

The following amendment by Mr. Gunderson was lost:

That section 3 of substitute House bill No. 225 be amended by adding after the last word in line 7 the following:

"A single risk shall be considered any one building and its contents, any two buildings or any two ranges of buildings with less than 50 feet space between them on front, rear or either side; provided, however, that in cities having a paid fire department 20 feet shall separate risks."

The following amendment by Mr. Gunderson was adopted:

That section 7 of substitute House bill No. 225 be amended by striking out the last clause, commencing after the word "statements," in line 20, and which reads as follows:

"No such company or association shall use or exhibit for advertising purposes any other financial statement than the one referred to in this section, or a copy thereof."

The bill was read the second time by sections and House bill No. 225 passed to third reading and was sent to the Committee on Engrossed Bills.

The speaker signed in open session Senate bill No. 167, House joint memorial No. 3 and House bill No. 25.

On motion of Mr. Megler the House took a recess at 11:55 a. m.

AFTERNOON SESSION.

The House was called to order at 2 p. m. by the speaker.

Roll call showed all members present except Messrs. Benn, Carle, Child, Eidemiller, Emery, Henry, Howard, Maloney, McKenzie, Morgan, Morrill, Peaslee, Pogue, Roth, Weir, R. B. Wilson, Witter and York.

Messrs. York, Child, Eidemiller, Morrill, Maloney, Roth, Peaslee and Witter were excused.

By unanimous consent House bill No. 192 was rereferred to the Committee on Appropriations.

FIRST READING OF SENATE BILLS.

By unanimous consent the House took up first reading of Senate bill No. 199, An act to defray expenses of the celebration of the semi-centennial of Washington Territory.

On motion of Mr. Megler the rules were suspended and the bill read a second time.

On motion of Mr. Megler the rules were further suspended, the second reading considered the third and Senate bill No. 199 was placed on final passage and passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dilling, Dix, Durham, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Jeffries, Jones, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Maloney, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Zenkner, Mr. Speaker—69.

Those absent or not voting were: Brewer, Cameron, Child, Crandall, Dickson, Dunn, Easterday, Eidemiller, Emery, Fros-

tad, Hopp, Howard, Howell, Hunter, Johnston (H.), Lindsley, Mackenzie, Morgan, Morrill, Peaslee, Roth, Weir, Wilson (R. B.), Witter, York—25.

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

House bill No. 178, amending section 6 of an act entitled "An act establishing a state geological survey."

The following amendments by Mr. Gleason were adopted:

Amend the title as follows:

1. Strike out quotation marks (") after the word "survey," in first line of title.

2. Strike out quotation marks (") after the word "repealing," in second line, and insert in lieu thereof an inverted comma (').

3. Strike out quotation marks after the word "emergency," in line 3 of the title, and insert in lieu thereof an apostrophe (').

4. Strike out the quotation marks (") in line 5 of title, after the word "repealing," and insert in lieu thereof an inverted comma (').

5. Strike out the quotation marks (") after the word "emergency," in line 6 of the title, and insert in lieu thereof an apostrophe (').

6. Insert after the word "Washington," in line 7 of title, an apostrophe (').

7. Insert after the figures "1890," in line 8, quotation marks (").

In line 1 of section 1 of the printed bill, strike out the words "said act set forth in the title," and insert the words "an act entitled 'An act establishing a state geological survey, defining its duties, and repealing "An act to create a mining bureau, and to define its powers and duties, and declaring an emergency," being sections 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182 and 183 of Ballinger's Annotated Codes and Statutes of Washington, approved February 25, 1890; also repealing "An act to create the office of State Geologist, prescribing his duties and compensation, making an appropriation for the same, and declaring an emergency," being sections 3145, 3146, 3147, 3148, 3149 and 3150 of Ballinger's Annotated Codes and Statutes of Washington, approved February 28, 1890,' approved March 18, 1901 (being section 8147 of Pierce's Code),."

The bill was read the second time by sections and House bill No. 178 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 205, relating to recognizances, stipulations, bonds and undertakings.

The bill was read the second time by sections and House bill No. 205 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 186, regulating the payment of premiums on fire insurance policies.

The bill was read the second time by sections and House bill No. 189 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 129, prohibiting authorized fire insurance companies from re-insuring unauthorized companies.

The bill was read the second time by sections and House bill No. 129 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 14, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 65, an act to amend an act to establish a general uniform system of public schools in the state of Washington, etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amended as follows: In the third line of the title in the original bill, and in the second line of the title in the printed bill, strike out the numbers "149" and "168," and insert in lieu of number "168" the number "149."

Strike out all of section 2, and substitute in lieu thereof the following: "Sec. 2. That section 9 of said Code of Public Instruction be amended to read as follows: 'Sec. 9. (As amended by Chapter CLXXVII, Laws of 1901.) Whenever the residents of two or more adjacent and contiguous school districts may wish to unite for the purpose of establishing a union high school, the clerks of the districts, by order of the boards of directors, shall, upon a written or printed petition of five or more heads of families of their representative districts, call a meeting of the voters of such districts at some convenient place by posting written or printed notices in like manner as is provided for calling annual school district elections; Provided, that such elections shall not be called until said clerks shall have severally submitted in writing a statement of the proposed union of such districts, together with the question of the advisability of the formation of such union school district to the county superintendent of schools, who shall within 15 days report in writing to the said clerks his approval or disapproval, his action to be based upon an investigation made by him to determine whether or not the educational and other conditions of the districts desiring to so unite are such as to insure the maintenance of a high school in fact according to the provisions of this article. If the county superintendent shall approve of the formation of the proposed union high school district, and if a majority of the voters of each district shall

vote to unite for the purposes herein stated, the clerk of each district so proposing to unite shall, within 10 days after the election, notify the county superintendent of the holding of and the result of the election, and the county superintendent shall, immediately after the receipt of said notices, designate such union high school district as "Union High School District No. _____ County," and shall so notify the clerks of the several districts so uniting. The boards of directors of the several districts so voting to unite shall constitute the board of directors of such union high school district, and shall within 10 days after the election at which the districts voted to unite, meet and organize by electing one of their number president of the board, and selecting their clerk for such union high school district, and the clerk and president chosen at such meeting shall hold their respective offices until the next annual school district election, and until their successors are elected and qualified; and the election of president and clerk shall occur annually thereafter, on the second Saturday next succeeding the date at which the newly elected school district officers shall enter upon the discharge of their duties; Provided, that in union districts consisting of three or more school districts the board of directors of said union district shall be composed of the chairmen of the several boards of directors of the districts comprised in such union district. The clerk of the union high school district shall, within 10 days after the organization of the district, by the election of a president and clerk, notify the county superintendent of the organization of said district, and the county superintendent shall also, within 10 days after receiving notice of the organization of the district, notify the county treasurer and county auditor of the fact of its organization, together with the numbers of the constituent districts and the names of the directors and clerk. In case any resident taxpayer shall feel aggrieved at the formation of the union high school district, or at the refusal of the county superintendent to approve of its formation, he shall be entitled to an appeal, as provided in section 4 of the act of which this section is amendatory. The provisions of this section shall not apply to any school district that is already maintaining a high school, or that is capable of maintaining a high school without uniting with another district, or with other districts, these facts to be determined by the county superintendent, or, in case of an appeal, by the county commissioners.

In section 3, line 26, of the original bill, and line 19 of printed bill, strike out the word "four" and insert in lieu thereof the word "six." Also, in line 30 of the original bill, and line 22 of the printed bill, strike out the word "three" and insert in lieu thereof the word "four."

In section 9, line 10, subdivision 9, of the original bill, or line 59 of printed bill, after the word "*district*," where first appearing in that line, insert the words "or private school within his resident district."

In section 14, in subdivision 16, lines 3 and 4 of the original bill, or in lines 68 and 69 of printed bill, after the word "immoral" strike out the words "or incompetent to properly teach and govern his school."

Strike out the first section 16 in original and printed bills.

Strike out the heading above second section 16, as follows: "Amendment Suggested by Senator Splawn."

Strike out the brackets at the beginning and close of second section 16.

In section 17, line 3 of subdivision 1, of original bill, and line 5 of printed bill, after the word "compensation" insert the following: "The directors shall make with each teacher employed by them a written or printed contract, which shall be in conformity with the laws of this state. Every such contract shall be made in duplicate, one copy of which shall be retained by the school district clerk and the other shall be delivered to the teacher after having been approved and registered by the county superintendent as by law required." Also, in line 12, subsection 1, of the original bill, and line 9 of the printed bill, strike out the word "provision" and insert in lieu thereof the word "subsection."

Strike out the heading above the first section 19, as follows: "Amendment Suggested by Senator Splawn."

Strike out the brackets at the beginning and close of first section 19.

Strike out all of second section 19, in both printed and original bills.

In section 21, line 3, of both original and printed bills, insert the word "or" before the word "Fourth." Also, in line 5 of the original bill, and line 4 of the printed bill, strike out the words "or on Memorial day." Also, after the word "Provided," line 5 of original bill and line 4 of printed bill, strike out the following words: "That if the foregoing holidays fall on Sunday, the teacher shall not be required to teach on the following Monday and." Also, in line 7 of the original bill, and line 5 of the printed bill, insert the word "That" before the word "no."

In section 25, lines 7 and 8 of original bill and lines 5 and 6 of printed bill, strike out all the underlined words.

In section 27, line 3, of both original and printed bills, strike out the word "shall" and insert the word "may."

In section 28, line 4, of the original bill, and line 3 of the printed bill, strike out the word "shall" and insert in lieu thereof the word "may."

In section 31, line 21, of both original and printed bills, after the word "said" strike out all underscored words up to and including the word "Washington," and insert in lieu thereof the words: "school shall first have been placed on the accredited list by the State Board of Education, as provided in section 27 of the Code of Public Instruction of this State, nor shall a state certificate or a life diploma be granted without examination to the holder of a state certificate or life diploma unless the name of said state shall be found on the accredited list provided for in the fifth subdivision of section 27 of said Code of Public Instruction."

In section 32, in line 16 of the original bill and line 13 of the printed bill, strike out all after the word "State" in this section, and insert in lieu thereof the following words: "unless the name of the institution

by which it was granted shall appear upon the accredited list provided for in the fifth subdivision of section 27 of the Code of Public Instruction of this State."

In section 34, line 33 of the original bill, and line 25 of the printed bill, strike out all after the word "learning" in this section, and insert in lieu thereof the following words: "unless the name of the institution granting said diploma, shall be found upon the accredited list provided for in the fifth subdivision of section 27 of the Code of Public Instruction of this State, nor shall they apply to the holders of state certificates or life diplomas from states whose names are not found upon the accredited list provided for in the section above named."

Strike out all of section 37 of both original and printed bills.

G. B. GUNDERSON, Chairman.

We concur in this report: L. H. Brewer, E. S. Collins, Glenn N. Ranck, Chas. D. King, G. M. Witter, W. T. Muse, W. H. Thacker, M. E. Field, Edgar C. Raine.

The following amendments by Mr. Gunderson were adopted:

After the word "year," in line 11 of section 1 of the printed bill, add "or in the case of territory which is not now a part of any school district."

In section 1, line 13, of the printed bill, after the word "do" add "or such territory not now a part of any school district."

The following amendment by Mr. Haynes was adopted:

Add to the amended section 2 the following: "Provided, That after such union or graded district shall be formed, and the residents of said union or graded district, and of any other school district or districts, desire to unite for the purpose of enlarging said union or graded district, the clerk of said union or graded school district and the clerk or clerks of the district or districts desiring to unite thereto, shall, upon the petition of five or more heads of families of their respective districts, call an election of the voters of such districts at the school houses in their respective districts by posting written or printed notices in like manner as is provided for calling annual school district elections, and if a majority of the voters voting at such election vote to unite for the purposes therein stated, then the said union or graded district shall be enlarged by the addition of such other district or districts, and the board of directors of the said union or graded district shall be enlarged by the addition of the chairman of the board of directors of such additional district or districts. Provided, further, That if local conditions admit of it, the directors of any union district may, at their discretion, admit pupils residing in such union district belonging to a grade lower than the high school grades, but no pupil belonging to a lower grade than the seventh shall ever be admitted to any such high school. *Provided, further,* That the course of study for such grade or grades shall not be inconsistent with the laws of this

state, and shall be such as shall be approved by the Superintendent of Public Instruction."

Mr. Cameron was called to the chair.

The amendments recommended by the committee in section 3 in lines 19 and 22 were lost.

The following amendment by Mr. Gunderson was adopted:

After section 8 add section 8½, as follows:

"Sec. 8½. That section 18 of said Code of Public Instruction be amended to read as follows: Sec. 18. All reports from joint districts shall be made in full to the county superintendent of each county affected thereby. *Provided*, That any county superintendent may order the segregation of any items of such report, so as to show separately the numbers or amounts from each county affected thereby. *Provided, further*, That for the purpose of the apportionment of state school funds the district shall be considered as belonging to the county in which the school building is located. And, *Provided, further*, That the portion of a joint district lying in a county in which the school house is not located shall receive its portion of the county funds based on the number of days' attendance of such children at said joint district school."

The amendment recommended by the committee to the 9th division, line 59 of the printed bill, was lost.

The amendment recommended by the committee striking out "memorial day" in section 21, line 4, was lost.

Mr. Gleason moved to reconsider the vote by which the above amendment was lost.

Mr. Easterday seconded the motion.

The motion prevailed.

A roll call was called for on committee amendment to section 21, line 4, striking out the words "memorial day" and the amendment was lost by the following vote: Yeas 27, nays 30, absent or not voting 37.

Those voting yea were: Allis, Bassett, Cameron, Carle, Coate, Collins, Corliss, Dickson, Dunn, Easterday, Ferguson, Fletcher, Gleason, Gray, Gunderson, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), King, Megler, Muse, Pogue, Stark, Wells, Zenkner—27.

Those voting nay were: Brown, Butler, Cooney, Craigie, Delanty, Denton, Dilling, Dix, Durham, Frostad, Hunter, Knoblock, Lewis, Lindsley, Lyons, McCoy, Merrill, Moldstad, Palmer, Par-

cel, Philbrick, Raine, Ranck, Roberts, Thacker, Thompson, Tibbetts, Veness, Williams, Wilson (J. B.)—30.

Those absent or not voting were: Benn, Brewer, Child, Clark, Cole, Comstock, Crandall, Eidemiller, Emery, Fitzgerald, Field, Griffin, Hastings, Haynes, Henry, Howard, Jeffries, Kees, Levy, Lingerman, Mackenzie, McNicol, Maloney, Morgan, Morrill, Peaslee, Quinn, Reise, Roth, Stevenson, Weir, White, Whitney, Wilson (R. B.), Witter, York, Mr. Speaker—37.

On motion of Mr. Gunderson, section 38 was ordered to be called section 37.

The following amendment by Mr. Coate was adopted:

Amendment to section 3: Strike out the word "eight" and insert the word "six" in line 16.

The amendments recommended by the committee, except those reported above as lost, were adopted and House bill No. 65 was passed to third reading and sent to the Committee on Engrossed Bills.

On motion of Mr. Philbrick House bills Nos. 358 and 359 were referred to the Committee on Game and Game Fish.

On motion of Mr. Megler the House adjourned at 4:45 p. m.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

FORTY-FIRST DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Saturday, February 21, 1903. }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Brown, Carle, Child, Corliss, Eidemiller, Emery, Ferguson, Hastings, Howard, Mackenzie, Merrill, Moldstad, Morrill, Peaslee, Philbrook, Roth, Stark, Stevenson, Weir, R. B. Wilson, Witter and York.

Messrs. Peaslee, Roth, Hastings, Eidemiller, Philbrick, Child, Carle, Witter and Emery were excused.

Rev. W. H. Treisch offered prayer.

On motion of Mr. Gray the complete reading of the minutes of yesterday was dispensed with and the same were approved as if read.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 21, 1903.

The Honorable Speaker of the House of Representatives, House Chamber, Olympia, Washington:

SIR: I have the honor to inform you that the Governor has this day approved the following:

House bill No. 66. entitled "An act to punish unlawful or malicious injury to or destruction of personal property, and providing a penalty therefor."

House bill No. 110, entitled "An act relating to the matter of official seals for county treasurers, and to cure defects arising from a failure to heretofore provide for such official seals, and declaring an emergency."

House bill No. 92, entitled "An act defining larceny of fixtures attached to real estate, or possessory claim of another person, and providing a penalty." -Truly yours,

J. HOWARD WATSON, Secretary to the Governor.

REPORTS OF STANDING COMMITTEES.

House bill No. 368: Recommend it do pass.

House bill No. 96: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 364: Recommend it do pass as amended.

Senate bill No. 93: Recommend it do pass.

House bill No. 9: Majority report recommends it be indefinitely postponed; minority report recommends it do pass as amended.

House bill No. 230: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 255: Recommend that House substitute bill No. 255 do pass.

The report was adopted.

House bill No. 256: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 111: Recommend it be referred to the Committee on Medicine, Surgery and Hygiene.

The report was adopted.

House bill No. 296: Recommend it do pass as amended.

House bill No. 392: Recommend it do pass as amended.

Senate bill No. 110: Recommend it do pass.

House bill No. 307: Recommend it be indefinitely postponed.

The report was adopted.

House bills Nos. 89 and 104: Committee recommend House substitute bill No. 89 take the place of House bills Nos. 89 and 104 on second reading, that it be printed, and that it do pass.

The report was adopted.

House bill No. 344. Recommend it do pass as amended.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 21, 1903.

MR. SPEAKER:

We, your Committee on Banks and Banking, beg leave to report that we have had under consideration several bills, for the purpose of recommending a good banking law. We find it necessary that the two bills hereto attached be printed, and we ask that those bills be printed, and be given the right of way in the printing office.

G. E. DICKSON, Chairman.

We concur in this report: J. G. Megler, James Palmer, G. W. Bassett, Joseph B. Lindsley, Pat McCoy, J. A. Veness, M. J. Maloney, G. W. Jeffries, T. A. Hunter.

The report was adopted.

House bill No. 145: Majority report recommends that House substitute bill No. 145 be placed on second reading, be printed and passed; minority report recommends that House bill No. 145 and House substitute bill No. 145 be indefinitely postponed.

By unanimous consent the House took up Senate memorial No. 8, in reference to the bonus of 4 per cent to ship builders.

The memorial was read a second time.

On motion of Mr. Lewis the rules were suspended, the second reading considered the third and Senate memorial No. 8 was placed on final passage and passed the House by the following vote: Yeas 58, nays 1, absent or not voting 35.

Those voting yea were: Allis, Bassett, Brewer, Butler, Coate, Collins, Comstock, Cooney, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Howell, Hunter, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, McCoy, McNicol, Maloney, Megler, Morgan, Palmer, Parcel, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thack-

er, Thompson, Tibbetts, Veness, White, Whitney, Williams, Wilson (J. B.), Zenkner, Mr. Speaker—58.

Mr. Fitzgerald voted nay.

Those absent or not voting were: Benn, Brown, Cameron, Carle, Child, Clark, Cole, Corliss, Craigue, Dickson, Eidemiller, Emery, Ferguson, Hastings, Hopp, Howard, Jeffries, Johnson (J. T.), Levy, Lyons, Mackenzie, Merrill, Moldstad, Morrill, Muse, Peaslee, Philbrick, Pogue, Roth, Stevenson, Weir, Wells, Wilson (R. B.), Witter, York—35.

On motion of Mr. Lewis the clerk of the House was directed to have the memorial immediately signed by the speaker of the House and the president of the Senate and forwarded by wire to the President of the United States Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 415, by Mr. Quinn: An act to amend section 4869 of Ballinger's Code, regulating the commencement of actions.

Referred to the Committee on Judiciary.

House bill No. 416, by Mr. Kees: An act relating to the employment of convicts.

Referred to the Committee on State Penitentiary.

House bill No. 417, by Mr. Quinn: An act amending the title and section 1 of "An act providing for the release of sureties on official bonds and undertakings," approved March 14, 1890.

Referred to the Committee on Judiciary.

FIRST READING OF SENATE BILLS.

Senate bill No. 100, An act relating to the removal from state lands of timber purchased from the state.

Referred to the Committee on State, School and Granted Lands.

By unanimous consent House bill No. 313 was referred to the Committee on Appropriations.

By unanimous consent on motion of Mr. Gunderson the House reconsidered the vote by which House bill No. 225 was amended.

On motion of Mr. Gunderson the following amendment was stricken out:

That section 7 of House substitute bill No. 225 be amended by striking out the last clause, commencing in line 20, after the word "statements," which reads as follows:

"No such company or association shall use or exhibit for advertising purposes any other financial statement than the one referred to in this section, or a copy thereof."

The following amendment by Mr. Veness was adopted:

In section 1, line 6, of the printed bill, after the word "located" and before the word "and," insert the following: "the second in the office of the Secretary of State."

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, a majority of your Committee on Insurance, to whom was referred House bill No. 47, entitled "An act to amend an act entitled 'An act to regulate, control and license insurance companies, corporations and associations, and their agents, prescribing license fees and imposing penalties,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, as follows:

In the title change the last word and figures so as to read "sections 1½ and 4½."

In section 1, line 20, of the printed bill, and same section, line 18, of the original bill, after the word "company" insert "or underwriters' agency," and in said line 20 strike all after the word "him," and in line 21 of printed bill strike all except the last word. In section 1, lines 18 and 19 of original bill, after the word "him" strike the 23 words immediately following.

Add to section 1 the following: *Provided*, however, that any one or more authorized fire insurance companies, corporations or associations now transacting, or which shall hereafter transact a fire insurance business in this state through an underwriters' agency, shall, on payment to the Insurance Commissioner of an annual fee of \$30, be authorized and permitted to maintain one agency or appoint one agent in any city, town or village of the state for its underwriter's agency business, in addition to the agency or agent heretofore authorized in this section."

In section 2, line 1, after the word "Any" insert the word "fire."

In section 2, line 2, of printed bill, and lines 1 and 2 of original bill, after the word "company" insert the word "corporation," and after the word "association" insert the words "or underwriters' agency." In same section, line 6 of printed bill and line 7 of original bill, after the word "company" insert the words "or underwriters' agency."

In section 2, line 7, of printed bill, and line 8 of original bill, strike the word "he" and insert in lieu thereof the words "any agent."

Add section 4 to the bill, as follows: "Section 4. Nothing contained in this act shall be construed as pertaining to any insurance business, except fire insurance."

N. J. Craigue, F. W. Comstock, Fred Eidemiller, G. W. Jeffries, C. L. Mackenzie.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, a minority of your Committee on Insurance, to whom was referred House bill No. 47, entitled "An act to amend an act entitled 'An act to regulate, control and license insurance companies, incorporations and associations, and their agents, prescribing license fees and imposing penalties,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. A. VENESS, Chairman.

I concur in this report: Geo. W. Hopp.

The following amendment by Mr. Dickson was lost:

Strike out, in line 16, section 1, of the printed bill all after the word "state" up to and including "except," in line 17.

The following amendment by Mr. Dickson was adopted:

In lines 3 and 4 of printed bill, section 2, strike out the words and figures "four hundred dollars (\$400)," and insert in lieu thereof the words and figures "twenty-five (25) dollars."

The following amendment by Mr. Dickson was lost:

Strike out all of section 3 after the word "corporations," in line 9, printed bill, of said section 3.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 47 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 14, 1903.

MR. SPEAKER:

We, your Committee on Privileges and Elections, to whom was referred House bill No. 187, entitled "An act to provide for the selection of candidates for election by popular vote, and relating to elections," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend section 5, line 20 of the original bill, and lines 18 and 19 of the printed bill by striking out the words "Presidential elector" and inserting in lieu thereof the word "candidate."

In section 6, line 5 of the original bill, and line 4 of the printed bill,

strike out the words "The affidavit of a qualified elector of the precinct in which such signers reside shall be appended to each nomination paper, stating that he is personally acquainted with all the persons who have signed the same, and that he knows them to be electors of the precinct and believes them to be," and insert in lieu thereof "The nomination papers shall be verified by affidavit or affidavits of a qualified elector or electors of the precinct in which such signers reside, verifying the fact that the signers are known to be electors of the precinct and believed to be."

In section 14, line 2 of the original bill and of the printed bill, strike out the word and number "eight (8)," and insert in lieu thereof "nine (9)."

In section 15, in line 3 of the original bill and line 5 of the printed bill, after the word "election" strike out the colon (:) and insert a comma and the words "or that he intends to support the candidates of that party at the ensuing election."

In section 16, line 3 of the printed and of the original bill, strike out the word "indelible."

Strike out section 26 of the original and printed bills.

Change the number of section 27 to 26.

Change the number of section 28 to 27.

N. B. McNICOL, Chairman.

We concur in this report: R. W. Jones, L. G. Allis, W. F. Haynes, A. F. Kees, John Gray, E. J. Durham, S. A. Wells.

The following amendment by Mr. Clark was lost:

Strike out, after the word "office," in line 1 of section 1 of the printed bill, the words "of any congressional or legislative district, county, city or municipality," and insert the words "of any city of the first class."

The following amendment by Mr. Quinn was lost:

Move to amend by striking out all after the first word "election," in the eighth line of the printed bill.

The following amendment by Mr. Quinn was adopted:

Amend section 3 by inserting in line 2 of the printed bill, after the word "cast" the words "in the state."

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 187 passed to third reading and was sent to the Committee on Engrossed Bills.

The speaker signed in open session House bills No. 100, 120 and 121.

Mr. King was called to the chair.

Mr. Wells moved that the order of third reading of bills be not taken up till Tuesday morning.

The motion prevailed.

Mr. Megler moved that the House adjourn till 2 p. m. Monday.

Mr. Gleason moved as an amendment that the House do now adjourn.

The amendment was lost.

The motion was adopted and the House adjourned at noon till 2 p. m. Monday.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-THIRD DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, February 23, 1903. }
2 o'clock p. m.. }

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Brewer, Brown, Butler, Child, Comstock, Cooney, Easterday, Ferguson, Howard, Hunter, Jones, Johnston (H), Lewis, McCoy, Merrill, Moldstad, Parcel, Peaslee, Roth, Stevenson, Weir and Whitney.

Messrs. Peaslee, Hunter, Easterday, Child, Whitney and Lewis were excused.

Rev. J. W. Satterthwaite offered prayer.

On motion of Mr. Cole, the complete reading of the minutes of Saturday was dispensed with, and the same were approved as if read.

Mr. Dilling presented an account for printing from the Westland Publishing Company for work done in the year 1901.

Referred to the Committee on Claims and Auditing.

REPORTS OF STANDING COMMITTEES.

House bill No. 334: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 103: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 302: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed, and referred to the committees indicated:

House bill No. 418, by Mr. Wells: An act to amend section 35 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a Board of Appraisers and a Board of Harbor Line Commissioners, as required by Articles XV and XVI of the state constitution, which shall be generally known as the Board of State Lands Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," being Chapter LXXXIX, Session Laws of 1897, approved March 13, 1897, the same being section 2165, Ballinger's Code, and section 8195, Pierce's Code.

Referred to the Committee on Counties and County Boundaries.

House bill No. 419, by Mr. Corliss: An act fixing the maximum rate of interest on money loaned on personal property as collateral security, and fixing a penalty for its violation.

Referred to the Committee on Revenue and Taxation.

House bill No. 420, by Mr. Corliss: An act to amend section 99 of the Code of Public Instruction of the State of Washington, being Chapter CXVIII of the Session Laws of 1897, approved March 19, 1897.

Referred to the Committee on Education.

House bill No. 421, by Committee on Judiciary: An act to amend sections 2 and 5 of an act entitled "An act in relation to attorneys and counsellors-at-law, providing for admission to the bar," approved March 19, 1895, and to amend an act entitled "An act amending section 4 of an act entitled 'An act in relation to attorneys and counsellors-at-law, and providing for admission to the bar,' passed by the legislature of the State of Washington and approved March 19, 1895," approved February 16, 1897, and declaring an emergency.

Placed on second reading.

House bill No. 422, by Mr. Lindsley: An act to provide for the direct amendment of city charters in respect to local affairs.

Referred to the Committee on Municipal Corporations.

SECOND READING OF BILLS.

Senate bill No. 117, providing for the rate of interest to be paid on bonds of Jefferson county.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 117 passed to third reading.

On motion of Mr. Hastings, the rules were suspended, the second reading was considered the third, and Senate bill No. 117 was placed on final passage, and passed the House by the following vote: Yeas 65, nays 2, absent or not voting 27.

Those voting yea were: Allis, Bassett, Benn, Carle, Child, Clark, Coate, Collins, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Eidemiller, Emery, Frostad, Field, Fletcher, Gleason, Gray, Griffin Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Johnson (J. T.), Kees, King, Knoblock, Levy, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Morgan, Morrill, Muse, Palmer, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—65.

Those voting nay were: Fitzgerald, Weir—2.

Those absent or not voting were: Brewer, Brown, Butler, Cameron, Cole, Comstock, Cooney, Crandall, Dunn, Durham, Easterday, Ferguson, Howard, Howell, Hunter, Jones, Johnston (H.), Lewis, McCoy, Merrill, Moldstad, Parcel, Peaslee, Raine, Roth, Stevenson, Whitney—27.

The emergency clause was passed by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting aye were: Allis, Bassett, Bern, Carle, Child, Coate, Cole, Collins, Corliss, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Eidemiller, Emery, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnston (J. T.), Kees, King, Knoblock, Levy, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Morgan, Morrill, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck,

Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—66.

Those voting nay were: Cameron, Fitzgerald—2.

Those absent or not voting were: Brewer, Brown, Butler, Clark, Comstock, Cooney, Crandall, Dickson, Durham, Easterday, Ferguson, Howard, Hunter, Jones, Johnston (H), Lewis, McCoy, Merrill, Moldstad, Muse, Parcel, Peaslee, Roth, Stevenson, Weir, Whitney—24.

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

House memorial No. 4, relating to government reserves in San Juan county.

The following amendment by Mr. Ranck was adopted:

Insert after the last word of the memorial the words "with the exception of the site of the old government fortifications."

The memorial was read the second time by sections, the amendments recommended by the committee were adopted, and House memorial No. 4 passed to third reading.

On motion of Mr. Thacker, the rules were suspended, the second reading considered the third, and House memorial No. 4 was placed on final passage, and passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Corliss, Craigüe, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gundersen, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), King, Knoblock, Levy, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Maloney, Megler, Morgan, Morrill, Palmer, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—69.

Those absent or not voting were: Brewer, Brown, Butler, Comstock, Cooney, Crandall, Easterday, Ferguson, Howard, Hunter, Jones, Johnston (H), Kees, Lewis, McCoy, Merrill, Moldstad, Muse, Parcel, Peaslee, Philbrick, Roth, Stevenson, Weir, Whitney—25.

Senate joint resolution No. 6, providing for a joint committee to meet President Roosevelt.

On motion of Mr. Megler, the resolution was adopted.

House memorial No. 10, relating to Grays river in Wahkiakum county.

On motion of Mr. Megler, the rules were suspended, the second reading was considered the third, and House memorial No. 10 was placed on final passage, and passed the House by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Allis, Bassett, Benn, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), King, Knoblock, Levy, Lindsley, Lingerman, Mackenzie, McNicol, Maloney, Megler, Morgan, Morrill, Palmer, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—66.

Those absent or not voting were: Brewer, Brown, Butler, Comstock, Cooney, Crandall, Denton, Easterday, Ferguson, Hastings, Howard, Hunter, Jones, Johnston (H), Kees, Lewis, Lyons, McCoy, Merrill, Moldstad, Muse, Parcel, Peaslee, Ranck, Roth, Stevenson, Weir, Whitney—28.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

The Senate has passed House memorial No. 1, relating to the enactment by Congress of antitrust legislation, with the following amendment: In next to the last line of the printed memorial, strike out the word "instructed" and insert in lieu thereof the word "urged."

Also House memorial No. 7, relating to the Olympia Forest Reserve, with the following amendment: In paragraph 2 of subdivision 3 of printed memorial, strike out all words at the beginning of said paragraph before the word "believing."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Gleason, the House concurred in Senate amendments to House memorials No. 1 and No. 7.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 191, entitled "An act providing cumulative punishment for criminals," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, and we further recommend that the amendment be printed as House substitute bill No. 191.

J. H. EASTERDAY, Chairman.

We concur in this report: Herchmer Johnston, Chas. D. King, P. F. Quinn, James T. Johnson, S. A. Wells, Chas. S. Gleason,

The following amendment by Mr. King was adopted:

Amend by inserting in line 4, after the first word "trial," in said line, the words "upon the principal charge."

The following amendments by Mr. Gleason were adopted:

Amend the title by striking out the word "increasing" and insert the word "fixing."

Add to the title the words: "and providing a mode of procedure in such cases."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 191 passed to third reading, and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, your Committee on Privileges and Election, to whom was referred House bill No. 159, entitled "An act to amend section 1406 of Ballinger's Annotated Codes and Statutes of Washington, relating to transmitting election returns from precincts to the county auditor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows: In line 4 of the printed bill and line 6 of the original bill, after the word "than" and before the word "miles," strike out "twenty (20)" and insert therein "fifteen (15.)"

And as amended that the same do pass.

N. B. McNICOL, Chairman.

We concur in this report: R. W. Jones, W. F. Haynes, J. E. Howard, John Gray, Irving T. Cole.

The following amendment by Mr. Wells was adopted:

Add "Provided, That if any judge or inspector of election shall neglect or fail to seal and return the ballots, tally sheets and poll books in

the manner provided by law, such judge or inspector shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$5 nor more than \$15."

The following amendment by Mr. King was adopted:

Amend the title by adding the words, "and providing a penalty" after the words "county auditor," in line 2 of the title, and strike out the period after said word "auditor" and placing one after the word "penalty."

The following amendment by Mr. Gleason was adopted:

In section 1, line 1, of the printed bill, insert after the word "Washington" the words "being section 4830 of Pierce's Code."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 159 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 115, amending section 39 of Chapter CXV of the Session Laws of 1895.

The bill was read the second time by sections, and House bill No. 115 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 367, to regulate the fishing for trout.

The bill was read the second time by sections, and House bill No. 367 passed to third reading.

On motion of Mr. Wells, the rules were suspended, the second reading was considered the third, and House bill No. 367 was placed on final passage, and failed to pass the House by the following vote: Yeas 44, nays 11, absent or not voting 39.

Those voting yea were: Bassett, Benn, Carle, Child, Clark, Coate, Cole, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), King, Knoblock, Lyons, Mackenzie, Megler, Morrill, Pogue, Quinn, Stark, Thacker, Tibbetts, Veness, Williams, Wilson (J. B.), Witter, York, Zenkner, Mr. Speaker—44.

Those voting nay were: Allis, Collins, Corliss, Craigie, Eide-miller, Griffin, Lindsley, Morgan, Ranck, Roberts, Wells—11.

Those absent or not voting were: Brewer, Brown, Butler, Com-eron, Comstock, Cooney, Crandall, Easterday, Fitzgerald, Ferguson, Frostad, Field, Howard, Hunter, Jones, Johnston (H.), Kees, Levy, Lewis, Lingerman, McCoy, McNicol, Maloney, Merrill,

Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Raine, Reise, Roth, Stevenson, Thompson, Weir, White, Whitney, Wilson (R. B.)—39.

Mr. Wells gave notice that tomorrow he would move for a reconsideration of the vote by which House bill No. 367 failed to pass the House.

Senate memorial No. 6, relating to a canal from Puget Sound to Grays Harbor.

The memorial was read the second time by sections, the amendments recommended by the committee were adopted, and Senate memorial No. 6 passed to third reading.

On motion of Mr. Philbrick, the rules were suspended, the second reading was considered the third, and Senate memorial No. 6 was placed on final passage, and passed the House by the following vote: Yeas 57, nays 4, absent or not voting 33.

Messrs. Griffin, Ccle and Maloney changed their votes from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Carle, Clark, Cole, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Eidemiller, Fletcher, Gleason, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), King, Knoblock, Levy, Lindsley, Lyons, Mackenzie, McNicol, Maloney, Megler, Morgan, Morrill, Muse, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Mr. Speaker—57.

Those voting nay were: Child, Dilling, Emery, Gray—4.

Those absent or not voting were: Brewer, Brown, Butler, Cameron, Coate, Collins, Comstock, Cooney, Crandall, Easterday, Fitzgerald, Ferguson, Frostad, Field, Howard, Hunter, Jones, Johnston (H.), Kees, Lewis, Lingerman, McCoy, Merrill, Moldstad, Parcel, Peaslee, Reise, Roth, Stevenson, Thompson, Weir, Whitney, Zenkner—33.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, a majority of your Committee on Insurance, to whom was referred House bill No. 111, entitled "An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same

being section 2 of an act approved March 13, 1897, relating to insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendment:

In section 1, line 5 of the printed bill, and line 7, section 1, of the original bill, strike all after the word "two" and insert in lieu thereof the words "papers, one in eastern Washington and one in western Washington, having a bona fide circulation of not less than five hundred (500) copies, a full synopsis of its annual statement as prepared by the insurance commissioner."

J. A. VENESS, Chairman.

We concur in this report: G. E. Dickson, Geo. W. Hopp, Fred Eide-miller, G. W. Jeffries, A. J. Reise.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, a minority of your Committee on Insurance, to whom was referred House bill No. 111, entitled "An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 2 of an act approved March 13, 1897, relating to insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

F. W. COMSTOCK,
C. L. MACKENZIE.

Mr. Lindsley moved that the majority report be adopted.

Mr. Mackenzie moved as an amendment that the minority report be adopted.

The amendment was lost.

The majority report was adopted.

The motion of Mr. Maloney to rerefer the bill was lost.

The following amendment to the amendment recommended by the committee was adopted on motion of Mr. Lindsley:

Insert after the word "papers" and before the word "one," in the committee amendment, the following words, "to be designated by the Insurance Commissioner."

The following amendment by Mr. Emery was lost:

In line 5 of the printed bill insert the words "the largest" after the word "of" and before the word "general."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 111 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 284, to provide for the acceptance and receipt by superintendents of insane asylums.

The bill was read the second time by sections, and House bill No. 284 passed to third reading.

On motion of Mr. Gray, the rules were suspended, the second reading was considered the third, and House bill No. 284 was placed on final passage, and passed the House by the following vote: Yeas 60, nays 0, absent or not voting 34.

Those voting yea were: Allis, Bassett, Benn, Carle, Child, Clark, Coate, Cole, Collins, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), King, Knoblock, Levy, Lingerman, Lyons, McNicol, Maloney, Megler, Morgan, Palmer, Pogue, Raine, Ranck, Reise, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, Mr. Speaker—60.

Those absent or not voting were: Brewer, Brown, Butler, Cameron, Comstock, Cooney, Crandall, Dunn, Easterday, Fitzgerald, Ferguson, Hastings, Howard, Hunter, Jones, Johnston (H.), Kees, Lewis, Lindsley, Mackenzie, McCoy, Merrill, Moldstad, Morrill, Muse, Parcel, Peaslee, Philbrick, Quinn, Roberts, Roth, Stevenson, Weir, Whitney—34.

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

Senate bill No. 49, amending an act in relation to attachments and garnishments.

The bill was read the second time by sections, and Senate bill No. 49 passed to third reading.

House bill No. 202, amending an act to provide for the selection, survey, etc., of the state's granted lands.

The bill was read the second time by sections, and House bill No. 202 passed to third reading, and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

We, your Committee on Corporations Other Than Municipal, to whom was referred House bill No. 71, entitled "An act to amend sections 1, 4,

6, 25, 31 and 39 of an act entitled 'An act relating to building, loan and saving associations doing a general business,' received by the Governor March 28, 1890, and became a law without approval," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend title by striking out the period at the end of title and inserting "," after the word "approval," and adding the following words: "being sections 4395, 4398, 4399, 4425 and 4433 of Ballinger's Annotated Codes and Statutes of Washington, and sections 7128, 7131, 7133, 7152, 7158 and 7166 of Pierce's Washington Code; and repealing section 34 of said act, known as section 4428 of Ballinger's Annotated Codes and Statutes of Washington, and section 7161 of Pierce's Washington Code."

Amend section 1 by inserting after the word "approval," in the third line of the original and also the printed bill, the following words: "being sections, 4395, 4398, 4399, 4419, 4425 and 4433, Ballinger's Annotated Codes and Statutes of Washington, and sections 7128, 7131, 7133, 7152, 7158 and 7166 of Pierce's Washington Code."

Amend section 3 by inserting after the word "act," in line 12 printed bill, and line 17 of original bill, the following words: "except such associations as confine their business operations wholly to the county in which such associations are incorporated, and the counties adjacent thereto."

Amend the bill by adding the following section: "Sec. 7. That section 34, known as section 4428 of Ballinger's Annotated Codes and Statutes of Washington, and section 7161 of Pierce's Washington Code, be and the same is hereby repealed.

W. L. THOMPSON, Chairman.

We concur in this report: Fred Eidemiller, L. G. Allis, J. M. Stevenson, Jos. Ferguson, J. B. Wilson, M. J. Maloney.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 71 passed to third reading, and was sent to the Committee on Engrossed Bills.

Mr. Megler moved that the rules be suspended, and all bills and memorials passed by the House be transmitted immediately to the Senate.

The motion prevailed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, a majority of your Committee on Municipal Corporations, to whom was referred House bill No. 297, entitled "An act amending sections 715, 716 and 717 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of cities and towns," have had

the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

CHAS. L. GLEASON, Chairman.

We concur in this report: Geo. W. Hopp, L. H. Brewer, E. R. York, S. A. Crandall, L. N. Griffin.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, a minority of your Committee on Municipal Corporations, to whom was referred House bill No. 297, entitled "An act amending sections 715, 716 and 717 of Ballinger's Annotated Codes and Statutes of Washington, relating to classification of cities and towns," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

JOSEPH B. LINDSLEY.

Mr. York moved the adoption of the majority report.

The motion prevailed, and House bill No. 297 was indefinitely postponed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 356, entitled "An act to amend an act entitled 'An act relating to justices of the peace and constables,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

1. In line 11 of the original bill, after the word "than" and before the word "thousand," strike out the word "twenty" and insert the word "seventy-five."

2. In line 16 of the original bill, after the word "of" and before the word "thousand," strike out the word "twenty" and insert the word "seventy-five."

And as amended the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, E. R. York, S. A. Crandall, Geo. W. Hopp, L. N. Griffin.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 356 passed to third reading, and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was re-

ferred House bill No. 328, entitled "An act authorizing towns of the fourth class to select and designate an official newspaper, and declaring the publication of all notices in such paper for the period and in the manner provided by law or the ordinance of said town to be due and legal notice," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 2 of the printed bill and line 3 of the original bill, after the word "published" and before the word "of," strike out the word "and" and insert the word "or."

And as so amended the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, E. R. York, S. A. Crandall, Geo. W. Hopp, L. N. Griffin.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 328 passed to third reading, and was sent to the Committee on Engrossed Bills.

Senate bills No. 112, for the relief of the Washington State Sugar Company.

The bill was read the second time by sections and passed to third reading.

Senate bill No. 80, amending an act to establish a state fair.

The bill was read the second time by sections and passed to third reading.

House bill No. 295, providing for the settlement of taxes assessed against mining properties.

The bill was read the second time by sections, and House bill No. 295 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 75, amending section 21 of Chapter LXXI of the Laws of 1897.

The bill was read the second time by sections, and House bill No. 75 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 317, amending an act to define the duties and provide for the assistance of the Secretary of State.

The bill was read the second time by sections, and House bill No. 317 passed to third reading, and was sent to the Committee on Engrossed Bills.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

The president has signed House bill No. 25, relating to the construction of wharves on the shores of navigable waters, etc.

Also House bill No. 100, relating to the practice in justice courts.

Also House bill No. 120, an act changing the corporate name of the town of Port Orchard.

Also House bill No. 121, an act changing the corporate name of the town of Sidney.

Also House memorial No. 3, relating to the duty on lumber.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Thompson, the House adjourned at 4:50 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-FOURTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, February 24, 1903. }
10 o'clock a. m.

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Howard, Lewis, McCoy, Moldstad, Parcel, Roth, Stevenson and Whitney.

Messrs. Parcel, Stevenson, Lewis and Roth were excused.

Rev. J. W. Satterthwaite offered prayer.

On motion of Mr. Benn, the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

Mr. Levy rose to a question of personal privilege and said:

"Mr. Speaker: I was appointed by the speaker as chairman of the committee to investigate frauds in state printing. I endeavored to do my duty with all the power that I had at hand. We delved deeply and

diligently into the matter. One fault I may have, I speak a great deal and speak without fear. I have attempted to the utmost of my knowledge and ability to act honestly and courageously on this subject.

"I stand here, Mr. Speaker, charged with soliciting a bribe by a newspaper which I have endeavored to investigate,—the very newspaper that has been charged with collusion in the state printing frauds. I will state that I have had one of the people connected with this paper as a witness and put him through a very severe and stringent examination. Another member of the firm has refused to come before that committee and testify.

"Now, Mr. Speaker, I hold in my hand a paper here, which is addressed to you and is one of the most vile and calumnious charges ever uttered against a man who fearlessly did and will do his duty no matter what happens. I fear no ring, I fear no crowd of men, I fear no set of men. I have been appointed an investigator by this House and I have fearlessly gone on and investigated to the best of my ability. Mr. Speaker, I desire to hand to you this paper and demand that an investigating committee be appointed for the purpose of looking into these charges."

The charges against Mr. Levy, signed by A. B. Howe, president of the Pioneer Binding & Printing Co., of Tacoma; by the Metropolitan Press Co., P. L. Allen, manager; by Gwin Hicks, the State Printer, and by the State Printing Co., by Gwin Hicks, were read.

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

The undersigned refuse further to recognize the authority of Mr. Louis Levy, chairman of the House investigating committee on printing, to subpoena and question us further upon matters pertaining to the public printing. We base our refusal upon the following reasons:

First—The said Levy insisted upon his selection as said chairman, not for the purpose of making an impartial and honest investigation or of rendering a report in accordance with the resolution of the House creating the said committee.

Second—He has declared that it was his purpose to secure the said chairmanship in order to be in a position to force the undersigned, contractors and state printer, who have deficiencies pending before this Legislature, to pay him a monetary consideration for a favorable report.

Third—In pursuance of that avowed policy he has approached each of us personally and through an accredited agent to pay into his hands or the hands of his said accredited agent the sum of \$1500 in consideration of a favorable report, supporting his power to render such a report by the assertion that the other members of the committee could be "fixed" by him.

Fourth—That we have personally refused to entertain his proposal

in the face of a continued and daily demand upon us made by him and his agent to pay over this money.

Fifth—That he has sought to coerce us into such payment by false accusations, by insinuations, by submitting us to an inquisition outrageous in its implications, by threats, by cajolery, by badgery, by distortion of the records and testimony, in fact by all the methods known to the professional blackmailer.

For these reasons we refuse further to obey his demands upon us for information and most respectfully ask that in order that justice may be done us and that the state secure a true and impartial report in accordance with the resolution that the said Levy be removed from the chairmanship of said committee and that some other member of the House be named in his stead and we pledge you that the fullest scope and the most searching investigation will receive all the knowledge and aid that lies in our power to give.

Respectfully,

AL B. HOWE,
 Pres. Pioneer Bindery & Printing Co., Tacoma.
 METROPOLITAN PRESS, Inc.,
 by P. L. Allen, Mgr.
 GWIN HICKS, State Printer.
 THE STATE PRINTING CO.,
 by Gwin Hicks, Printing Contractors.

Mr. Gleason: I move that a committee of five be appointed to investigate the matter of charges and report back to the House if they find them upon investigation without foundation or if they find them of sufficient gravity to warrant the filing of charges against the gentleman charged. The motion was carried.

The speaker appointed a committee composed of Messrs. York, Quinn, Allis, Craigie and R. B. Wilson.

Mr. Gleason moved that the committee be given full power to summons witnesses by subpoena and subpoena *duces tecum*, and to compel the production of papers, books and other evidence, and the attendance of witnesses and conduct the examination of the same. The motion was carried.

REPORTS OF STANDING COMMITTEES.

House bill No. 252: Recommend it do pass and be referred to the Committee on Appropriations.

House bill No. 263: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 383: Recommend it do pass.

House bill No. 281: Recommend it do pass as amended.

House bill No. 124: Recommend it do pass as amended, and be printed.

House bill No. 58: Recommend House substitute bill No. 58 do pass and be printed.

House bill No. 400: Recommend it be indefinitely postponed.

House bill No. 375: Recommend it be indefinitely postponed.

House bill No. 407: Recommend it be indefinitely postponed.

House bill No. 373: Recommend it be indefinitely postponed.

House bill No. 374: Recommend it be indefinitely postponed.

House bill No. 326: Recommend it be indefinitely postponed.

House bill No. 308: Recommend it be indefinitely postponed.

House bill No. 287: Recommend it be indefinitely postponed.

House bill No. 232: Recommend it be indefinitely postponed.

House bill No. 212: Recommend it be indefinitely postponed.

House bill No. 204: Recommend it be indefinitely postponed.

House bill No. 410: Recommend it be indefinitely postponed.

House bill No. 278: Recommend it be indefinitely postponed.

House bill No. 176: Recommend it be indefinitely postponed.

House bill No. 79: Recommend it be indefinitely postponed.

House bill No. 40: Recommend it be indefinitely postponed.

Senate bill No. 123: Recommend it do pass.

Senate bill No. 94: Recommend it do pass.

House bill No. 372: Recommend it do pass as amended.

Senate bill No. 58: Recommend it do pass.

House bill No. 403: Recommend it do pass.

Senate bill No. 74: Recommend it do pass.

Senate bill No. 92: Recommend it do pass.

Senate bill No. 98: Recommend it do pass.

Senate bill No. 33: Recommend it do pass.

House bill No. 363: Recommend it do pass as amended.

House bill No. 347: Recommend it be referred to the Committee on Education.

The report was adopted.

House bill No. 236: Recommend it do pass.

House bill No. 209: Recommend it do pass as amended.

Senate bill No. 59: Recommend it be referred to the Committee on Irrigation.

The report was adopted.

The House adopted committee reports on House bills Nos. 263, 124, 58, 400, 375, 407, 374, 326, 308, 287, 232, 212, 204, 410, 278, 176, 79 and 40.

INTRODUCTION OF BILLS.

The following bills were introduced, read the first time by title, ordered printed and referred to the committees indicated:

House bill No. 423, by Mr. Fletcher: An act to amend section 2 of an act approved March 7, 1897, entitled "An act relative to recognizances, stipulations, bonds and undertakings, and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship on the same as part of the lawful expense and costs of the principal or principals of the same, and repealing an act of the Legislature of the State of Washington entitled 'An act relating to official bonds of state, county, city, town and precinct officers,' approved March 20, 1895, and all other inconsistent acts, and declaring an emergency," approved March 7, 1897.

Referred to the Committee on Judiciary.

House bill No. 424, by Mr. Haynes: An act empowering boards of county commissioners to accept the right of way for the construction of highways over the public lands of the United States granted by section 2477 of the Revised Statutes of the United States, defining the width of such highways, providing the manner of accepting such grant of Congress, and ratifying and confirming the acceptance of such grant by boards of county commissioners heretofore made.

Referred to the Committee on State, School and Granted Lands.

House bill No. 425, by Mr. Emery: An act to repeal section 2 of "An act to regulate and control insurance companies, corporations and associations in this state, and to amend sections 11, 26, 29, 33 and 34 of 'An act to regulate and license insurance in this state, and repeal existing laws in relation thereto, and declaring an emergency,' approved March 19, 1895," approved March 13, 1897, being section 2841 of Ballinger's Annotated Codes and Statutes.

Referred to the Committee on Insurance.

House bill No. 426, by Mr. Wells: An act relating to causes of action and claims in favor of or against minors, imbeciles and insane persons, and authorizing the compromise thereof.

Referred to the Committee on Judiciary.

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 199, making an appropria-

tion for the expenses of the celebration of the fiftieth anniversary of the formation of Washington Territory.

Also Senate memorial No. 8, relating to a bonus in favor of Pacific coast naval contracts.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 99, in relation to garnishments, etc.

Also Senate bill No. 120, an act to exempt certain property of schools and colleges from taxation.

Also Senate bill No. 142, providing for a constitutional amendment giving authority for the employment of chaplains in state penal and reformatory institutions.

Also Senate bill No. 170, in relation to the Washington School for Defective Youth.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

THIRD READING OF BILLS.

By unanimous consent, the House passed to third reading of bills.

House bill No. 35, to regulate trusts and monopolies.

On reconsideration of the vote by which House bill No. 35 passed the House, the bill was again placed on final passage, and failed to pass the House by the following vote: Yeas 44, nays 32, absent or not voting 18.

Those voting yea were: Bassett, Cameron, Carle, Child, Clark, Coate, Cole, Corliss, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Gray, Gunderson, Haynes, Henry, Howell, Jeffries, Jones, Johnson (J. T.), Knoblock, Lindsley, Lingerman, Mackenzie, McNicol, Muse, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Wells, Wilson (J. B.), Witter, York, Zenkner, Mr. Smith—44.

Those voting nay were: Allis, Brewer, Brown, Butler, Collins, Craigue, Crandall, Delanty, Emery, Ferguson, Field, Fletcher, Griffin, Hastings, Hopp, Hunter, Johnston (H), Kees, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Philbrick, Thacker, Thompson, Tibbetts, Veness, Weir, White, Williams—32.

Those absent or not voting were: Benn, Comstock, Cooney,

Frostad, Gleason, Howard, King, Levy, Lewis, Lyons, McCoy, Maloney, Parcel, Reise, Roth, Stevenson, Whitney, Wilson (R. B.)—18.

House bill No. 112, amending an act in relation to garnishments in justice's courts.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting aye were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Clark, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Lingerman, Mackenzie, McNicol, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Witter, York, Zenkner, Mr. Speaker—75.

Those absent or not voting were: Child, Coate, Craigue, Dickson, Frostad, Henry, Howard, Hunter, Levy, Lewis, Lyons, McCoy, Maloney, Merrill, Parcel, Roth, Stevenson, Whitney, Wilson (R. B.)—19.

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

House bill No. 38, prohibiting state, county and municipal officers from accepting passes.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 40, nays 40, absent or not voting 14.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Cole, Collins, Dickson, Dilling, Dix, Durham, Easterday, Frostad, Field, Gleason, Gunderson, Haynes, Henry, Howell, Hunter, Jones, Johnson (J. T.), King, Lindsley, Lingerman, Mackenzie, Merrill, Moldstad, Muse, Peaslee, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Williams, Wilson (J. B.), Witter, Zenkner—40.

Those voting nay were: Brewer, Brown, Carle, Coate, Comstock, Corliss, Craigue, Crandall, Delanty, Denton, Dunn, Eidemiller, Emery, Fitzgerald, Ferguson, Fletcher, Gray, Griffin,

Hastings, Hopp, Jeffries, Kees, Knoblock, Lyons, McNicol, Megler, Morgan, Morrill, Palmer, Philbrick, Reise, Roberts, Thompson, Tibbetts, Veness, Weir, Wells, White, Wilson (R. B.), Mr. Speaker—40.

Those absent or not voting were: Child, Clark, Cooney, Howard, Johnston (H.), Levy, Lewis, McCoy, Maloney, Parcel, Roth, Stevenson, Whitney, York—14.

House bill No. 4, to create a state board of accountancy.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 55, nays 22, absent or not voting 17.

Those voting yea were: Bassett, Cameron, Carle, Clark, Coate, Cole, Comstock, Corliss, Craigie, Crandall, Delanty, Dix, Durham, Easterday, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Lindsley, Lingerman, Lyons, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Peaslee, Pogue, Raine, Roberts, Stark, Thompson, Tibbetts, Wells, White, Williams, Wilson (R. B.), York, Zenkner and Mr. Speaker—55.

Those voting nay were: Brewer, Brown, Butler, Denton, Dickson, Dilling, Dunn, Emery, Fitzgerald, Griffin, Hopp, Mackenzie, Morrill, Muse, Philbrick, Quinn, Ranck, Reise, Veness, Weir, Wilson (J. B.) and Witter—22.

Those absent or not voting were: Allis, Benn, Child, Collins, Cooney, Howard, Hunter, Knoblock, Levy, Lewis, McCoy, Palmer, Parcel, Roth, Stevenson, Thacker and Whitney—17.

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

On motion of Mr. Field, the House took a recess at noon till 1 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 1 p. m.

Roll call showed all members present except Messrs. Allis, Brown, Dickson, Fitzgerald, Griffin, McCoy, McNicol and Whitney.

Mr. Whitney was excused.

By unanimous consent, House bill No. 61 was recommitted to the Committee on Medicine, Surgery and Hygiene.

House bill No. 241 was referred to the Committee on Commerce and Manufactures.

House bill No. 63 was placed back to second reading at the head of the calendar.

THIRD READING OF BILLS.

House bill No. 20, amending sections 1451 and 1453 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dix, Dunn, Durham, Easterday, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Maloney, Merrill, Moldstad, Morgan, Morrill, Muse, Peaslee, Philbrick, Pogue, Quinn, Ranck, Roberts, Roth, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—75.

Those absent or not voting were: Benn, Comstock, Dickson, Dilling, Eidemiller, Griffin, Howard, King, McCoy, McNicol, Megler, Palmer, Parcel, Raine, Reise, Stark, Stevenson, Veness and Whitney—19.

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

House bill No. 44, to provide for the employment of attorneys by boards of school directors.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 67, nays 7, absent or not voting 20.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Carle, Cole, Collins, Craigue, Crandall, Delanty, Denton, Dix,

Dunn, Durham, Easterday, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Peaslee, Pogue, Quinn, Ranck, Roberts, Roth, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (R. B.), Witter, Zenkner and Mr. Speaker—67.

Those voting nay were: Cameron, Child, Cooney, Corliss, Eidemiller, Lingerman and Reise—7.

Those absent or not voting were: Benn, Clark, Coate, Comstock, Dickson, Dilling, Griffin, Howard, Lyons, McNicol, Palmer, Parcel, Philbrick, Raine, Stark, Stevenson, Veness, Whitney, Wilson (J. B.) and York—20.

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

House bill No. 193, amending an act classifying counties.

The bill as engrossed was read a third time, placed upon final passage and failed to pass by the following vote: Yeas 38, nays 38, absent or not voting 18.

Mr. Weir changed his vote from nay to yea.

Those voting yea were: Bassett, Brown, Butler, Carle, Clark, Coate, Cole, Corliss, Craigue, Denton, Dilling, Easterday, Field, Fletcher, Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Johnson (J. T.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Moldstad, Morrill, Peaslee, Thompson, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.) and Mr. Speaker—38.

Those voting nay were: Allis, Brewer, Cameron, Child, Collins, Cooney, Crandall, Delanty, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Gleason, Gray, Hunter, Jones, Johnston (H.), Lingerman, Mackenzie, Maloney, Megler, Merrill, Morgan, Muse, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Tibbetts, Witter and Zenkner—38.

Absent or not voting: Benn, Comstock, Dickson, Griffin, Howard, Howell, Lyons, McCoy, McNicol, Palmer, Parcel, Raine, Stark, Stevenson, Thacker, Veness, Whitney and York—18.

The speaker signed in open session Senate bill No. 199 and Senate memorial No. 8.

House bill No. 87, relating to the grazing of sheep.

The bill as engrossed was read a third time, placed upon final passage and failed to pass by the following vote: Yeas 34, nays 41, absent or not voting 19.

Those voting yea were: Benn, Butler, Cameron, Cole, Denton, Dilling, Dix, Eidemiller, Emery, Frostad, Field, Gleason, Henry, Hopp, Howell, Jones, Johnson (J. T.), Knoblock, Lewis, Lindsley, Mackenzie, Maloney, Moldstad, Morrill, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Witter and Zenkner—34.

Those voting nay were: Allis, Bassett, Brewer, Brown, Carle, Cooney, Craigue, Crandall, Delanty, Dunn, Easterday, Fitzgerald, Ferguson, Fletcher, Gray, Griffin, Gunderson, Haynes, Hunter, Johnston (H.), Kees, King, Lingerman, McNicol, Megler, Morgan, Muse, Peaslee, Quinn, Reise, Roth, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Wilson (R. B.) and Mr. Speaker—41.

Those absent or not voting were: Child, Clark, Coate, Collins, Comstock, Corliss, Dickson, Durham, Hastings, Howard, Jeffries, Levy, Lyons, McCoy, Merrill, Whitney, Williams, Wilson (J. B.) and York—19.

Senate bill No. 16, amending an act for the creating of the office of State Veterinary Surgeon.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 62, nays 5, absent or not voting 27.

Mr. Griffin changed his vote from yea to nay.

Mr. Roth changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Clark, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Easterday, Ferguson, Frostad, Field, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Levy, Lewis, Lindsley, Mackenzie, McNicol, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, Williams, Witter, Zenkner and Mr. Speaker—62.

Those voting nay were: Cole, Emery, Fletcher, Griffin and Hopp—5.

Those absent or not voting were: Child, Coate, Collins, Corliss, Crandall, Dickson, Dunn, Durham, Eidemiller, Fitzgerald, Gleason, Howard, Jeffries, King, Lingerman, Lyons, McCoy, Morrill, Philbrick, Quinn, Raine, Weir, White, Whitney, Wilson (J. B.), Wilson (R. B.) and York—27.

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

Senate bill No. 53, amending section 6529 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage and failed to pass by the following vote: Yeas 25, nays 32, absent or not voting 37.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Clark, Cooney, Craigue, Delanty, Dilling, Dix, Gleason, Gunderson, Jones, Johnson (J. T.), Kees, Knoblock, Levy, Lewis, Palmer, Raine, Stevenson, Thacker, Tibbetts and Zenkner—25.

Those voting nay were: Bassett, Cameron, Corliss, Denton, Easterday, Emery, Ferguson, Frostad, Field, Gray, Griffin, Haynes, Howell, King, Lingerman, Maloney, Merrill, Moldstad, Morgan, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thompson, Veness, White, Williams, Witter—32.

Those absent or not voting were: Carle, Child, Coate, Cole, Collins, Comstock, Crandall, Dickson, Dunn, Durham, Eidemiller, Fitzgerald, Fletcher, Hastings, Henry, Hopp, Howard, Hunter, Jeffries, Johnston (H.), Lindsley, Lyons, Mackenzie, McCoy, McNicol, Megler, Morrill, Muse, Philbrick, Quinn, Weir, Wells, Whitney, Wilson (J. B.), Wilson (R. B.), York and Mr. Speaker—37.

House bill No. 177, for the protection of orphan and homeless children.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Clark, Coate, Cole, Cooney, Corliss, Craigue, Delanty, Denton, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howell, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, McNicol, Megler, Merrill, Moldstad, Morgan, Mor-

rill, Muse, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—67.

Those absent or not voting were: Brown, Carle, Child, Collins, Comstock, Crandall, Dickson, Dunn, Fitzgerald, Fletcher, Hopp, Howard, Kees, Levy, Lyons, Mackenzie, McCoy, Maloney, Palmer, Philbrick, Reise, Thompson, Veness, Weir, White, Whitney and York—27.

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

House bill No. 214, to provide for the expenses in drainage districts.

Mr. Gleason moved that the rules be suspended, the second reading be considered the third, and House bill No. 214 be placed on final passage. The motion prevailed, and the bill passed the House by the following vote: Yeas 61, nays 1, absent or not voting 32.

Those voting yea were: Allis, Bassett, Brewer, Butler, Clark, Coate, Cooney, Crague, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Johnson (J. T.), Johnston, (H.), King, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, Megler, Merrill, Morgan, Morrill, Palmer, Parcel, Peaslee, Quinn, Raine, Ranck, Reise, Stark, Stevenson, Thacker, Tibbetts, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—61.

Mr. Roth voted nay—1.

Those absent or not voting were: Benn, Brown, Cameron, Carle, Child, Cole, Collins, Comstock, Corliss, Crandall, Dickson, Fletcher, Griffin, Hopp, Howard, Hunter, Kees, Levy, Lyons, McCoy, McNicol, Maloney, Moldstad, Muse, Philbrick, Pogue, Roberts, Thompson, Veness, Weir, Whitney and York—32.

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

On motion of Mr. Wells, the House reconsidered the vote by which House bill No. 367 failed to pass the House.

On roll call, the bill passed the House by the following vote: Yeas 56, nays 11, absent or not voting 27.

Those voting yea were: Bassett, Benn, Butler, Cameron, Carle, Clark, Coate, Craigue, Delanty, Dickson, Dilling, Dunn, Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Mackenzie, Maloney, Megler, Merrill, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Reise, Roth, Stark, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Witter, Zenkner and Mr. Speaker—56.

Those voting nay were: Allis, Brewer, Cooney, Corliss, Crandall, Dix, Eidemiller, Lingerman, Ranck, Roberts and Stevenson—11.

Those absent or not voting: Brown, Child, Cole, Collins, Comstock, Denton, Durham, Easterday, Fletcher, Griffin, Hopp, Howard, Hunter, Johnson (J. T.), Levy, Lyons, McCoy, McNicol, Moldstad, Muse, Thompson, Veness, Weir, White, Whitney, Wilson (R. B.) and York—27.

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

House bill No. 49, relating to public health.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Clark, Coate, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—69.

Those absent or not voting were: Brewer, Brown, Child, Cole, Collins, Comstock, Dunn, Easterday, Fletcher, Griffin, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), Levy, Lyons,

McNicol, Quinn, Roth, Thompson, Weir, Whitney, York and Mr. Speaker—25.

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

House bill No. 48, to provide for the issuance of licenses to honorably discharged soldiers.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Carle, Child, Coate, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Ferguson, Frostad, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—69.

Those absent or not voting were: Benn, Brown, Clark, Cole, Collins, Comstock, Dilling, Emery, Fletcher, Griffin, Hopp, Howard, Hunter, King, Levy, Mackenzie, McCoy, McNicol, Roth, Thompson, Veness, Weir, Whitney, York and Mr. Speaker—25.

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

House bill No. 238, authorizing the board of county commissioners to dedicate to the public land for street purposes.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lingerman, Megler, Merrill, Moldstad, Morrill, Palmer, Parcel, Pogue, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells,

White, Williams, Wilson (J. B.), Witter, Zenkner and Mr. Speaker—62.

Those absent or not voting were: Benn, Brown, Cole, Collins, Comstock, Corliss, Crandall, Fitzgerald, Frostad, Field, Griffin, Howard, Hunter, Jeffries, Levy, Lindsley, Lyons, Mackenzie, McCoy, McNicol, Maloney, Morgan, Muse, Peaslee, Philbrick, Quinn, Roberts, Veness, Weir, Whitney, Wilson (R. B.) and York—32.

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

House bill No. 320, to provide for notice of assessment.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Allis, Bassett, Brewer, Butler, Carle, Child, Coate, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lingerman, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—63.

Those absent or not voting: Benn, Brown, Cameron, Clark, Cole, Collins, Comstock, Corliss, Crandall, Eidemiller, Frostad, Griffin, Howard, Jeffries, Levy, Lindsley, Lyons, Mackenzie, McCoy, McNicol, Maloney, Muse, Peaslee, Philbrick, Quinn, Roth, Veness, Weir, Wells, Whitney, York—31.

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

House bill No. 323, amending section 2615 of Volume I of Hill's Code.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Allis, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fitzgerald,

Ferguson, Frostad, Fletcher, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howell, Jones, Johnson (J. T.), Kees, King, Knoblock, Lewis, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—61.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Collins, Corliss, Crandall, Denton, Durham, Field, Griffin, Haynes, Howard, Hunter, Jeffries, Johnston (H.), Levy, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Quinn, Ranck, Roth, Thompson, Veness, Weir, Wells, Whitney, York—33.

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

House bill No. 153, for the reimbursement of Yakima county.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Mr. Easterday changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Megler, Merrill, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, White, Williams, Wilson (R. B.), Witter, York, and Zenkner—62.

Absent or not voting were: Benn, Brown, Collins, Corliss, Crandall, Denton, Eidemiller, Field, Griffin, Howard, Hunter, Jeffries, Levy, Lewis, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Maloney, Moldstad, Morrill, Philbrick, Quinn, Ranck, Roth, Veness, Weir, Wells, Whitney, Wilson (J. B.), and Mr. Speaker—32.

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

House bill No. 138, providing for a payment of bounty for killing seal and sea lion.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 62, nays 3, absent or not voting 29.

Those voting yea were: Allis, Bassett, Benn, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howell, Jones, Johnson (J. T.), King, Lewis, Lindsley, Lyons, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Philbrick, Pogue, Raine, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Zenkner, and Mr. Speaker—62.

Those voting nay were: Parcel, Roberts, and Witter—3.

Absent or not voting were: Brewer, Brown, Butler, Corliss, Durham, Easterday, Field, Griffin, Henry, Howard, Hunter, Jeffries, Johnston (H.), Kees, Knoblock, Levy, Lingerman, Mackenzie, McCoy, Maloney, Moldstad, Palmer, Peaslee, Quinn, Ranck, Veness, Weir, Whitney, and York—29.

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

On motion of Mr. Megler, the emergency clause was stricken out of the bill and out of the title.

House bill No. 114, to appropriate money for furnishing legislative chambers.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 38, nays 19; absent or not voting 37.

Those voting yea were: Bassett, Benn, Carle, Child, Cole, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Durham, Ferguson, Frostad, Fletcher, Gray, Gunderson, Haynes, Henry, Hopp, Jones, King, Lewis, Lyons, Megler, Merrill, Philbrick, Raine, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Williams, and Mr. Speaker—38.

Those voting nay were: Brewer, Butler, Cameron, Coate, Crandall, Eidemiller, Emery, Fitzgerald, Johnson (J. T.), Linds-

ley, Moldstad, Muse, Parcel, Quinn, Roberts, Wilson (J. B.), Witter, York, and Zenkner—19.

Absent or not voting were: Allis, Brown, Clark, Collins, Corliss, Dunn, Easterday, Field, Gleason, Griffin, Hastings, Howard, Howell, Hunter, Jeffries, Johnston (H.), Kees, Knoblock, Levy, Lingerman, Mackenzie, McCoy, McNicol, Maloney, Morgan, Morrill, Palmer, Peaslee, Pogue, Ranck, Thompson, Veness, Weir, Wells, White, Whitney, and Wilson (R. B.)—37.

House bill No. 130, relating to the sale of certain articles of merchandise.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 59, nays 3, absent or not voting 32.

Those voting yea were: Bassett, Brewer, Cameron, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Megler, Merrill, Moldstad, Muse, Palmer, Philbrick, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, Wilson (J. B.), Witter, and Zenkner—59.

Those voting nay were: Fletcher, Hopp and Parcel—3.

Absent or not voting were: Allis, Benn, Brown, Butler, Collins, Corliss, Field, Griffin, Hastings, Howard, Howell, Hunter, Jeffries, Levy, Lyons, Mackenzie, McCoy, McNicol, Maloney, Morgan, Morrill, Peaslee, Pogue, Raine, Thompson, Weir, White, Whitney, Williams, Wilson (R. B.), York, and Mr. Speaker—32.

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

House bill No. 242, giving Kittitas county credit on tax roll for 1901.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Bassett, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eide-

milller, Fitzgerald, Ferguson, Frostad, Fletcher, Gleason, Gray, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—63.

Absent or not voting were: Allis, Brown, Cameron, Collins, Corliss, Easterday, Emery, Field, Griffin, Gunderson, Howard, Hunter, Jeffries, Johnson (J. T.), Levy, Lyons, Mackenzie, McCoy, McNicol, Maloney, Morgan, Morrill, Peaslee, Quinn, Raine, Thompson, Weir, White, Whitney, Wilson (R. B.), and York—31.

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

House bill No. 248, an act for relief of Mr. Billings.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 61, nays 1, absent or not voting 32.

Those voting yea were: Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Ferguson, Fletcher, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Megler, Merrill, Moldstad, Muse, Palmer, Quinn, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Witter, York, Zenkner, and Mr. Speaker—61.

Mr. Parcel voted nay.

Absent or not voting were: Allis, Bassett, Brown, Collins, Corliss, Easterday, Frostad, Field, Griffin, Hastings, Howard, Hunter, Jeffries, Levy, Lyons, Mackenzie, McCoy, McNicol, Maloney, Morgan, Morrill, Peaslee, Philbrick, Pogue, Raine, Ranck, Stevenson, Thompson, Weir, White, Whitney, and Wilson (R. B.)—32.

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

House bill No. 126, making appropriations for certain deficiencies.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 57, nays 6, absent or not voting 31.

Those voting yea were: Bassett, Benn, Butler, Cameron, Carle, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, McNicol, Megler, Merrill, Moldstad, Palmer, Parcel, Philbrick, Pogue, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—57.

Those voting nay were: Child, Crandall, Fitzgerald, Quinn, Roberts, and Witter—6.

Absent or not voting were: Allis, Brewer, Brown, Collins, Corliss, Denton, Dunn, Easterday, Emery, Frostad, Field, Griffin, Howard, Hunter, Jeffries, Levy, Lyons, Mackenzie, McCoy, Maloney, Morgan, Morrill, Muse, Peaslee, Raine, Ranck, Reise, Thompson, Weir, Whitney, and Wilson (R. B.)—31.

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

On motion of Mr. Gleason the rules were suspended, and all bills passed the House today were ordered transmitted immediately to the Senate.

On motion of Mr. Quinn, the House adjourned at 4:45 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-FIFTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES, }
OLYMPIA, WASHINGTON, Wednesday, February 25, 1903, }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.
Roll call showed all members present except Messrs. Allis,

Cole, Craigue, Fletcher, Gleason, Howard, Johnson (J. T.), Johnston (H.), Levy, Whitney, and York.

Rev. J. W. Satterthwaite offered prayer.

On motion of Mr. Brewer, the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 24, 1903.

The Honorable Speaker, House of Representatives, Olympia, Washington.

SIR: I have the honor to inform you that the Governor has this day approved the following:

House bill No. 349, entitled "An act making appropriations for the salaries and expenses of the State Board of Control for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1903, and ending March 31, 1905. Truly yours,

J. HOWARD WATSON, Secretary to the Governor.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, February 24, 1903.

To the Honorable, the House of Representatives of the State of Washington, Olympia, Washington.

GENTLEMEN—In accordance with section 11, article 3, of the constitution of this state, I herewith transmit a list of the pardons, commutations and remissions of fines granted during the biennial period since the last report, including those granted by Governor John R. Rogers.

Respectfully yours,

HENRY MCBRIDE, Governor of Washington.

PARDONS.

By Governor John R. Rogers:

HENRY SURRY.—Pardon granted and fine remitted January 26, 1901. Surry was convicted in King county upon the charge of assault and battery upon Edward May, and was sentenced January 30, 1899, to two months imprisonment in jail and to pay a fine of \$100. Surry had been a peace officer and fired a shot at May while the latter was fleeing under suspicious circumstances, the shot taking effect in the latter's leg. Intervention was recommended by the trial judge, prosecuting attorney, mayor of Seattle, chief of police of that city and other officials.

MORRIS OLSON.—Sentence commuted to one year, January 28, 1901. Olson was sentenced in Walla Walla county June 26, 1900, to two years in the State Penitentiary for burglary. It was shown that Olson was an ignorant young man under the influence of men older in years and in crime; that at the time of

his pardon he was suffering from a severe knife stab in the neck, inflicted by a vicious prisoner, and the sentence was commuted upon recommendation of the trial judge, prosecuting attorney and chief of police of Walla Walla.

SEWARD J. PARKS.—Sentence commuted to six months in jail, February 9, 1901. Parks was sentenced in Spokane county September 21, 1900, to imprisonment in the county jail for one year for embezzlement. He was a young man, of good family connections who had been led astray by fast associations; it was his first offense; the amount embezzled was small, and at the time of the commutation of sentence he was suffering from inflammatory rheumatism.

ISAAC W. ALLDS.—Pardon granted April 10, 1901. Allds was sentenced from Whatcom county to the State Penitentiary June 27, 1898, for the crime of robbery for the period of ten years. A petition for clemency was presented signed by the trial judge, the prosecuting attorney, the sheriff and others, and upon the hearing it was shown that there had been no trial by jury, Allds having entered a plea of guilty; that later developments having indicated that the prosecuting witness was of questionable character—the sum of money claimed to have been lost being greatly in excess of the actual amount, the sentence was therefore more severe than the case warranted.

JAMES ROBINSON.—Pardon granted December 16, 1901. Robinson was sentenced from Snohomish county to 19 years in the State Penitentiary for murder in the second degree, sentence being pronounced February 12, 1896. Robinson was 74 years of age when sent to the penitentiary. After serving nearly six years of his sentence, actual time, a petition was presented signed by the trial judge and numerous citizens asking for his release on account of his feeble condition and his extreme old age.

DANIEL BOYD.—Three months' commutation allowed May 2, 1901. Boyd was sentenced December 16, 1891, from Cowlitz county, to 15 years in the State Penitentiary for manslaughter. Commutation was granted upon the recommendation of the Superintendent of the Penitentiary under the provisions of Chapter LXXIV, Act of 1897, Sec. 2, entitled: "Time Allowance for Good Behavior of Convicts."

L. H. SHAFFER.—One month commutation of sentence allowed May 2, 1901. Shaffer was sentenced February 21, 1899, from Spokane county, to three years in the State Penitentiary for burglary. Commutation was granted upon the recommendation of the Superintendent of the Penitentiary under the provisions of Chapter LXXIV, Act of 1897, Sec. 2, entitled: "Time Allowance for Good Behavior of Convicts."

JOHN F. HURN.—Sentence commuted to 21 years May 6, 1901. Hurn was sentenced in Walla Walla county, May 31, 1888, to be hanged for murder in the first degree; thereafter a respite was granted and on September 13, 1888, the sentence was commuted by the Governor of the Territory to life imprisonment. Hurn's mother was the keeper of a hotel, which was burned and human life destroyed in the fire, Hurn and his mother being convicted of the crime of murder. It was shown that Hurn was a young man when the crime was committed and that undoubtedly he was the tool of older and baser people; that it was his first crime; that he had a wife and a son—the latter now 16 years of age, devotedly awaiting his liberation. Intervention was prayed for by the prosecuting attorney, the Superintendent of the State Penitentiary and numerous citizens of Walla Walla.

JOHN W. HARMON.—Sentence commuted to eight years May 8, 1901. Harmon was sentenced from Spokane county December 5, 1895, to ten years in the State Penitentiary for stealing meat cattle. It was shown in the application

that he was young when convicted, and the tool of older men who had since been convicted and punished. Executive clemency was urged by the trial judge and numerous citizens.

MANGEL PAYNE.—Pardon granted July 25, 1901. Payne was sentenced January 13, 1892, from Clarke county, to 20 years in the State Penitentiary for assault with intent to commit rape. He was an old man. Governor Rogers made a personal investigation and was convinced that the prisoner was worthy. Recommendations were made by the trial judge, the prosecuting attorney who conducted the case, and others.

LADD A. KNAPP.—Pardoned August 2, 1901. Knapp was sentenced December 21, 1899, from Walla Walla county, to seven years imprisonment in the State Penitentiary for the crime of rape. From later developments there was grave doubt of his guilt, and the Governor was asked to intervene in behalf of Knapp, the petition being signed by the trial judge, the prosecuting attorney who conducted the case, the sheriff, and eleven of the jurors who returned the verdict.

GEORGE A. WEST.—Pardon granted August 23, 1901. West was sentenced from King county in 1900 to imprisonment in the State Penitentiary for five years for robbery. Pardon was granted after about 13 months' imprisonment in view of the fact that West rendered valuable aid in the conviction at Dawson, N. W. T., of George O'Brien, the murderer of Linn Relfe and others, and clemency was asked by the trial judge, the prosecuting attorneys who conducted the case, the sheriff, three of the judges of the Superior Court of King county, and many other citizens.

STEPHEN P. BURNS.—Sentence commuted to eleven months August 27, 1901. Burns was sentenced October 4, 1900, to twelve months imprisonment in the Pierce county jail for receiving money under false pretences. Commutation was asked for by the trial judge, the prosecuting attorney who conducted the case, the sheriff and others, there being no good time allowance in county jail sentences.

FRANK GABY.—Pardon granted September 9, 1901. Gaby was sentenced from Snohomish county on December 16, 1897, to ten years imprisonment in the State Penitentiary for manslaughter. Letters were received by the Executive from the trial judge and prosecuting attorney praying for a pardon, the statement being made by the former that the prosecuting attorney had assured him he was convinced "that testimony could and should have been produced on the trial in behalf of the defendant which, had it been, would have resulted in a verdict of acquittal."

JOSEPH TAVARES, JR.—Sentence commuted to eight months in county jail September 3, 1901. Tavares was sentenced February 7, 1901, in Adams county, to imprisonment in the State Penitentiary for twelve months for altering brands upon horses with intent to prevent their identification. It was shown the prisoner was but slightly over 16 years old, that he had always borne a good character, but was influenced by a man who had also been convicted for the same crime. Executive clemency was recommended by the trial judge, the prosecuting attorney, the sheriff, the prosecuting witness and others.

THOMAS C. JORDAN.—Pardon granted and amount of fine remaining remitted December 2, 1901. Jordan was sentenced September 26, 1901, to pay a fine of \$25 and costs—amounting to \$280—for the crime of assault. He had served over two months in the county jail, being unable to pay the fine, and a pardon was recommended by the presiding judge of Lewis county, the prosecuting attorney, eleven of the jurors, and others.

ALBERT SILFE.—Pardon granted December 7, 1901. Silfe was sentenced

November 12, 1900, from King county, to three years in the State Penitentiary for grand larceny. At the time of the application Silfe had been confined in the King county jail since September 27, 1900, a period of over fourteen months. The action granting a pardon was taken upon a presentation that Silfe may have been wrongly convicted, the evidence being of a circumstantial character. The petition was signed by the trial judge, the prosecuting attorney, and the prosecuting witness.

HARRY MILLER.—Sentence commuted to 18 years December 16, 1901. Miller was sentenced March 14, 1890, from Pierce county, to twenty years in the State Penitentiary for murder in the second degree. The evidence was of a circumstantial character and the prisoner always claimed that the man he killed was committing burglary in his room at the time and was a stranger to him. In the opinion of the trial judge, the prosecuting attorney and others there was an element of doubt regarding Miller's guilt of murder, and they therefore joined in a recommendation for commutation of his sentence.

PATRICK DUNNIGAN.—Sentence commuted to nine years May 3, 1901. Dunnigan was sentenced in December, 1895, from Whitman county to a term of 13 years in the State Penitentiary for the crime of murder in the second degree. The petition for commutation was signed by the trial judge, the prosecuting attorney, the Superintendent of the Penitentiary and a large number of citizens of Whitman county.

By Governor Henry McBride:

ARTHUR L. FERRY.—Pardon granted January 29, 1902. Ferry was sentenced in King county April 11, 1901, to a term of one year in the State Penitentiary for the crime of burglary. He was a young man of previous good character, and, while in the King county jail, prior to his transfer to the penitentiary, was a trusty. His record in the State Penitentiary was good. Pardon was granted a few days before the time for his regular release in order to restore to him his civil rights, and was recommended by the trial judge, the prosecuting attorney and other citizens of Seattle.

ALLEN K. JAMES.—Pardon granted from Thurston county jail March 5, 1902. James was sentenced November 25, 1901, to imprisonment in the Thurston county jail for the term of eight months for the crime of obtaining money under false pretenses. Upon a showing from the county physician and others that James' health had been impaired by confinement in the jail—owing to the poor ventilation and bad sanitation of that prison—and that to remain therein for the full term was a menace to the life of the prisoner, a pardon was granted.

EVANS MCAFEE.—Sentence commuted to 18 years and 10 months March 6, 1902. McAfee was sentenced in Kittitas county April 2, 1900, to a term of 20 years in the State Penitentiary for the crime of murder in the second degree. During all the years of his confinement McAfee had been a well-behaved prisoner, serving a long time as a trusty and never violating the confidence reposed in him. Clemency was recommended by Superintendent Catron and other officers of the prison, members of the State Board of Control, and others.

GEORGE PRICE.—Pardon granted April 16, 1902. Price was an Indian, convicted in Snohomish county November 15, 1901, and sentenced to a term of one year in the State Penitentiary for the crime of manslaughter. Letters and petitions received from the county attorney, sheriff and others, stated that Price had been a sober, and hard-working Indian, that the death of the mother was more an accident than a crime and that in consideration of this the jury recommended the defendant to the leniency of the Court. When Price was taken to the penitentiary the doctor there found him suffering from symptoms

of tuberculosis. At the time of the application for pardon Price was in the prison hospital, where he had been since February 15, 1902, suffering from acute pulmonary tuberculosis in an advanced stage. The Superintendent of the State Penitentiary recommended that Price be pardoned and the penitentiary physician gave it as his opinion that the patient would not live 60 days, as he was growing rapidly weak.

ARTHUR GAGER.—Pardon granted May 17, 1902, from King county jail. Gager was sentenced February 17, 1902, to one year in the State Penitentiary for the crime of burglary. He was 18 years old. His crime was the breaking of a lock on a sail boat and taking from the vessel a rudder and sail while going, it is claimed, on a hunting trip. The trial judge and prosecuting attorney recommended the pardon, it being shown that Gager's friends had arranged for him to enlist in the United States Navy. At the time of his arrest Gager held an honorable discharge from the U. S. steamer Pathfinder.

VICTOR OSBORNE.—Pardon granted June 25, 1902. Osborne was a young man convicted in Pierce county on the 27th day of March, 1901, and was sentenced to the term of one year and six months in the State Penitentiary for the crime of attempt to commit burglary. He was convicted by reason of having in his possession when arrested a knife that had been broken in an attempt to open a lock, the broken piece being found in the door. After Osborne's conviction a confession was made by a criminal, convicted of other burglaries, that he had attempted to commit the crime for which Osborne had been convicted and had thrown the knife away as it was broken and useless to him. The pardon was issued one day before the expiration of the boy's sentence in order to restore to him his civil rights.

FRANK WILLIAMS.—Pardon from King county jail, granted August 13, 1902. Williams was sentenced November 23, 1901, in King county, to imprisonment in the jail of that county for the term of one year for the crime of tampering with a witness. Williams was a "trusty" in the jail and at one time disclosed to the sheriff information that a jail delivery had been planned and that a revolver had been smuggled in to one of the desperadoes then in jail. By reason of this information the sheriff was able to frustrate the plans of the prisoners and the revolver was secured without loss of life. The recommendation for Executive clemency came from the sheriff's officers and was concurred in by the trial judge, the prosecuting attorney, sheriff and others.

FRANK VIDAL.—Pardon granted September 25, 1902. Vidal was sentenced from King county November 8, 1901, for a term of five years in the penitentiary for the crime of burglary. Developments after his conviction showed that while Vidal was convicted of burglary he was merely guilty of petit larceny. A pardon was recommended by the trial judge, the prosecuting attorney and others.

GEORGE RAND.—Pardon, from Stevens county jail, granted September 29, 1902. Rand was on May 29, 1902, fined \$500 by the judge of the Superior Court of Stevens county, and ordered committed to jail pending payment, for interfering with telephone communications. The trial judge, prosecuting attorney, members of the Board of County Commissioners, various county officials, attorneys and business men petitioned for Rand's pardon as he was unable to pay the fine and had already been severely punished.

JOHN E. MAINES.—Pardon granted September 30, 1902. Maines was sentenced from Walla Walla county to two years and nine months in the State Penitentiary for the crime of larceny by embezzlement. He was released under the parole law November 1, 1901, and thereafter lived an upright life in Vancouver. His mother was taken seriously ill and it was necessary that she be removed to Southern California. She was dependent upon the aid and assistance

of the prisoner who was prevented from leaving the State of Washington by the parole law. The pastors of several churches, many church workers, the chief of police and many officials of Vancouver asked for a pardon in order that Maines might accompany his mother.

WILLIAM MILBY.—Pardon from Kittitas county jail, granted October 11, 1902. Milby was sentenced March 28, 1901, to a term of six months in the jail of Kittitas county and to pay a fine of \$250 for the crime of attempting to influence a voter. He had already served about eight months imprisonment, was old, poor and unable to pay the balance of the fine, and his health was being undermined by close confinement. The pardon was asked for by the trial judge, the prosecuting attorney and a number of leading citizens of Kittitas county who believed that Milby had been sufficiently punished.

FRANK LAVERGNE.—Pardon granted November 19, 1902.—LaVergne was sentenced in October, 1895, from Yakima county, to a term of twenty years in the State Penitentiary for the crime of manslaughter. On May 15, 1900, he was released on parole and took up his residence with his family in Pierce county, where he continued to faithfully observe the parole law and to support his family. A pardon was asked for and recommended by the trial judge, the prosecuting attorney, nine of the jurors and a large number of leading citizens.

STEVE LYTS.—Pardon granted November 20, 1902. Lyts was sentenced January 5, 1900, in Snohomish county, to a term of ten years in the penitentiary for the crime of grand larceny. Executive clemency was recommended by the trial judge, the prosecuting attorney, the sheriff, the prosecuting witness and others. The prosecuting witness under oath stated that he was mistaken in charging Lyts with the crime and that he was entirely innocent of the crime of which he was convicted.

A. P. VANCE.—Sentence commuted December 31, 1902. Vance was sentenced November 13, 1901, by the judge of the Superior Court in and for Pierce county, to the death penalty for the crime of murder in the first degree, and, later, the 9th day of January, 1903, was fixed as the day on which the death penalty should be executed. Executive clemency was asked by the jurors who tried the case and was recommended by about eighty practicing attorneys of Tacoma and by a large number of leading citizens of Pierce county. The sentence of death was commuted to imprisonment for life in the State Penitentiary.

CHARLES J. EDWARDS.—Pardoned January 7, 1903. Edwards was sentenced from King county June 22, 1901, to a term of three years in the State Penitentiary. On January 7 it was reported by the Superintendent of the Penitentiary that Edwards had been in the prison hospital for several months suffering from tuberculosis, and that the prison physician had reported that he could not live. Edwards had friends in California who were willing to take charge of him. A pardon was granted at once, but Edwards began to sink rapidly and died in the prison hospital January 14.

JOHN O'DAY.—Pardoned February 14, 1903. O'Day was sentenced on July 9, 1902, to a term of three years in the State Penitentiary for the crime of robbery. He had previously lived in Wyoming, where he had borne a good character. This was said to be his first offense. He was an engineer, but was unable to secure work, and it was shown that he was driven to the crime by seeing his family in want. The appeal for clemency was made by the wife of O'Day, who was compelled to care for and support four small children, the eldest being six years.

J. M. HOSHER.—Pardon from King county jail, granted February 14, 1903. Hoshier was sentenced to one year in the King county jail about April 16, 1902,

having been convicted of the crime of embezzlement. Executive clemency was asked by the trial judge, and a large number of reputable citizens of King county.

CIVIL RIGHTS.

Civil rights were restored to the following named persons upon recommendation of the superintendent of the State Penitentiary at the time of their release from custody, their conduct during imprisonment having been such as to inspire the superintendent with a belief in their reformation:

<i>Name.</i>	<i>Date of Restoration.</i>	<i>Name.</i>	<i>Date of Restoration.</i>
Francis See.....	Jan. 22, 1901	Wm. Barrett.....	Mar. 25, 1902
R. J. MacDonald.....	Jan. 21, 1901	Fred Bruce.....	Mar. 25, 1902
Wm. C. Eddon.....	Feb. 21, 1901	Jas. Hinsworth.....	April 22, 1902
John Burns.....	March 22, 1901	John Ryder.....	April 22, 1902
Chas. Auer.....	March 22, 1901	Chas. Byers.....	April 22, 1902
Fred Muller.....	May 20, 1901	Wm. Hogan.....	April 22, 1902
James W. Bailey.....	June 20, 1901	Jas. Leake.....	April 22, 1902
C. H. Cummings.....	June 20, 1901	Jas. Woodruff.....	May 27, 1902
R. P. Minter.....	June 20, 1901	T. I. McGregor.....	May 24, 1902
W. H. Anderson.....	July 22, 1901	Harry Elswood.....	June 20, 1902
Chas. Craemer.....	July 22, 1901	S. C. Hargrave.....	June 20, 1902
Wm. Myers.....	Aug. 21, 1901	A. Woods.....	June 21, 1902
George Weston.....	Aug. 21, 1901	D. E. Lattin.....	July 23, 1902
J. W. Marshall.....	Sept. 21, 1901	F. A. Hendricks.....	July 23, 1902
John Jackson.....	Oct. 21, 1901	Geo. Beeman.....	Aug. 25, 1902
John Hurn.....	Nov. 21, 1901	Gilbert Hosford.....	Sep. 30, 1902
Pat Dunnigan.....	Nov. 21, 1901	H. Henderson.....	Sep. 30, 1902
C. H. Kenney.....	Nov. 21, 1901	H. E. Sturgeon.....	Sep. 30, 1902
A. E. Feeser.....	Dec. 1, 1901	Wm. Cossalman.....	Oct. 23, 1902
E. B. Mendenhall.....	Dec. 9, 1901	Philip Saving.....	Oct. 23, 1902
Albert Briggs.....	April 17, 1901	C. C. Lane.....	Oct. 23, 1902
Walter Barnett.....	Jan. 22, 1902	John D. Murray.....	Nov. 20, 1902
Arch McGilvery.....	Jan. 22, 1902	Wm. Jacobs.....	Nov. 20, 1902
John Bolock.....	May 20, 1901	Frank J. Walker.....	Jan. 22, 1903
Ed Brovard.....	July 22, 1901	Wm. E. Cartier.....	Jan. 22, 1903

On motion of Mr. Megler the list of pardons was ordered printed.

REPORTS OF STANDING COMMITTEES.

Senate bill No. 40: Recommend it do pass as amended.

House bill No. 358: Recommend it do pass as amended.

House bill No. 359: Recommend it do pass as amended.

House memorial No. 11: Recommend it do pass.

House bill No. 404: Recommend it do pass.

House bill No. 360: Recommend it do pass.

House bill No. 399: Recommend it do pass.

House bill No. 378: Recommend it do pass as amended.

Senate bill No. 25: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

House bill No. 390: Majority report recommends it do pass as amended; minority report recommends it be indefinitely postponed.

Senate bill No. 29: Recommend it do pass.

The report of the Committee on Claims and Auditing recommended that a bill of \$12.50 of the Western Union Telegraph Company, and a bill of Joseph Austin of \$5.50, be allowed. The report was adopted.

House bill No. 422: Recommend it do pass.

Senate bill No. 109: Recommend it do pass.

House substitute bill No. 271: Recommend it be printed and referred to the Committee on Fisheries.

By unanimous consent, Senate bill No. 92 was referred to the Committee on Education.

MESSAGE FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 18, relating to the employment of child labor.

Also Senate bill No. 4, an act providing for the incorporation of trust companies, and defining their powers and duties.

Also Senate bill No. 65, an act to amend an act classifying the counties according to the population, enumerating the county officers, etc.

Also Senate bill No. 206, an act governing the appointment, salaries, powers and duties of Superior court commissioners.

Also Senate bill No. 90, an act to promote the fruit growing and horticultural interests of the State of Washington, to provide for the appointment of a commissioner of horticulture, etc.

Also Senate bill No. 133, an act relating to State Normal Schools.

Also Senate bill No. 19, an act relating to sales of mining claims under execution, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated.

House bill No. 427, by Mr. Comstock: An act declaring it a misdemeanor for women to appear on public highways in male attire, and prescribing punishment therefor.

Referred to the Committee on Miscellaneous.

House bill No. 428, by Mr. Zenkner: An act for protection of game, providing a game fund to provide for the destruction of cougars, mountain lions, wild cats, coyotes, and giving a bounty for same.

Referred to the Committee on Game and Game Fish.

House bill No. 429, by Mr. Morgan: An act authorizing the construction of dams on streams within the State of Washington for the purpose of diverting water for irrigation and power.

Referred to the Committee on Commerce and Manufactures.

FIRST READING OF SENATE BILLS.

Senate bill No. 120: An act to exempt certain property of schools and colleges from taxation.

Referred to the Committee on Revenue and Taxation.

Senate bill No. 170: An act to amend sections 2563 and 2580 of Ballinger's Code.

Referred to the Committee on Education.

Senate bill No. 99: To amend an act in relation to garnishments.

Referred to the Committee on Judiciary.

Senate bill No. 142: An act providing for the amendment of section II, Article I of the Constitution of the State of Washington.

Referred to the Committee on Constitutional Revision.

Senate substitute bill No. 65: An act to amend an act classifying the counties of the state.

Referred to the Committee on Compensation and Fees of County Officers.

Senate bill No. 206: An act governing the appointment, powers and duties of Superior Court Commissioners.

Referred to the Committee on Judiciary.

Senate substitute bill No. 18: An act to regulate the employment of child labor.

Referred to the Committee on Labor and Labor Statistics.

Senate bill No. 4: Providing for the incorporation of trust companies.

Referred to the Committee on Banks and Banking.

Senate bill No. 90: An act to promote fruit growing.

Referred to the Committee on Horticulture and Forestry.

Senate substitute bill No. 133: Relating to normal schools.

Referred to the Committee on State Normal Schools.

Senate bill No. 19: An act relating to sales of mining claims.

Referred to the Committee on Mines and Mining.

SPECIAL ORDER.

On motion of Mr. Hopp the special order on House bills No. 8 and No. 321 was continued, to follow the special order at 2:30 p. m. today.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 14, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 279, entitled "An act amending section 7038 of Ballinger's Code of the State of Washington, and being section 1557 of Pierce's Code of Washington, defining murder in the second degree and fixing the penalty therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amendment: Strike out the "." after the word "court," in the last line of section 1 of the printed and the original bill, and insert in lieu thereof a "," and add the following words, "and kept at hard labor."

J. H. EASTERDAY, Chairman.

We concur in this report: P. F. Quinn, Chas. D. King, Herchmer Johnston, James T. Johnson, S. A. Wells, Chas. S. Gleason.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 279 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 34, authorizing the taking of private property for school districts.

The bill was read the second time by sections, and House bill No. 34 passed to final reading and was sent to the Committee on Engrossed Bills.

Majority report:

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, a majority of your Committee on Railroads, to whom was referred House bill No. 94, entitled "An act to establish a Railroad and

Transportation Commission," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

R. B. WILSON, Chairman.

We concur in this report: W. F. Haynes, E. C. Whitney, J. E. Howard, G. M. Witter, Austin Zenkner, E. E. Butler, G. W. Bassett.

Minority report:

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 6, 1903.

MR. SPEAKER:

We, a minority of your Committee on Railroads, to whom was referred House bill No. 94, entitled "An act to establish a Railroad and Transportation Commission," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

N. B. McNicol, W. H. Clark, L. B. Hastings, Pat McCoy, Jos. Ferguson, W. L. Thompson, Wm. Coate.

The following amendment by Mr. Wells was adopted:

In section 1, line 2, insert after the word "governor" the words "no more than two of whom shall be from the dominant political party."

Mr. Comstock moved that the bill be referred to the Committee on Appropriations.

On roll call Mr. Cole and Mr. Brewer changed their votes from yea to nay.

The motion was lost by the following vote: Yeas 28, nays 46, absent or not voting 20.

Those voting yea were: Brown, Carle, Clark, Coate, Comstock, Delanty, Eidemiller, Fitzgerald, Ferguson, Gleason, Griffin, Hastings, Hunter, Jeffries, Kees, Lingerman, McCoy, McNicol, Merrill, Morgan, Morrill, Palmer, Roberts, Roth, Stevenson, Thompson, Weir, and White—28.

Those voting nay were: Bassett, Benn, Brewer, Butler, Cameron, Child, Cole, Collins, Cooney, Corliss, Denton, Dilling, Dix, Durham, Frostad, Field, Gray, Gunderson, Haynes, Henry, Howell, Jones, Knoblock, Lewis, Lindsley, Mackenzie, Maloney, Megler, Moldstad, Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Stark, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—46.

Absent or not voting were: Allis, Craigie, Crandall, Dickson, Dunn, Easterday, Emery, Fletcher, Hopp, Howard, Johnson (J.

T.), Johnston (H.), King, Levy, Lyons, Quinn, Reise, Whitney, Wilson (R. B.), and York—20.

On motion of Mr. Megler the reading of the bill in the Committee of the Whole was considered the second reading, and House bill No. 94 was passed to third reading.

House bill No. 333, making fish traps, pound nets and set net fishing locations subject to taxation.

The following amendment by Mr. Williams was lost.

After the words "drag net," in line 1 of section 1 of the printed bill insert the words "also sawmills and shingle mills."

The following amendment by Mr. Roth was adopted:

In section 3, lines 15 and 16, strike out the words "nor permit any license already issued to them to be renewed," and insert in lieu thereof the words "for such location upon which the taxes have not been paid."

The bill was read the second time by sections, and House bill No. 333 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 299, to repeal an act to provide for the setting aside of certain school lands.

The bill was read the second time by sections, and House bill No. 299 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 291, entitled "An act amending an act entitled 'An act in relation to attachments and garnishments.' etc.," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, Joseph B. Lindsley, P. F. Quinn, Chas. S. Gleason, James T. Johnson, Irving T. Cole.

On motion of Mr. Ranck House bill No. 291 was indefinitely postponed.

House bill No. 305, amending sections 1347 and 1350 of Volume 2 of Hill's Code.

The bill was read the second time by sections, and House bill No. 305 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on Harbors and Waterways, to whom was referred House bill No. 220, entitled "An act governing pilotage on the waters of Puget sound and its tributaries, and regulating the compensation therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments:

Amend title, beginning at the word "code," by inserting "and amendments thereto, relating to pilotage on the waters of Puget sound, its tributaries and the Straits of Juan de Fuca."

Strike sections 9 and 10 and substitute this: "Section 9. All vessels coming into or going out of the waters of Puget sound or its tributaries requiring pilots, shall take only such pilots as are licensed under the provisions of this act; and it shall be unlawful for any master, owner or consignee of any vessel requiring the services of a pilot to employ any but such licensed pilots."

Amend section 11 to read section 10.

Amend section 12 to read section 11; also strike out the word "said" in line 3 of section 12 (section 11, as amended), and substitute the word "any"; also, after the word "employment," in line 3 of section 12 (section 11, as amended), insert the words "provided a pilot is desired."

Amend section 13 to read section 12.

Amend section 14 to read section 13.

Amend section 15 to read section 14.

Amend section 16 to read section 15.

Amend section 17 to read section 16; and also strike out that part of section 17 (amended to read section 16) beginning with the word "but" in line 13, and ending with the word "for" in line 15.

Amend section 17 (amended to read section 16) by striking out the figure "13," in lines 3 and 5, and substitute the figure "12" in lieu thereof.

Strike out section 18 entirely.

Amend section 19 to read section 17.

Amend section 20 to read section 18.

Amend section 21 to read section 19, and insert the letter "s" after the word "employ," in section 21 (amended to read section 19), line 2; also strike out that part of lines 3 and 4 in said section beginning with the word "or," line 3, and ending with the word "tendered," line 4.

Amend section 22 to read section 20.

Amend section 23 to read section 21.

Amend section 24 to read section 22; and insert in section 24

(amended to read section 22) after the word "Code," in line 4 thereof, the words "and amendments thereto."

E. R. YORK, Chairman.

We concur in this report: W. H. Fletcher, John Gray, Wm. Delanty, Fenton Merrill, G. W. Jeffries, Conrad Knoblock, E. B. Benn.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 220 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 285, entitled "An act amending an act entitled 'An act providing for and regulating the selection of jurors in the Superior courts of the state, and providing for the appointment of jury commissioners,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. I. Roth, Joseph B. Lindsley, P. F. Quinn, Chas. S. Gleason, James T. Johnson, Irving T. Cole.

The following amendment by Mr. Mackenzie was adopted:

Insert after "follows," in line 7, section 1, of the printed bill, the words "section 1."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 285 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 404, to provide for the purchase of additional land for the School for Defective Youth.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Ranck the rules were suspended, the second reading was considered the third, and House bill No. 404 was placed on final passage and passed the House by the following vote: Yeas 62, nays 1, absent or not voting 31.

Those voting yea were: Bassett, Benn, Brown, Cameron, Child, Clark, Collins, Cooney, Corliss, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry,

Hopp, Jones, Johnson (J. T.), Knoblock, Lewis, Lindsley, Lyons, Mackenzie, McCoy, McNicol, Megler, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—62.

Mr. Lingerman voted nay.

Absent or not voting were: Allis, Brewer, Butler, Carle, Coaté, Cole, Comstock, Craigue, Crandall, Easterday, Fitzgerald, Field Fletcher, Howard, Howell, Hunter, Jeffries, Johnston (H.), Kees, King, Levy, Maloney, Merrill, Morrill, Quinn, Thompson, Veness, Weir, White, Whitney, and Wilson (R. B.)—31.

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

The speaker signed in open session House memorials No. 1 and No. 7, and House bill No. 6.

On motion of Mr. Benn the House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Brewer, Comstock, Fletcher, Howard, Jeffries, Johnson (J. T.), Levy, Peaslee, Roth, Veness, White and Whitney.

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 31, relating to the construction of sewers and drains in cities other than the first class, with the following amendment: In line 1 of the title strike out the words and figures "chapter 126, page 244, Session Laws of 1899," and insert in lieu thereof the words "of an act."

Also House bill No. 163, relating to the government of municipal corporations, with the following amendments:

That all that part of the title after the figures "1890" be stricken.

In line 1, after the word "act" and before the word "entitled," strike the words "of the Legislature of the State of Washington,"

In line 4, after the words "Pierce's Code," strike the words "of the State of Washington."

In line 5, after the word "follows," insert the word and figures "Section 130."

In line 8, after the first "same" strike the words "the same may be done by contract, and when done by contract," and insert in lieu thereof the words "when the expenditure required for the same exceeds the sum of five hundred dollars the same shall be done by contract and."

In line 11, following the word "discretion," add the words "or if in the judgment of the council such work can be performed, or supplies, or materials furnished by the city independent of contract cheaper than under the lowest bid submitted, it may cause such work to be performed or supplies or materials to be furnished independent of contract."

Also House bill No. 164, relative to municipal corporations, with the following amendments:

All that part of the title after the figures "1890" be stricken.

In section 1, in line 1, after the word "act" and before the word "entitled," strike the words "of the Legislature of the State of Washington."

In the same section, at the beginning of line 4, strike the words "of Washington"; and in the same line, after the words "Pierce's Code," strike the words "of Washington."

In same section, in line 5, after the word "follows," insert the words and figures "section 166."

In line 8, after the first "same," strike the words "the same may be done by contract, and when done by contract," and insert in lieu thereof the following, "when the expenditure for the same exceeds the sum of \$100 the same shall be done by contract and."

In line 11, after the word "discretion," add the words "or if in the judgment of the council such work can be performed, or supplies, or materials furnished by the city or town independent of contract cheaper than under the lowest bid submitted, it may cause such work to be performed, or supplies or materials to be furnished, independent of contract."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

The president has signed House memorial No. 7, in relation to the elimination of certain lands from the Olympic forest reserve.

Also House memorial No. 1, urging our Representatives in Congress to support President Roosevelt in his ideas restricting the operation of trusts.

Also House bill No. 6, relating to the tide lands of Aberdeen, etc.
And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

By unanimous consent Mr. Cameron introduced House joint resolution No. 14, in regard to the judicial district of Ferry, Lincoln, Adams, Douglas, Okanogan and Chelan counties.

The resolution was adopted, and by unanimous consent was ordered transmitted immediately to the Senate.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on State School and Granted Lands, to whom was referred Senate bill No. 75, entitled "An act to amend sections 13, 15, 23, 28 and 31 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state-granted school, tide, oyster and other lands, harbor areas,'" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, and be substituted for House bill No. 265.

Amend title of act, after the figure "15" in first line of original bill insert figures "19," and after the figures "31" insert "62," and after the figures 1897, in last line, insert "and adding sections 18½ and 31½."

Make section 3 read section 5; insert sections 3 and 4 of House bill No. 265 as sections 3 and 4 of this bill.

SEC. 3. That section 18½ is hereby added to said act to read as follows: Section 18½. Whenever the holder of any contract of purchase or of any state or school land shall surrender the same to the Commissioner of Public Lands with the request to have same divided into two or more tracts, it shall be lawful for the commissioner to issue the same, provided the proposed subdivision shall not be less than the regular government or public subdivisions, and provided that no new contract or lease shall issue while there is due and unpaid any interest, rental or taxes on the land held under said contract or lease, nor in any case where the commissioner shall be of the opinion that the state security would be impaired or endangered by the proposed division; and for all such new contracts or leases a fee of \$2 for each new contract or lease so issued shall be paid by the applicant, and said fee shall be paid into the State Treasury with the other fees of the office. Any sale or lease of state lands made by mistake, or not in accordance with the law, or obtained by fraud or misrepresentation, shall be void, and the contract of purchase or lease issued thereon shall be of no effect, but the holder of such contract or lease shall be required to surrender the same to the Commissioner of public lands, who shall, except in case of

fraud on the part of the purchaser, cause the money to be refunded to the holder thereof, provided the same has not been paid into the State Treasury.

SEC. 4. That section 19 of said act be and the same is hereby amended to read as follows: Section 19. That all school and granted lands of the State of Washington may be leased for a term of six years or less to the highest bidder at public auction in the following manner: Any person or persons desiring to lease any of such lands shall make application in writing to the Commissioner of Public Lands of this state; each application shall be accompanied with a deposit of \$10.00, such deposit to be in the form of a draft on some bank, a postoffice or express money order, or may be paid in cash. In case the lands so applied for shall be leased at the time they are offered for lease, then such deposit shall be returned to such applicant by the Commissioner of Public Lands; but if the land shall not be leased when so publicly offered for lease, then such deposit shall be declared forfeited to the state, and the Commissioner of Public Lands shall pay the said deposit over to the State Treasurer, who shall place the same to the credit of the general fund of the state.

Make sections 4 and 5 of the original bill read 6 and 7, and intersections 8 and 9 of House bill No. 265, making them read sections 8 and 9 in the original bill.

SEC. 8. That section 31½ is hereby added to said act, to read as follows: Section 31½. Each assignee of a bona fide purchaser or lessee of any state school and granted lands is subject to and governed by the provisions of the law applicable to the purchaser or the lessee of whom he is the assignee, and he shall have the same rights in all respects as the original purchaser or lessee of the same class of lands: *Provided*, The assignment is approved and entered of record by the Commissioner of Public Lands. No lessee or assignee of any lease of state lands leased as scab or pasture lands shall be permitted to use the same for any other purpose than that expressed in the lease. *Provided*, Said lessee or his assigns may be permitted to clear, plow and cultivate all or any part thereof upon surrendering the said lease and requesting the Commissioner of Public Lands to issue an agricultural lease in lieu thereof, upon the payment of the fixed rental under the appraisalment of said land the commissioner shall issue a new lease for the unexpired term thereof.

SEC. 9. That section 62 of said act be and the same is hereby amended to read as follows: Section 62. That the Commissioner of Public Lands for services performed by him as such may charge and collect the following fees: (1) For a copy of any record, document or paper on file in this office, 15 cents per folio; (2) for affixing a certificate and seal, \$1.00; (3) for each original contract of sale, lease, bill of sale, or deed, \$1.00; (4) issuance of harbor area lease and approval of bond, \$2.00; (5) approval of each assignment of contract, lease or bill of sale \$1.00; (6) for each copy of the plat of a township or any por-

tion thereof, not less than \$2.00; (7) for subdivision and issuance of new contracts, after the original has been entered on the records, \$2.00 for each new contract.

Make section 6 of the original bill read section 10.

L. B. HASTINGS, Chairman.

We concur in this report: A. H. Parcel, W. H. Thacker, S. W. Roberts, W. A. Carle, L. N. Griffin, J. J. Cameron, E. C. Whitney.

The following amendment by Mr. Thompson was adopted:

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

The following amendment by Mr. Benn was lost:

That section 29 of said act be and the same is hereby amended to read as follows:

Section 29. The owner of improvements placed on lands held under contracts from the state, where such contracts are forfeited to the state, shall have a preference right to lease any of such lands for a period of 90 days from the cancellation of such contracts by the state in the following manner: The owner of such improvements shall make application in writing, certifying under oath as to the character and value of such improvements, for the lease of such lands, setting forth the amount bid for the lease of same, which bid shall be considered by said commissioner. and if deemed sufficient and to the best interest of the state to accept said bid, the said commissioner shall proceed to issue a lease to such bidder as provided in section 23 of this act, upon receipt of the first year's rent in accordance with such bid: *Provided*, That if such lands are not leased as above provided in this section, the same may be leased or sold as provided for the lease or sale of other school or granted lands. *Provided, further*, That when any person has or may hereafter exercise the right to lease land under this section, and who, prior to making such lease, shall have paid to the state in principal and interest on his original contract of purchase, 20 per cent of the contract price of such land, such person shall have the right to purchase such land by paying the appraised value thereof, and any amount paid on such former contract in excess of 20 per cent of the purchase price shall be computed as a payment of such amount on the subsequent contract or purchase price, and shall be credited thereon. Appraisements shall be made in the manner provided in section 11 of this act.

On motion of Mr. Johnston Senate bill No. 75 was rereferred and ordered printed.

SPECIAL ORDER.

On motion of Mr. Philbrick House bills Nos. 5, 101, 228, 389 and 352, relating to congressional apportionment, were indefinitely postponed.

Mr. Megler was called to the chair.

SECOND READING OF BILLS.

House bill No. 254, amending section 4854 of Ballinger's Code.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 194, relating to revenue and taxation.

The following amendment by Mr. Jones was lost:

After the word "thereon," in line 7 of section 1 of the printed bill, insert the words "or parsonage for any church when the whole property of the church does not exceed 120x200 feet."

The bill was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 63, to provide for the protection of trout and other game fish.

The following amendment by Mr. Gleason was adopted:

In section 1, line 2, of the printed bill, after the word "of" strike out the words "Chelan county" and insert in lieu thereof the words "the State of Washington." Insert in line 3 of section 1, after the word "some," the words "provided this section shall not apply to salmon trout in the streams west of the Cascade range."

The bill was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 105, providing for the collection and levy of road and poll tax.

On motion of Mr. Johnston the bill was recommitted to the Committee on Roads and Bridges.

On motion of Mr. Hopp the special order on House bills Nos. 8 and 321 was continued till tomorrow morning at 11 a. m.

House bill No. 168, prohibiting the importation of stock unless accompanied by certificates, etc.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a majority of your Committee on Dairy and Live Stock, to whom was referred House bill No. 312, entitled "An act to restrict the running at large of live stock, and providing a penalty," have had the same under consideration, and we respectfully report the same back to the House, with the recommendation that it be indefinitely postponed.

W. F. HAYNES, Chairman.

We concur in this report: K. P. Frostad, N. J. Moldstad, Wm. Coate, W. L. Howell, Wm. Delanty.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a minority of your Committee on Dairy and Live Stock, to whom was referred House bill No. 312, entitled "An act to restrict the running at large of live stock, and providing a penalty," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendments: Strike out the words "or at a special election called for that purpose," in line 2 in section 1 of the printed bill. Also, strike out the words "or special election," in line 2, section 2, of the printed bill.

E. J. Durham, W. A. Henry, J. I. Pogue, Robert Dunn, Geo. W. Tibbetts.

Mr. Mackenzie moved that House bill No. 312 be indefinitely postponed. The motion was lost.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 312 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, your Committee on Claims and Auditing, introduce House bill No. 408, entitled "An act for the relief of various persons furnishing material for the equipment of the temporary capitol building and supplies for the Eighth Legislature, and making an appropriation therefor," recommend that it be printed, placed on second reading and passed.

W. H. CLARKE, Chairman.

We concur in this report: B. H. Morgan, W. W. Brown, E. B. Benn, W. T. Muse.

The bill was read the second time by sections, and House bill No. 408 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 294, for the improvement of Lake Chelan for navigation purposes.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

Senate bill No. 108, to create a standard of size for fruit boxes.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, a majority of your Committee on Agriculture, to whom was referred House bill No. 346, entitled "An act to prohibit stock from running at large in the public highways within five miles of the corporate limits of cities having 10,000 or more of population, and prescribing a penalty for the violation of the terms of this act," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended: In the first line in the printed bill and the second line of the original bill, in the title, strike out "five" before miles and insert "three." In section 1, line 3, in the printed bill, and line 4 in the original bill, strike out "five" before miles and insert "three."

G. M. WITTER, Chairman.

We concur in this report: J. I. Pogue, Austin Zenkner, Conrad Knobloch, A. F. Kees, Wm. Coate, W. F. Haynes, J. J. Cameron.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, a minority of your Committee on Agriculture, to whom was referred House bill No. 346, entitled "An act to prohibit stock from running at large in the public highways within five miles of the corporate limits of cities having 10,000 or more of population, and prescribing a penalty for the violation of the terms of this act," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

W. A. Henry, N. J. Moldstad, Mark White.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 346 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, your Committee on Corporations other than Municipal, to whom was referred House bill No. 300, entitled "An act to prevent the duplication of corporate entitlements," have had the same under consideration, and we respectfully report the same back to the House with the

recommendation that it do pass as amended: Strike out the emergency clause (section 2).

W. L. THOMPSON, Chairman.

We concur in this report: W. R. Williams, Irving T. Cole, Jos. Ferguson.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 300 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 13, 1903.

MR. SPEAKER:

We, your Committee on State Capitol and Public Buildings, to whom was referred House bill No. 313, entitled "An act providing for the framing of the several legislative groups and of the constitutional convention for preservation in the Capitol building," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In line 1, section 2, of the original bill, and same line of the printed bill, strike out the words and figures "one hundred twenty-five dollars (\$125.00)," and insert in lieu thereof the words and figures "two hundred dollars (\$200.00)."

CHAS. D. KING, Chairman.

We concur in this report: B. H. Morgan, Mark White, N. B. McNicol, E. M. Denton, J. M. Stevenson, Ralph L. Philbrick, A. J. Reise, C. S. Emery, L. Levy.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 313 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 275, to prevent discrimination in the distribution of cars by railroad companies.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, your Committee on Railroads, to whom was referred House bill No. 81, entitled "An act requiring railroad companies to weigh cars," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In section 1, line 2, of the printed bill, and line 3 of the original, strike out the word "common."

In line 2 of the title strike out the word "common."

R. B. WILSON, Chairman.

We concur in this report: W. H. Clarke, Pat McCoy, Wm. F. Haynes, G. M. Witter, W. L. Thompson, Jos. Ferguson, G. W. Bassett, Wm. Coate, E. C. Whitney.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 81 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 283, providing for monthly payment of assessors.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 381, entitled "An act authorizing the judges of the superior courts to appoint special prosecuting attorneys," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY, Chairman.

We concur in this report: S. A. Wells, L. H. Brewer.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, a minority of your Committee on Judiciary, to whom was referred House bill No. 381, entitled "An act authorizing the judges of the superior courts to appoint special prosecuting attorneys," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out the "." after the word "attorneys," in the last line of the title of the printed and the original bill, and insert the following, "and declaring an emergency."

Strike out the word "prosecuting" in line 2 of the printed bill and lines 2 and 3 of the original bill, in section 1, and substitute therefor the word "prosecution."

After the word "may," in line 2 of the printed bill and line 3 of the original bill, section 1, insert the following, "in his discretion."

Strike out the word "his," after the word "of," in line 2 of the printed bill and line 4 of the original bill, section 1, and substitute therefor the word "said."

After the word "attorney," in line 4 of the printed bill, and being a lead pencil insertion between lines 5 and 6 of the original bill, section 1, strike out the following, "when it is made to appear that the prosecuting attorney should not control the same."

CHAS. S. GLEASON,

CHAS. I. ROTH.

The clerk was instructed to amend the title by adding an emergency clause.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 381 passed to third reading and was sent to the Committee on Engrossed Bills.

On motion of Mr. Johnston House bill No. 144 was passed on the calendar and ordered printed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a majority of your Committee on Tide Lands, to whom was referred House bill No. 273, entitled "An act relating to title tide lands sold by the state," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

S. A. Crandall, G. W. Jeffries, Fred Eidemiller, G. B. Gunderson, L. B. Hastings, E. B. Benn, E. E. Butler.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a minority of your Committee on Tide Lands, to whom was referred House bill No. 273, entitled "An act relating to title tide lands sold by the states," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

GEO. W. DILLING, Chairman.

We concur in this report: Herchmer Johnston, W. A. Carle.

The bill was read the second time by sections, and House bill No. 273 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 257, relating to the assessment and collection of taxes.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 286, entitled "An act to amend section 1 of an act entitled 'An act to amend an act entitled 'An act to amend sections 105, 106, 114 and 117 of an act entitled 'An act providing for the organization, classification and government of municipal corporations,''" etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 13, section 5, of the printed bill, and line 21, section 5, of the original bill, after the word "of" and before the word "a" strike out the words "an attorney."

In line 7, section 8, of the printed bill, and line 11, section 8, of the original bill, after the word "shall" and before the word "thereafter," strike out the words "within one week" and insert the words "at or before the next meeting of the council."

And as amended the same do pass.

CHAS. L. GLEASON, Chairman.

We concur in this report: N. J. Craigue, L. H. Brewer, E. R. York, Joseph B. Lindsley, L. N. Griffin.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 286 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash, February 19, 1903.

MR. SPEAKER:

We, your Committee on Municipal Corporations, to whom was referred House bill No. 331, entitled "An act authorizing cities of the first class to assess for local improvement lands belonging to the State of Washington, the University of Washington, counties, school districts and other municipal corporations, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be amended as follows:

In line 2 of the title of the printed bill and line 4 of the title of the original bill, after the word "counties" and before the word "and," strike out the words "school districts."

In line 3 of the title of the printed bill, and line 4 of the title of the original bill, after the word "corporation" and before the word "and," insert "except school districts."

In line 3, section 1, of the printed bill, and line 5, section 1, of the

original bill, after the word "county" and before the word "or," strike out the words "school district."

In line 3, section 1, of the printed bill, and line 2, section 1, of the original bill, after the word "corporation" and before the word "and," insert the words "except school districts."

In line 1, section 2, of the printed bill, and line 2, section 1, of the original bill, after the word "county" and before the word "or" in line 2 of the printed bill, strike out the words "school district."

In line 2, section 2, of the printed bill, and line 3, section 2 of the original bill, after the word "corporation" and before the word "whose," insert the words "except school districts."

In line 1, section 3, of the printed bill, and line 2, section 3, of the original bill, after the word "given" and before the word "affecting," in line 2 of the printed bill, insert the words "or published."

In line 3, section 3, of the printed bill, and line 5, section 3, of the original bill, after the word "ordinance," strike out the words "be published in any paper to."

In line 8, section 3, of the printed bill, and line 12, section 3, of the original bill, after the word "county," strike out all words up to and including the word "district" in line 10 of the printed bill and line 15 of the original bill.

In line 10, section 3, of the printed bill, and line 16, section 3, of the original bill, after the word "corporation" and before the word "by," insert the words "except school districts."

In line 7, section 4, of the printed bill, and line 11, section 4, of the original bill, after the word "county" and before the word "or," strike out the words "school district."

In line 7, section 4, of the printed bill, and line 12, section 4, of the original bill, after the word "or" and before the word "municipal," strike out the word "other."

In line 8, section 4, of the printed bill, and line 13, section 4, of the original bill, after the word "corporation" and before the word "it," insert the words "except school districts."

In line 8, section 4, of the printed bill, and line 13, section 4, of the original bill, after the word "county" and before the word "or," strike out the words "school districts."

In line 8, section 4, of the printed bill, and line 13, section 4, of the original bill, after the word "or" and before the word "municipal," in line 9 of the printed bill and line 14 of the original bill, strike out the word "other."

In line 10, section 4, of the printed bill, and line 16, section 4, of the original bill, after the word "county" and before the word "or," strike out the words "school district."

In line 10, section 4, of the printed bill, and line 16, section 4, of the original bill, after the word "or" and before the word "municipal," strike out the word "other."

In line 2, section 5, of the printed bill, and line 3, section 5, of the

original bill, after the word "county" and before the word "or," strike out the words "school district."

In line 2, section 5, of the printed bill, and line 4, section 5, of the original bill, after the word "or" and before the word "municipal," strike out the word "other."

In line 1, section 5, of the printed bill, and line 2, section 6, of the original bill, after the word "immediately," strike out the rest of the section.

And as amended the same do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: Joseph B. Lindsley, N. J. Craigue, L. N. Griffin, L. H. Brewer.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 331 passed to third reading and was sent to the Committee on Engrossed Bills.

Senate bill No. 159, amending an act providing for the use of water for irrigation purposes.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 243, making an appropriation for irrigation investigations.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, your Committee on Education, to whom was referred House bill No. 350, entitled "An act providing for the appointment of a committee to investigate, collect statistics and report upon the advisability of providing a manual training school for American boys to learn trades, and making an appropriation therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amended as follows: In the third line of the title in the original bill, and in the second line of the title in the printed bill, strike out the word "American."

G. B. GUNDERSON, Chairman.

We concur in this report: J. H. Corliss, L. H. Brewer, G. M. Witter, E. S. Collins, W. A. Stark, W. H. Thatcher, J. J. Cameron, W. T. Muse, Chas. D. King, R. W. Jones.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No.

350 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 353, an act amending the Code of Public Instruction.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 261, authorizing the board of directors of school districts to maintain day schools for the deaf.

The following amendments by Mr. J. B. Wilson were adopted:

In line 3 of the title, after the word "state" and before the word "funds," strike out the words "common school" and insert the word "general."

In section 4, line 1, of the printed bill, after the word "state" and before the word "fund," strike out the word "school" and insert the word "general."

On motion of Mr. Gleason section 6 was stricken from the bill.

The bill was read the second time by sections, and House bill No. 261 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a majority of your Committee on Education, to whom was referred House bill No. 384, entitled "An act amending section 1 of an act entitled 'An act relating to school teachers who violate their contract for teaching,' approved March 16, 1901, the same being Chapter CXXVI, Sessions Laws of 1901," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

G. B. GUNDERSON, Chairman.

We concur in this report: J. H. Corliss, L. H. Brewer, G. M. Witter, W. A. Stark, W. H. Thacker, W. T. Muse, Chas. D. King, R. W. Jones, Fenton Merrill.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a minority of your Committee on Education, to whom was referred House bill No. 384, entitled "An act amending section 1 of an act entitled "An act relating to school teachers who violate their contract for teaching," approved March 16, 1901, the same being Chapter CXXVI, Session Laws of 1901," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

Glenn N. Ranck, E. S. Collins, J. J. Cameron.

The bill was read the second time by sections, and House bill No. 384 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on Public Morals, to whom was referred House bill No. 170, entitled "An act prohibiting the sale of intoxicating liquors within prescribed limits of any normal school, agricultural college, reform school or any other school under state patronage, and prescribing penalties for its violation," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend the title: in line 2 of the printed bill and also line 2 of the original bill, after the word "or" strike out the words "any other school under state patronage," and insert in lieu thereof the words "state school for defective youth."

In line 2 of section 1 of the printed bill, and line 3 of original bill, after the word "within," strike out the words and figure "two (2) miles" and insert the words and figures "two thousand (2000) feet."

In line 3 of section 1 of the printed bill, being line 4 of section 1 of the original bill, after the word "or" and before the word "now," strike out the words "any other school under state patronage" and insert the words "state school for defective youth."

At the end of section 1 insert the words, "*Provided*, That nothing in this act shall be construed to affect in any way the provisions of an act entitled "An act prohibiting the sale of intoxicating liquors on or near the grounds of the University of Washington," approved March 19, 1895."

In line 3 of section 2 of the printed bill, being line 4 of section 2 of the original bill, after the word "two," strike out the figure "2" in parentheses, and after the word "hundred" and before the word "dollars," strike out the figures "100" and insert "200," and after the word "one" and before the word "thousand," strike out the figure "1" in parentheses.

G. W. BASSETT, Chairman.

We concur in this report: Pat McCoy, William H. Lewis, L. G. Allis, W. L. Thompson, E. S. Collins.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 170 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 196, to protect stockholders and persons dealing with corporations.

The following amendment by Mr. Lindsley was adopted:

Insert the word "wilfully" after the word "any" in line 9.

The bill was read the second time by sections, and House bill No. 196 passed to third reading and was sent to the Committee on Engrossed Bills.

House substitute bill No. 88, amending section 7377 of Ballinger's Code.

By consent the clerk was directed to substitute for the original substitute bill a printed copy thereof.

The bill was read the second time by sections, and House substitute bill No. 88 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a majority of your Committee on Judiciary, to whom was referred Senate bill No. 46, entitled "An act relating to jury trials in the Superior court, providing for the payment by litigants of certain jury fees, and repealing section 5028 of Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY, Chairman.

We concur in this report: L. H. Brewer, S. A. Crandall.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a minority of your Committee on Judiciary, to whom was referred Senate bill No. 46, entitled "An act relating to jury trials in the Superior court, providing for the payment by litigants of certain jury fees, and repealing section 5028 of Ballinger's Annotated Codes and Statutes of the State of Washington," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

Joseph B. Lindsley, Chas. I. Roth, E. R. York.

The bill was read the second time by sections, and Senate bill No. 46 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, a majority of your Committee on Judiciary, to whom was referred House bill No. 146, entitled "An act providing for the calling of grand juries in counties of the first class," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. H. EASTERDAY, Chairman.

We concur in this report: E. R. York, Joseph B. Lindsley, Chas. S. Gleason, S. A. Crandall.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 18, 1903.

MR. SPEAKER:

We, a minority of your Committee on Judiciary, to whom was referred House bill No. 146, entitled "An act providing for the calling of grand juries in counties of the first class," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the title and before section 1 of the printed and the original bill insert the following: "Be it enacted by the Legislature of the State of Washington."

Strike out the following words in the last line of the printed and the original bill, "each year," and insert in lieu thereof the following, "in every 18 months."

CHAS. I. ROTH,

IRVING T. COLE.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 146 passed to third reading and was sent to the Committee on Engrossed Bills.

The House adjourned at 4:40 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-SIXTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Thursday, February 26, 1903, }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Coate, Howard, Hunter, Lyons, and Witter.

Rev. J. W. Satterthwaite offered prayer.

On motion of Mr. Stark the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

REPORTS OF STANDING COMMITTEES.

House bill No. 394: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

House bill No. 406: Recommend it do pass.

Senate bill No. 111: Recommend it do pass as amended.

House bill No. 335: Recommend it do pass as amended.

House bill No. 217: Majority report recommends it do pass as amended; minority report recommends it do not pass.

Senate bill No. 90: Recommend it do pass.

Senate bill No. 83: Recommend it do pass as amended.

House bill No. 226: Recommend it do pass as amended.

House bill No. 45: Recommend it do pass as amended.

Senate bill No. 97: Recommend it do pass.

Senate bill No. 61: Recommend it do pass.

House bill No. 46: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

The Committee on Claims and Auditing recommends that the bill of H. O. Hollenbeck for \$82 for printing House brief in 1901 be allowed.

The report was adopted.

On motion of Mr. Wells, the clerk of the committee was ordered

to substitute a printed copy of House bill No. 381 for the original bill, which has been lost while in the hands of the committee.

REPORT OF SPECIAL COMMITTEE.

The special committee appointed under House joint resolution No. 14 reported House substitute bill No. 79, and recommended it do pass.

By unanimous consent the rules were suspended and the bill was read a first time.

Mr. Field moved that the rules be suspended, and the first reading be considered the second and third, and that the bill be considered engrossed and placed on final passage.

The motion was lost.

Mr. Quinn moved that the vote be reconsidered.

The motion prevailed.

By rising vote, 62 to 12, the vote was reconsidered, and House substitute bill No. 79, providing for an additional judge for the counties of Chelan, Okanogan, Ferry and Douglas, was placed on final passage and passed the House by the following vote: Yeas 82, nays 2, absent or not voting 10.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—82.

Those voting nay were: Crandall and Maloney—2.

Absent or not voting were: Delanty, Fitzgerald, Griffin, Howard, Hunter, Johnson (J. T.), Johnston (H.), Levy, Lyons, and Thompson—10.

The emergency clause was passed by the following vote: Yeas 79, nays 1, absent or not voting 14.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown,

Butler, Cameron, Carle, Child, Clark, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, King, Knoblock, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—79.

Mr. Maloney voted nay.

Absent or not voting were: Cole, Crandall, Easterday, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, Levy, Lyons, Thompson, White, and York—14.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER.

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 56, relating to the defense of the statute of limitations.

Also Senate bill No. 16, relating to the office of State Veterinary Surgeon.

Also Senate Memorial No. 6, relating to the proposed Puget sound and Gray's Harbor canal.

Also Senate bill No. 117, relating to the rate of interest to be paid on bonds of Jeffreson county, owned by the State of Washington.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER.

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 172, providing for the organization and government of river improvement districts, etc.

Also Senate bill No. 121, an act to amend sections 2933 and 2934 of Ballinger's Annotated Codes and Statutes of Washington, relating to the licensing and sale of spirituous liquors, etc.

Also Senate bill No. 152, relating to the tide lands of the city of Hoquiam, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 176, relating to the regulation of insurance in this state.

Also Senate bill No. 70, relating to drainage districts.

Also Senate bill No. 202, relating to the employment of convicts.

Also House bill No. 132, providing for the search for and seizure of certain liquors, etc.

Also House bill No. 175, relating to justices of the peace and constables in cities of the first class, with the following amendment:

In section 1, line 11, after the word "therewith," insert the following: "Provided, That for the violation of a criminal ordinance no greater punishment shall be imposed than a fine of \$100, or imprisonment not to exceed 30 days, or both such fine and imprisonment."

Also House concurrent resolution No. 14, relative to the appointment of a special joint judicial district committee.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 31 and House bill No. 163 and House bill No. 164.

SPECIAL ORDER.

House bill No. 321, providing for the assessment and taxation of express companies; and House bill No. 8, providing for a method for the assessment and collection of an excise tax from express companies, were passed to third reading, House bill No. 8 to take precedence on the calendar.

REPORT OF SPECIAL COMMITTEE.

The special committee appointed to investigate the charges against Mr. Levy presented the following report:

OLYMPIA, Wash., February 26, 1903.

To the Speaker of the House of Representatives.

SIR: We, your special committee appointed to investigate the charges made by certain contractors for state printing against Mr. Louis Levy as chairman of the House investigating committee on state printing, beg leave to report that, pursuant to the instructions given in the appointment of this committee, the committee met on Wednesday,

February 25, 1903, for the examination of witnesses and the taking of testimony relating to said charges.

There appeared before, and were examined by your committee, all of the parties making and signing said charges, and also Mr. F. T. Houghton, state printing expert, and numerous other persons having knowledge of the facts involved. Witnesses on behalf of Mr. Levy were also produced before the committee, and their testimony taken to refute the charges made.

The hearing before the committee was conducted openly, and the fullest opportunity given to all persons to appear and give testimony bearing upon the subject. The testimony given by certain of the witnesses produced and examined was so directly in conflict, one with another, that their testimony can not be harmonized.

It is the opinion of the committee, from the testimony produced, that certain statements were made by Mr. Levy to certain of the contractors for state printing which caused a misunderstanding and misconstruction to be placed by such contractors upon the acts and statements made to them by Mr. Levy in the course of the investigations of his committee, and which may have led the printing contractors to so misinterpret the acts and statements of Mr. Levy as to give them reason to make these charges in good faith. And it appears to your committee that certain statements were made by Mr. Levy to certain of said contractors which were upon his part at least indiscreet and injudiciously made, but it is the opinion of your committee that any such statements or any demands made by Mr. Levy of said contractors were not with the intent or purpose upon his part of demanding or obtaining from them the payment to him of any money corruptly or as a consideration for any dishonest or improper action by the committee of which he was chairman.

We further find from the testimony that parties signing the charges made probably did not intend or expect that their action in making such charges would be as closely investigated as has been done by this committee, but that their main object and purpose was to withdraw Mr. Levy from the investigation being pursued by his committee and probably shield the state printing contractors from a careful and thorough investigation of the work being done under said contracts.

We further report and find that as to the first and second items of the charges filed, there was absolutely no testimony presented in support of the same, and as to the remaining items of said charges, the testimony of all the witnesses produced was, in the opinion of your committee, insufficient to sustain the charges as true within any degree of probability.

We therefore recommend, upon all the evidence in the case produced before us, that Mr. Levy be exonerated from willful wrong-doing in

the matter, and that the charges be dismissed. We return herewith the specifications of charges above referred to.

Respectfully submitted.

N. J. CRAIGUE,

R. B. WILSON,

E. R. YORK,

L. G. ALLIS,

P. F. QUINN,

Committee.

The report was unanimously adopted.

The speaker signed in open session Senate bills Nos. 117, 56 and 16, and Senate memorial No. 6.

On motion of Mr. Gray the House took a recess at noon until 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Carle, Frostad, Howard, Hunter, Kees, and Raine.

On motion of Mr. Field the rules were suspended, and House substitute bill No. 79 was ordered transmitted immediately to the Senate.

Mr. Quinn was called to the chair.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed, and referred to the committees indicated.

House bill No. 430, by Mr. Easterday: An act appropriating \$180,000 to pay the interest due, and to fall due, the current common school fund prior to May 1, 1904, upon the bonds issued in pursuance of an act entitled "An act authorizing the issuance of state bonds and the investment of the permanent school funds therein, and declaring an emergency," approved March 8, 1899.

Referred to the Committee on Appropriations.

House bill No. 431, by Messrs. Maloney and Cooney: An act providing for the rate of interest to be paid on bonds of Stevens county and owned by the State of Washington.

Referred to the Committee on Appropriations.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, Wash., February 26, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington.

SIR: I have the honor to inform you that the Governor has approved the following:

House bill No. 25, entitled "An act authorizing county commissioners of each county in the state to build and maintain wharves and landings on the shores of any navigable waters or water courses within or bordering upon their respective counties, and for that purpose to institute and prosecute proceedings to acquire right of way therefor under the statutes of eminent domain in the state, and declaring an emergency."

House bill No. 100, entitled "An act relating to the practice in justice courts, and amending sections 6546, 6547 and 6548 of Balingier's Annotated Codes and Statutes of Washington."

House bill No. 120, entitled "An act changing the corporate name of the town of 'Port Orchard,' in Kitsap county, Washington, a municipal corporation of the fourth class, to 'Charleston.'"

House bill No. 121, entitled "An act changing the corporate name of the town of 'Sidney,' in Kitsap county, State of Washington, a municipal corporation of the fourth class, to 'Port Orchard.'"

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

SENATE BUSINESS.

The House concurred in Senate amendments to House bill No. 175.

THIRD READING OF BILLS.

By unanimous consent the House passed to third reading of bills.

House bill No. 140, amending section 943 of Ballinger's Code.

On motion of Mr. Johnston the bill was returned to second reading.

Mr. Johnston moved the adoption of the following amendment:
Strike out the words "the city out of the sewer fund," in line 50 of the printed bill, and insert in lieu thereof the words "special assessment levied against the property benefited thereby."

The amendment was adopted.

On motion of Mr. Johnston the rules were suspended, and

House bill No. 140 was placed on final passage, and passed the House by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howell, Jeffries, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—75.

Absent or not voting were: Child, Cooney, Corliss, Field, Fletcher, Frostad, Henry, Howard, Hunter, Johnson (J. T.), Kees, Levy, Lyons, Maloney, Peaslee, Raine, Roth, White, and Whitney—19.

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

House bill No. 223, for the protection of shade trees.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—76.

Absent or not voting were: Brewer, Child, Cooney, Corliss, Dunn, Fletcher, Howard, Hunter, Johnson (J. T.), Kees, Levy,

Lyons, Raine, Roth, Weir, White, Whitney, and Mr. Speaker—18.

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

House bill No. 251, relating to the enrollment of the militia.

On motion of Mr. Gleason the rules were suspended, the second reading considered the third, and House bill No. 251 placed on final passage and passed the House by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brown, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—76.

Absent or not voting were: Brewer, Butler, Child, Cooney, Corliss, Dunn, Fletcher, Howard, Hunter, Johnson (J. T.), Kees, Levy, Lyons, Raine, Roth, White, Whitney, and Mr. Speaker—18.

The emergency clause was passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Bassett, Benn, Cameron, Carle, Clark, Cote, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, McCoy, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—72.

Absent or not voting were: Brewer, Brown, Butler, Child,

Corliss, Crandall, Dickson, Fletcher, Howard, Hunter, Johnson (J. T.), Johnston (H.), Kees, Levy, Lyons, Moldstad, Raine, Roth, Thompson, White, Whitney, and Mr. Speaker—22.

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

House bill No. 133, for the relief of Franklin county.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brown, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, McCoy, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Venness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, and Zenkner—70.

Absent or not voting were: Brewer, Butler, Child, Corliss, Crandall, Easterday, Fletcher, Griffin, Howard, Hunter, Jeffries, Johnson (J. T.), Kees, Levy, Lyons, Moldstad, Peaslee, Raine, Roth, Thompson, White, Whitney, York, and Mr. Speaker—24.

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

House bill No. 136, regulating the taking of game.

On motion of Mr. Field the rules were suspended, the second reading was considered the third, and House bill No. 136 was placed on final passage and passed the House by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Allis, Bassett, Benn, Brown, Carle, Clark, Coate, Cole, Comstock, Cooney, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, Megler, Morgan, Morrill, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Stark,

Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—66.

Absent or not voting were: Brewer, Butler, Cameron, Child, Collins, Corliss, Denton, Easterday, Eidemiller, Fletcher, Howard, Hunter, Jeffries, Kees, Levy, Lyons, McNicol, Merrill, Moldstad, Palmer, Peaslee, Raine, Reise, Roth, Thompson, Whitney, York, and Mr. Speaker—28.

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

House bill No. 233, for the relief of Geo. A. Brooke.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 4, absent or not voting 35.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dilling, Dix, Durham, Eidemiller, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Megler, Morgan, Morrill, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Stevenson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), and Zenkner—55.

Those voting nay were: Bassett; Howell, Mackenzie, and Witter—4.

Absent or not voting were: Brewer, Cameron, Child, Collins, Corliss, Crandall, Denton, Dickson, Dunn, Easterday, Emery, Fletcher, Griffin, Howard, Hunter, Jeffries, Levy, Lingerman, Lyons, McNicol, Merrill, Moldstad, Palmer, Peaslee, Raine, Reise, Roth, Stark, Thacker, Thompson, Veness, White, Whitney, York, and Mr. Speaker—35.

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

Senate bill No. 72, for the protection of employes in factories and mills.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 65, nays 1, absent or not voting 28.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Cooney, Craigue, Crandall,

Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gundersen, Hastings, Haynes, Henry, Hopp, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Roberts, Stevenson, Tibbetts, Veness, Weir, Wells, Wilson (J. B.), Wilson (R. B.), Witter, and Zenkner—65.

Mr. Delanty voted nay.

Absent or not voting were: Brewer, Cameron, Child, Coate, Corliss, Easterday, Fletcher, Griffin, Howard, Hunter, Jeffries, Kees, Knoblock, Lyons, Maloney, Palmer, Peaslee, Raine, Reise, Roth, Stark, Thacker, Thompson, White, Whitney, Williams, York, and Mr. Speaker—28.

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

House bill No. 82, to protect property from forest fires.

On motion of Mr. Gleason, the rules were suspended, the second reading was considered the third, and House bill No. 82 was placed on final passage and passed by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Dickson, Dix, Dunn, Durham, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gundersen, Hastings, Haynes, Henry, Hopp, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lindsley, Lingerman, Maloney, Mackenzie, McNicol, Megler, Moldstad, Morgan, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—69.

Those voting nay were: Allis and Zenkner—2.

Absent or not voting were: Corliss, Crandall, Denton, Dilling, Easterday, Eidemiller, Emery, Griffin, Howard, Hunter, Jeffries, Levy, Lewis, Lyons, McCoy, Merrill, Morrill, Palmer, Peaslee, Raine, Roth, Thacker and Whitney—23.

The emergency clause was passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Bassett, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Moldstad, Morgan, Morrill, Muse, Parcel, Philbrick, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (R. B.), Witter, York, and Mr. Speaker—71.

Absent or not voting were: Allis, Benn, Cameron, Corliss, Craigue, Crandall, Denton, Easterday, Griffin, Hopp, Howard, Hunter, Levy, McNicol, Merrill, Palmer, Peaslee, Raine, Roberts, Thacker, Whitney, Wilson (J. B.), and Zenkner—23.

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

House bill No. 178, amending section 6 of an act entitled "An act establishing a state geological survey."

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 41, nays 28, absent or not voting 25.

Those voting yea were: Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Delanty, Dilling, Dunn, Durham, Fitzgerald, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howell, Jones, Johnson (J. T.), Johnston (H.), Lewis, Lindsley, McCoy, Megler, Moldstad, Morgan, Morrill, Muse, Pogue, Reise, Stark, Thacker, Tibbetts, Williams, Wilson (J. B.)—41.

Those voting nay were: Allis, Bassett, Benn, Brewer, Cameron, Denton, Dickson, Dix, Easterday, Eidemiller, Kees, Knoblock, Lingerman, Lyons, Maloney, Parcel, Philbrick, Quinn, Ranck, Stevenson, Thompson, Wells, White, Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—28.

Those absent or not voting were: Brown, Comstock, Corliss, Craigue, Crandall, Emery, Frostad, Griffin, Hopp, Howard, Hunter, Jeffries, King, Levy, Mackenzie, McNicol, Merrill, Palmer, Peaslee, Raine, Roberts, Roth, Veness, Weir, Whitney—25.

House bill No. 60, to enforce the duty of providing and main-

taining by persons who occupy the relations of parents or husbands.

Mr. Henry moved that House bill No. 60 be indefinitely postponed.

On roll call; the motion was adopted by the following vote: Yeas 58, nays 27, absent or not voting 9.

Those voting yea were: Allis, Bassett, Brewer, Brown, Cameron, Carle, Child, Comstock, Denton, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Fletcher, Gray, Griffin, Hastings, Haynes, Henry, Howell, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Lingerman, Lyons, McCoy, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Quinn, Raine, Ranck, Reise, Roberts, Stevenson, Thacker, Thompson, Weir, Wells, White, Whitney, Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—58.

Those voting nay were: Benn, Butler, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dix, Field, Gleason, Gunderson, Hopp, Jeffries, Jones, Levy, Lewis, Maloney, Moldstad, Parcel, Pogue, Stark, Tibbetts, Williams and Wilson (J. B.)—27.

Those absent or not voting were: Clark, Coate, Howard, Hunter, Mackenzie, Peaslee, Philbrick, Roth, Veness—9.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 220, transferring certain funds from the Charitable, Educational, Penal and Reform fund to the General fund.

Also Senate bill No. 183, granting certain rights to the Ilwaco Railway & Navigation Co.

Also Senate bill No. 129, in relation to the payment of warrants issued for drainage improvements, and declaring an emergency.

Also Senate bill No. 102, appropriating \$70.50 for the relief of Victor E. Palmer.

Also Senate bill No. 194, relating to the adulteration of food.

Also Senate substitute bill No. 89, providing for the inspection of petroleum oils, and making an appropriation therefor.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 73, relating to the public schools of the State of Washington, and declaring an emergency.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 404, relating to purchasing additional land for the School for Defective Youth with the following amendment:

In the first line of section 2, strike out the words "audit and."

Also House memorial No. 4, relative to certain military reserves in San Juan county.

Also House memorial No. 10, relating to the improvement of Gray's river.

Also Senate bill No. 143, to reimburse persons who have surrendered certain contracts of sale to the State of Washington.

Also Senate bill No. 125, making an appropriation for the Washington State Historical Society.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 404.

THIRD READING OF BILLS.

Mr. Benn moved to reconsider the vote by which House bill No. 178 failed to pass. The motion prevailed.

On roll call, House bill No. 178 passed by the following vote: Yeas 54, nays 22, absent or not voting 18.

Those voting yea were: Benn, Butler, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Crague, Delanty, Dilling, Dunn, Eidemiller, Ferguson, Frostad, Field, Fletcher, Gleason, Gunderson, Hastings, Haynes, Henry, Howell, Jones, Johnson (J. T.), King, Levy, Lewis, Lindsley, Lyons, Mackenzie, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Whitney, Williams, Wilson (J. B.), York and Zenkner

Those voting nay were: Bassett, Child, Dickson, Dix, Easterday, Fitzgerald, Gray, Griffin, Kees, Knoblock, Lingerman, McNicol, Maloney, Palmer, Quinn, Ranck, Thompson, Wells, White, Wilson (R. B.), Witter and Mr. Speaker—22.

Those absent or not voting were: Allis, Brewer, Brown, Cameron, Crandall, Denton, Durham, Emery, Hopp, Howard, Hunter, Jeffries, Johnston (H.), McCoy, Morrill, Reise, Stevenson and Weir—18.

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

House bill No. 161, relating to the election of school directors.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Bassett, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howell, Jones, Johnston (J. T.), King, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—72.

Those absent or not voting were: Allis, Brown, Cameron, Craigie, Denton, Durham, Gleason, Henry, Howard, Hunter, Jeffries, Johnston (H.), Kees, Knoblock, Levy, Maloney, Morrill Raine, Stevenson, Thompson, Weir and Mr. Speaker—22.

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

House bill No. 264, relating to the survey and management of state lands.

Mr. Roth moved that the bill be made a special order for Tuesday at 2 p. m. Mr. Maloney seconded the motion.

Mr. Hastings moved as an amendment that the special order be for tomorrow at 2 p. m. Mr. Cole seconded the amendment.

The amendment was adopted.

House bill No. 264 was made a special order for Friday at 2 p. m.

House bill No. 338, amending an act regulating fraternal societies.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 50, nays 7, absent or not voting 37.

Those voting yea were: Allis, Bassett, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dix, Emery, Ferguson, Fletcher, Gray, Gunderson, Haynes, Hopp, Howell, Jones, King, Knoblock, Lewis, Mackenzie, McCoy, Maloney, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Roberts, Roth, Stark, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter and Zenkner—50.

Those voting nay were: Henry, Lindsley, Lingerman, Quinn, Reise, White and York—7.

Those absent or not voting were: Benn, Brewer, Brown, Carle, Corliss, Crandall, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Fitzgerald, Frostad, Field, Gleason, Griffin, Hastings, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, Levy, Lyons, McNicol, Morrill, Philbrick, Raine, Ranck, Stevenson, Thacker, Thompson, Weir, Wilson (R. B.) and Mr. Speaker—37.

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

The speaker resumed the chair.

House bill No. 225, amending an act regulating fire insurance companies.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 61, nays 2, absent or not voting 31.

Those voting yea were: Allis, Bassett, Benn, Child, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howell, Jones, Johnson (J. T.), Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, McCoy, Megler, Moldstad, Morgan, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts,

Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, White, Whitney, Williams, Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—61.

Those voting nay were: Fitzgerald and Quinn—2.

Those absent or not voting were: Brewer, Brown, Butler, Cameron, Carle, Clark, Corliss, Crandall, Denton, Easterday, Frostad, Griffin, Henry, Howard, Hunter, Jeffries, Johnston (H.), Kees, King, Lyons, McNicol, Maloney, Merrill, Morrill, Muse, Palmer, Parcel, Thompson, Weir, Wells and Wilson (J. B.)—31.

The emergency clause failed to pass. Mr. Veness changed his vote from yea to nay. The vote on the emergency was: Yeas 53, nays 5, absent or not voting 36.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Child, Coate, Cole, Collins, Craigie, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Eidemiler, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Jones, Johnson (J. T.), Knoblock, Lewis, Lingerman, Mackenzie, McCoy, Megler, Moldstad, Morgan, Peaslee, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, White, Williams, Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—53.

Those voting nay were: Cameron, Dix, Fitzgerald, Lindsley, Veness—5.

Those absent or not voting were: Brewer, Brown, Clark, Comstock, Cooney, Corliss, Crandall, Easterday, Frostad, Griffin, Howard, Howell, Hunter, Jeffries, Johnston (H.), Kees, King, Levy, Lyons, McNicol, Maloney, Merrill, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Thompson, Weir, Whitney and Wilson (J. B.)—36.

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

Mr. Veness gave notice that he would move a reconsideration of the vote by which the emergency clause to House bill No. 225 was lost.

FIRST READING OF SENATE BILLS.

Senate bill No. 73: An act relating to the public schools of the State of Washington.

Referred to the Committee on Education.

Senate bill No. 143: An act making an appropriation to reimburse persons who have surrendered contracts of sale to the State of Washington.

Referred to the Committee on Appropriations.

Senate bill No. 125: An act relating to the Washington State Historical Society.

Referred to the Committee on Education.

Senate bill No. 220: An act transferring certain funds from the charitable fund to the general fund.

Referred to the Committee on Appropriations.

Senate bill No. 183: An act granting to the Ilwaco Railway Company the right to construct a log boom.

Referred to the Committee on Railroads.

Senate bill No. 129: Providing for the manner of paying warrants in the State of Washington.

Referred to the Committee on Revenue and Taxation.

Senate bill No. 102: Making an appropriation for the relief of Victor E. Palmer.

Referred to the Committee on Claims and Auditing.

Senate bill No. 194: An act to amend an act to provide against the adulteration of food.

Referred to the Committee on Judiciary.

Senate bill No. 89: An act to provide for marking and inspecting barrels, etc.

Referred to the Committee on Miscellaneous.

Senate bill No. 172: Providing for the organization and government of river improvement districts.

Referred to the Committee on Judiciary.

Senate bill No. 121: An act to amend section 2933 of Ballinger's Code.

Referred to the Committee on Public Morals.

Senate bill No. 152: An act relating to the tide lands of Hoquiam.

Substituted for House bill No. 318 and placed on second reading.

Senate bill No. 176: To amend an act to regulate insurance in this state.

Referred to the Committee on Insurance.

Senate bill No. 70: An act to amend section 3753 of Ballinger's Code.

Substituted on third reading for House bill No. 115.

Senate bill No. 202: An act relating to the employment of convicts.

Referred to the Committee on State Penitentiary.

By unanimous consent, all bills passed by the House today, except House bill No. 225, were ordered transmitted immediately to the Senate.

The House adjourned at 4:55 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-SEVENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Washington, Friday, February 27, 1903. }
10 o'clock a. m. }

The house was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Brewer, Howard, King, Lingerman, Muse, Roth, Veness and York.

Messrs. Lingerman and Brewer were excused.

Rev. R. M. Hayes offered prayer.

On motion of Mr. Gray, the complete reading of the minutes were dispensed with, and the same were approved as if read.

PETITIONS.

Petition from certain Grand Army posts recommending the passage of House bill No. 192.

Referred to the Committee on Military Affairs and Soldiers' Home.

Protest from citizens of Spokane, protesting against the proposed law requiring litigants who ask for jury trial to deposit \$12 jury costs.

Referred to the Committee on Judiciary.

On motion of Mr. Roth, Senate bill No. 89 was re-referred to the Committee on Judiciary.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, February 26, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington.

SIR: I have the honor to inform you that the Governor has approved the following:

House bill No. 6, entitled "An act relating to the tide lands of Aberdeen, and providing for the platting, appraisalment and sale thereof, and declaring void the Harbor Line Commissioner's map of Aberdeen, heretofore filed, and providing for the establishment and leasing of harbor areas therein, and making an appropriation for such purposes, and declaring an emergency.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

REPORTS OF STANDING COMMITTEES.

House bill No. 418: Recommend it do pass.

House bill No. 357: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 240: Recommend it do pass as amended.

House bill No. 432: Recommend it do pass.

House bill No. 416: Recommend it do pass.

House bill No. 430: Recommend it be placed on second reading and do pass.

House bill No. 430 was read the first time and passed to second reading.

Senate bill No. 32: Recommend it do pass.

Senate bill No. 170: Recommend it do pass.

House bill No. 396: Recommend it do pass.

House bill No. 397: Recommend it do pass.

House bill No. 409: Recommend it do pass.

House bill No. 420: Recommend it do pass.

House bill No. 395: Recommend it do pass.

House bill No. 301: Majority report recommends it be indefinitely postponed. minority report recommends it do pass.

Senate bill No. 138: Recommend it do pass as amended.

Senate bill No. 85: Recommend it do pass.

House bill No. 428. Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 222: Recommend it be placed on second reading.
The report was adopted.

House bill No. 343: Recommend it do pass.

House bill No. 411: Recommend it be indefinitely postponed.

House bill No. 22: Recommend it be indefinitely postponed.

House bill No. 13: Recommend it be indefinitely postponed.

House bill No. 3: Recommend it be indefinitely postponed.

House bill No. 341: Recommend it be indefinitely postponed.

House bill No. 23: Recommend it be indefinitely postponed.

House bill No. 423: Recommend it be indefinitely postponed.

House bill No. 382: Recommend it do pass as amended.

House bill No. 234: Recommend it be referred to the Committee on
Roads and Bridges.

The report was adopted.

House bill No. 426: Recommend it do pass.

House bill No. 298: Recommend it be referred to the Committee on
Roads and Bridges.

The report was adopted.

House bill No. 415: Recommend it do pass.

House bill No. 354: Recommend it do pass.

Senate bill No. 55: Recommend it do pass.

Senate bill No. 41: Recommend it do pass as amended.

Senate bill No. 155: Recommend it do pass.

Senate bill No. 18: Recommend it do pass as amended.

House bill No. 171: Recommend it do pass.

House bill No. 118: Recommend it do pass.

House bill No. 85: Recommend it do pass.

House bill No. 174: Recommend it do pass.

House bill No. 272: Recommend it do pass.

House substitute bill No. 380: Recommend substitute bill be placed
on second reading, be printed and do pass.

The report was adopted.

House bill No. 371: Recommend it do pass.

House bill No. 39: Recommend substitute bill be printed, placed on
second reading and do pass.

The report was adopted.

House bill No. 282: Recommend it do pass.

House bill No. 306: Recommend it do pass.

House bill No. 427: Recommend it do pass.

House bill No. 391: Recommend it be indefinitely postponed.

House bills Nos. 411, 22, 13, 3, 341, 23, 423 and 391 were in-
definitely postponed.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 136, in relation to the reclamation, occupation and disposal of arid lands."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 433, by Mr. Cole: An act for the relief of D. B. Ward, and making an appropriation therefor.

Referred to the Committee on Appropriations.

House bill No. 434, by Mr. Thompson: An act providing for the incorporation of water and oil gas companies, and for the manufacture and distribution of oil gas and water gas, and repealing all laws inconsistent herewith.

Referred to the Committee on Corporations other than Municipal.

House bill No. 435, by Mr. H. Johnston: An act providing for the appointment and election of one additional judge of the superior court of the State of Washington, in and for the counties of Snohomish, Kitsap and Island, fixing the term of office of the judge appointed, and providing for the election of two judges of said superior courts, and declaring an emergency.

House bill No. 436, by Mr. Tibbetts: An act fixing the venue of civil actions in justice courts, and repealing Chapter LXV of the Laws of 1901.

Referred to the Committee on Judiciary.

House bill No. 437, by Mr. Veness: An act to prevent discrimination in the fixing, establishing, suggesting and charging of insurance rates, providing a penalty therefor, and declaring an emergency.

Referred to the Committee on Insurance.

House bill No. 438, by Mr. Crandall: An act relating to the

duties of treasurers of cities having a population of twenty thousand or more inhabitants regarding public moneys coming into their possession and the custody of the same, and declaring an emergency.

Referred to the Committee on Municipal Corporations..

House bill No. 439, by Mr. Howard: Providing for an auditor's register of daily business of instruments filed or issued.

Referred to the Committee on Miscellaneous.

Mr. H. Johnston moved that House bill No. 435 be placed on second reading:

By rising vote, 43 yeas, 12 nays, the motion prevailed, the rules were suspended, and House bill No. 435 was read a second time.

On motion of Mr. H. Johnston, the rules were ordered further suspended, the second reading was considered the third, and House bill No. 435 was placed on final passage, and failed to pass by the following vote: Yeas 18, nays 59, absent or not voting 17.

Messrs. Philbrick, Craigue, Stark and Comstock changed their votes from yea to nay.

Those voting yea were: Allis, Bassett, Coate, Crandall, Dix, Easterday, Ferguson, Field, Jeffries, Johnston (H.), McCoy, Morgan, Philbrick, Roberts, Roth, Stark, Stevenson and Wilson (J. B.)—18.

Those voting nay were: Benn, Brown, Butler, Cameron, Child, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dilling, Durham, Eidemiller, Emery, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jones, Kees, King, Knobloch, Lewis, Lindsley, Lyons, Maloney, McNicol, Megler, Moldstad, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (R. B.), Witter and Mr. Speaker—59.

Those absent or not voting were: Brewer, Carle, Clark, Dickson, Dunn, Howard, Johnson (J. T.), Levy, Lingerman, Mackenzie, Merrill, Peaslee, Reise, Veness, Whitney, York and Zenkner—17.

On motion of Mr. Craigue, the reconsideration of the vote was set for next Wednesday.

THIRD READING OF BILLS.

By unanimous consent the House passed to third reading of bills.

House bill No. 239, regulating actions for damages for personal injuries, was returned to second reading.

The following amendment by Mr. Comstock was adopted.

Amend section 1 of house bill No. 239 by inserting in line 6 of section 1 of printed bill, after the word "corporation" and before the word "which," the following words, "which time shall not be fixed at less than 30 days from the time of the accident."

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Bassett, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Wilson (R. B.), Witter, Zenkner and Mr. Speaker—72.

Those absent or not voting were: Benn, Brewer, Carle, Durham, Field, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Lingerman, Mackenzie, Moldstad, Morgan, Morrill, Muse, Peaslee, Philbrick, Reise, Williams, Wilson (J. B.), and York—22.

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

On motion of Mr. Hopp, House bills No. 8 and No. 321 were returned to second reading and placed at the head of the calendar, No. 8 retaining its priority position.

House bill No. 205, relating to recognizances, stipulations, bonds and undertakings.

On motion of Mr. Gunderson, the rules were suspended, the second reading was considered the third, and House bill No. 205

was placed on final passage, and passed the House by the following vote: Yeas 58, nays 4, absent or not voting 32.

Those voting yea were: Allis, Brown, Butler, Child, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Easterday, Eidemiller, Emery, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Johnston (H.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, Megler, Moldstad, Morgan, Muse, Parcel, Pogue, Raine, Ranck, Roberts, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—58.

Those voting nay were: Clark, Fitzgerald, Quinn and Mr. Speaker—4.

Those absent or not voting were: Bassett, Benn, Brewer, Cameron, Carle, Coate, Corliss, Crandall, Dunn, Durham, Ferguson, Field, Fletcher, Howard, Hunter, Jeffries, Johnson (J. T.), King, Lingerman, McCoy, McNicol, Merrill, Morrill, Palmer, Peaslee, Philbrick, Reise, Roth, Stevenson, Veness, White and York—32.

The emergency clause passed by the following vote: Yeas 54, nays 5, absent or not voting 35.

Those voting yea were: Benn, Brown, Butler, Cameron, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Johnston (H.), Jones, Lewis, Lindsley, Lyons, Maloney, Mackenzie, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (R. B.), Witter, and Zenkner—54.

Those voting nay were: Clark, Denton, Fitzgerald, Kees and Mr. Speaker—5.

Those absent or not voting were: Allis, Bassett, Brewer, Carle, Child, Coate, Corliss, Crandall, Durham, Easterday, Ferguson, Field, Fletcher, Frostad, Griffin, Howard, Hunter, Jeffries, Johnston (J. T.), King, Knoblock, Levy, Lingerman, McCoy, McNicol, Morrill, Muse, Philbrick, Quinn, Reise, Roth, Stevenson, White, Wilson (J. B.) and York—35.

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

House bill No. 189, regulating the payment of premiums on fire insurance policies.

On motion of Mr. Dickson, House bill No. 189 was indefinitely postponed.

House bill No. 129, prohibiting authorized fire insurance companies from re-insuring unauthorized companies.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 58, nays 2, absent or not voting 34.

Those voting yea were: Allis, Brown, Butler, Cameron, Child, Clark, Cole, Comstock, Cooney, Corliss, Delanty, Dickson, Dilling, Dix, Emery, Fitzgerald, Fletcher, Gleason, Gray, Gunderson, Haynes, Hopp, Howell, Johnson (J. T.), Johnston (H.), Jones, Levy, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, McNicol, Moldstad, Morgan, Morrill, Palmer, Parcel, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—58.

Those voting nay were: Denton and Megler—2.

Absent or not voting were: Bassett, Benn, Brewer, Carle, Coate, Collins, Crague, Crandall, Dunn, Durlam, Easterday, Eidemiller, Ferguson, Field, Frostad, Griffin, Hastings, Henry, Howard, Hunter, Jeffries, Kees, King, Knoblock, Lingerman, Merrill, Muse, Philbrick, Peaslee, Quinn, Roth, Thompson, White and York—34.

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

House bill No. 65, amending certain sections relating to the general uniform system of public schools.

On motion of Mr. Gunderson the rules were suspended, the second reading of the engrossed bill was considered the third, and House bill No. 65 was placed on final passage and passed the House by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Been, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Delanty, Denton, Dilling, Dix, Easterday, Eidemiller, Emery,

Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Jones, Kees, King, Knoblock, Levy, Lewis, Maloney, Mackenzie, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—70.

Those absent or not voting were: Bassett, Brewer, Craigue, Crandall, Dickson, Dunn, Durham, Ferguson, Fletcher, Griffin, Henry, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Lindsley, Lingerman, Lyons, Muse, Philbrick, Williams, and York—24.

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

House bill No. 47, amending an act to regulate and control fire insurance companies.

Mr. Quinn moved the previous question. The motion prevailed.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 37, nays 40, absent or not voting 17.

Mr. Comstock changed his vote from yea to nay.

Those voting yea were: Allis, Benn, Brown, Carle, Clark, Coate, Cole, Craigue, Delanty, Dilling, Emery, Fitzgerald, Frostad, Gleason, Griffin, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Levy, Lewis, Lindsley, Lyons, Merrill, Morgan, Morrill, Palmer, Raine, Reise, Roth, Stark, Tibbetts, Weir, Whitney, and Williams,—37.

Those voting nay were: Butler, Cameron, Child, Collins, Comstock, Cooney, Corliss, Denton, Dickson, Dix, Dunn, Easterday, Eidemiller, Fletcher, Gray, Gunderson, Hastings, Haynes, Howell, Maloney, Mackenzie, McCoy, McNicol, Megler, Moldstad, Parcel, Peaslee, Pogue, Quinn, Ranck, Roberts, Stevenson, Thacker, Thompson, Veness, Wells, Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—40.

Absent or not voting were: Bassett, Brewer, Crandall, Durham, Ferguson, Field, Henry, Hopp, Howard, Jeffries, Knob-

lock, Lingerman, Muse, Philbrick, White, Wilson (J. B.), and York—17.

The House took a recess until 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Brewer, Dunn, Emery, Haynes, Jeffries, Levy, Lingerman, Raine, Ranck, Roberts, Tibbetts, and York.

Messrs. Lingerman, Dunn and Brewer were excused.

RESOLUTION.

By Mr. Roth:

Resolved, That the speaker appoint a committee, to be known as the Calendar Committee of the House, whose duty it shall be to prepare the House calendar for each legislative day for and after Monday, March 2, 1903, said committee to be composed of four members of the House, with the speaker added.

Mr. Megler moved as an amendment that the Committee on Rules be authorized to supervise the preparation of the calendar.

Mr. Roth accepted the amendment.

The amended motion was lost.

Mr. Lewis moved that the rules be suspended, and that House bill No. 94 be made a special order for Wednesday.

The motion was lost.

Mr. Cole moved that House bill No. 115 be advanced to first place on the calendar on third reading of bills.

On roll call Messrs. Veness, Dickson and Gray changed their votes from yea to nay.

The motion was lost by the following vote: Yeas 39, nays 34, absent or not voting 21.

Those voting yea were: Benn, Butler, Cameron, Child, Cole, Comstock, Cooney, Craigue, Delanty, Dilling, Dix, Field, Frostad, Gleason, Gunderson, Howard, Howell, Hunter, Jones, Lewis, Mackenzie, McCoy, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Thacker, Wells, Williams, Witter, Zenkner, and Mr. Speaker—39.

Those voting nay were: Allis, Bassett, Brown, Clark, Coate,

Corliss, Crandall, Denton, Dickson, Durham, Easterday, Eidemiller, Fitzgerald, Fletcher, Gray, Hastings, Henry, Hopp, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lindsley, Maloney, Muse, Quinn, Roth, Stark, Stevenson, Thompson, Veness, Weir, White, and Wilson (J. B.)—34.

Absent or not voting were: Brewer, Carle, Collins, Dunn, Emery, Ferguson, Griffin, Haynes, Jeffries, King, Levy, Lingerman, Lyons, McNicol, Morgan, Morrill, Roberts, Tibbetts, Whitney, Wilson (R. B.), and York—21.

SPECIAL ORDER.

House bill No. 264, to amend an act to provide for the management and disposition of the state's granted school, tide, oyster and other lands.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 9, nays 59, absent or not voting 26.

Those voting yea were: Benn, Carle, Craigue, Easterday, Hastings, Johnston (H.), McNicol, Philbrick, and Thacker—9.

Those voting nay were: Allis, Bassett, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Eidemiller, Ferguson, Frostad, Gleason, Gray, Gunderson, Henry, Howard, Howell, Hunter, Johnson (J. T.), Jones, Kees, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McCoy, Megler, Merrill, Moldstad, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—59.

Absent or not voting were: Brewer, Clark, Dunn, Durham, Emery, Field, Fitzgerald, Fletcher, Griffin, Haynes, Hopp, Jeffries, King, Knoblock, Levy, Lingerman, Morgan, Morrill, Muse, Palmer, Roberts, Stevenson, Thompson, Tibbetts, Wilson (R. B.), and York—26.

Mr. Veness moved to reconsider the vote by which the emergency clause to House bill No. 225 failed to pass yesterday.

The motion prevailed.

The emergency clause passed the House by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler,

Cameron, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Field, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McCoy, Megler, Merrill, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—69.

Mr. Wells voted nay.

Absent or not voting were: Brewer, Carle, Denton, Dunn, Easterday, Emery, Fitzgerald, Fletcher, Griffin, Haynes, Hopp, Jeffries, Kees, Levy, Lingerman, McNicol, Moldstad, Morrill, Muse, Quinn, Thompson, Tibbetts, Wilson (R. B.), and York—24.

Mr. Craigue moved that House bill No. 435 be returned to second reading and made a special order for Wednesday at 2:30 p. m.

The motion prevailed.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

The Senate has passed House substitute bill No. 79, providing for a superior judge of the counties of Chelan, Douglas, Okanogan and Ferry, in the State of Washington, and declaring an emergency.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 130, relating to the sale of certain articles of merchandise, providing for licensing the same, etc., with the following amendment:

In line 3 of section 1, engrossed bill, after the word "ranges" insert the word "pianos."

Also House bill No. 62, providing for the appointment of an assistant Commissioner of Public Lands.

Also House bill No. 167, an act fixing the time from which the term of the sentence of persons convicted of felony shall commence to run.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 130.

THIRD READING OF BILLS.

House bill No. 187, to provide for the selection of candidates by popular vote.

On Motion of Mr. Maloney the rules were suspended, and the second reading was considered the third, and House bill No. 187 was placed on final passage, and passed the House by the following vote: Yeas 51, nays 22, absent or not voting 21.

Mr. Benn changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Cole, Collins, Cooney, Craigue, Delanty, Dickson, Dilling, Dix, Ferguson, Fitzgerald, Frostad, Gray, Gundersen, Hastings, Henry, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McCoy, McNicol, Moldstad, Muse, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Wells, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—51.

Those voting nay were: Brown, Clark, Coate, Comstock, Corliss, Crandall, Denton, Durham, Easterday, Eidemiller, Fletcher, Gleason, Hopp, Kees, King, Knoblock, Merrill, Roth, Stevenson, Weir, White, and Whitney—22.

Absent or not voting were: Brewer, Dunn, Emery, Field, Griffin, Haynes, Hunter, Jeffries, Levy, Lingerman, Megler, Morgan, Morrill, Palmer, Reise, Roberts, Thompson, Tibbetts, Veness, Wilson (R. B.), and York—21.

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

House bill No. 191, providing cumulative punishment for criminals.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Carle, Coate, Collins, Corliss, Craigue, Crandall, Delanty, Denton,

Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Frostad, Gleason, Gray, Gunderson, Henry, Howard, Howell, Hunter, Johnson (J. T.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, Megler, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—61.

Absent or not voting were: Brewer, Cameron, Child, Clark, Cole, Comstock, Cooney, Dunn, Field, Fitzgerald, Fletcher, Griffin, Hastings, Haynes, Hopp, Jeffries, Johnston (H.), Levy, Lingerman, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Quinn, Roberts, Thompson, Tibbetts, Wells, Wilson (R. B.), and York—33.

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

House bill No. 159, amending section 1406 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 54, nays 3, absent or not voting 37.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Child, Coate, Collins, Cooney, Crandall, Delanty, Denton, Dilling, Dix, Durham, Eidemiller, Ferguson, Frostad, Gleason, Gray, Gunderson, Howard, Howell, Johnson (J. T.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, Megler, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Stark, Stevenson, Thacker, Veness, White, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—54.

Those voting nay were: Corliss, Roth, and Whitney—3.

Absent or not voting were: Brewer, Brown, Cameron, Clark, Cole, Comstock, Craigue, Dickson, Dunn, Easterday, Emery, Field, Fitzgerald, Fletcher, Griffin, Hastings, Haynes, Henry, Hopp, Hunter, Jeffries, Johnston (H.), Levy, Lingerman, McNicol, Merrill, Morgan, Morrill, Muse, Raine, Roberts, Thompson, Tibbetts, Weir, Wells, Wilson (R. B.), and York—37.

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

Senate bill No. 70, amending section 39 of Chapter CXV of the Session Laws of 1895.

By unanimous consent Senate bill No. 70 was returned to second reading.

The following amendment by Mr. Lewis was adopted.

Add to section 1 the following: "*Provided*, That vested rights in any such water course acquired by appropriation of the water thereof for irrigation, mining or manufacturing purposes, under existing law, shall not be disturbed."

The bill as amended was passed to third reading, and passed the House by the following vote: Yeas 58, nays 0, absent or not voting 36.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Child, Cole, Cooney, Corliss, Delanty, Denton, Dickson, Dilling, Dix, Durham, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Henry, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roth, Stark, Stevenson, Thacker, Veness, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—58.

Absent or not voting were: Brewer, Brown, Cameron, Clark, Coate, Collins, Comstock, Craigue, Crandall, Dunn, Easterday, Eidemiller, Emery, Fletcher, Griffin, Hastings, Haynes, Hopp, Jeffries, Levy, Lingerman, McNicol, Morgan, Morrill, Muse, Quinn, Reise, Roberts, Thompson, Tibbetts, Weir, Wells, White, Whitney, Wilson (R. B.), and York—36.

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

House bill No. 111, amending section 2841 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 32, nays 34, absent or not voting 28.

Mr. Cooney changed his vote from yea to nay.

Mr. Hastings changed his vote from yea to nay.

Those voting yea were: Bassett, Butler, Carle, Coate, Corliss, Dix, Durham, Easterday, Eidemiller, Ferguson, Frostad, Henry, Hopp, Howard, Jones, King, Lindsley, Lyons, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roth, Stark, Thompson, Williams, Witter, and Mr. Speaker—32.

Those voting nay were: Cameron, Child, Cole, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Field, Fitzgerald, Gleason, Gray, Gunderson, Howell, Hunter, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lewis, Maloney, Mackenzie, Megler, Merrill, Muse, Quinn, Thacker, Veness, Wells, White, Whitney, Wilson (J. B.), and Zenkner—34.

Absent or not voting were: Allis, Benn, Brewer, Brown, Clark, Collins, Comstock, Craigue, Dunn, Emery, Fletcher, Griffin, Hastings, Haynes, Jeffries, Levy, Lingerman, McCoy, McNicol, Moldstad, Morgan, Morrill, Roberts, Stevenson, Tibbetts, Weir, Wilson (R. B.); and York—28.

Senate bill No. 49, amending an act in relation to attachments and garnishments.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 57, nays 0, absent or not voting 37.

Those voting yea were: Allis, Bassett, Butler, Carle, Child, Clark, Coate, Collins, Cooney, Crandall, Delanty, Dilling, Dix, Durham, Easterday, Eidemiller, Ferguson, Field, Fitzgerald, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Jones, Kees, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Megler, Merrill, Muse, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Wells, Whitney, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—57.

Absent or not voting: Benn, Brewer, Brown, Cameron, Cole, Comstock, Corliss, Craigue, Denton, Dickson, Dunn, Emery, Fletcher, Frostad, Griffin, Haynes, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Levy, Lingerman, Lyons, McNicol, Moldstad, Morgan, Morrill, Palmer, Peaslee, Roberts, Tibbetts, Veness, Weir, White, Wilson (R. B.), and York—37.

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

House bill No. 202, amending an act to provide for the selection, survey, etc., of the state's granted lands.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 58, nays 4, absent or not voting 32.

Those voting yea were: Bassett, Benn, Butler, Cameron,

Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Delanty, Denton, Dilling, Dix, Easterday, Eidemiller, Ferguson, Fitzgerald, Fletcher, Gleason, Gray, Gunderson, Hastings, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Jones, Kees, Knoblock, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Megler, Merrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roth, Stevenson, Thacker, Thompson, Veness, Wells, White, Williams, Wilson (J. B.), Zenkner and Mr. Speaker—58.

Those voting nay were: Crandall, Durham, Stark, and Witter—4.

Absent or not voting were: Allis, Brewer, Brown, Clark, Comstock, Craigue, Dickson, Dunn, Emery, Field, Frostad, Griffin, Haynes, Henry, Jeffries, Johnston (H.), King, Levy, Lingerman, Lyons, McNicol, Moldstad, Morgan, Morrill, Palmer, Reiss, Roberts, Tibbetts, Weir, Whitney, Wilson (R. B.), and York—32.

The emergency clause failed to pass by the following vote: Yeas, 55, nays 5, absent or not voting 34.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Delanty, Denton, Dickson, Dilling, Dix, Eidemiller, Ferguson, Field, Fitzgerald, Fletcher, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Johnston (H.), Jones, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Megler, Merrill, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Roth, Thacker, Thompson, Veness, White, Williams, Witter, Zenkner, and Mr. Speaker—55.

Those voting nay were: Easterday, Stark, Wells, Whitney, and Wilson (J. B.)—5.

Absent or not voting were: Brewer, Brown, Clark, Comstock, Craigue, Crandall, Dunn, Durham, Emery, Frostad, Griffin, Haynes, Jeffries, Johnson (J. T.), Kees, King, Knoblock, Levy, Lingerman, Lyons, McNicol, Moldstad, Morgan, Morrill, Muse, Palmer, Ranck, Reise, Roberts, Stevenson, Tibbetts, Weir, Wilson (R. B.), and York—34.

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

Mr. Cameron gave notice that tomorrow he would move a re-

consideration of the vote by which the emergency clause to House bill No. 202 failed to pass.

By unanimous consent House bill No. 94 was made a special order for Wednesday at 2 p. m.

Mr. Dilling was called to the chair.

House bill No. 71, amending an act relating to building and loan associations.

On motion of Mr. Gleason the rules were suspended, the second reading considered the third, and House bill No. 71 was placed on final passage and passed the House by the following vote: Yeas 53, nays 4, absent or not voting 37.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Crandall, Delanty, Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Field, Fitzgerald, Fletcher, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Megler, Merrill, Parcel, Peaslee, Pogue, Quinn, Ranck, Stevenson, Thacker, Thompson, Veness, Williams, Witter, and Zenkner—53.

Those voting nay were: Roth, Stark, Wells, and Whitney—4.

Absent or not voting were: Brewer, Brown, Clark, Comstock, Corliss, Craigue, Denton, Dunn, Emery, Ferguson, Frostad, Griffin, Haynes, Jeffries, Johnston (H.), Kees, Levy, Lingerman, Lyons, Mackenzie, McNicol, Moldstad, Morgan, Morrill, Muse, Palmer, Philbrick, Raine, Reise, Roberts, Tibbetts, Weir, White, Wilson (J. B.), Wilson (R. B.), York and Mr. Speaker—37.

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

House bill No. 356, amending an act relating to justices of the peace and constables in cities having more than 5000 inhabitants.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 53, nays 2, absent or not voting 39.

Those voting yea were: Allis, Bassett, Benn, Butler, Child, Coate, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Jones, King,

Knoblock, Lewis, Maloney, McCoy, Megler, Merrill, Peaslee, Pogue, Quinn, Ranck, Stark, Stevenson, Thompson, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter, and Zenker—53.

Those voting nay were: Cameron and Parcel—2.

Absent or not voting were: Brewer, Brown, Carle, Clark, Comstock, Corliss, Craigue, Dunn, Easterday, Emery, Ferguson, Griffin, Haynes, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Moldstad, Morgan, Morrill, Muse, Palmer, Philbrick, Raine, Reise, Roberts, Roth, Thacker, Tibbetts, Weir, White, Wilson (R. B.), York, and Mr. Speaker—39.

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

Senate bill No. 112, for the relief of the Washington State Sugar Company.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 58, nays 1, absent or not voting 35.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Durham, Easterday, Eidemiller, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Johnson (J. T.), Jones, King, Knoblock, Lewis, Maloney, McCoy, Mackenzie, Megler, Merrill, Muse, Peaslee, Philbrick, Pogue, Quinn, Ranck, Roth, Stark, Thacker, Thompson, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter, and Zenker—58.

Mr. Parcel voted nay.

Those voting nay were: Brewer, Brown, Carle, Clark, Comstock, Corliss, Dickson, Dunn, Emery, Ferguson, Griffin, Haynes, Hopp, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lingerman, Lyons, McNicol, Moldstad, Morgan, Morrill, Palmer, Raine, Reise, Roberts, Stevenson, Tibbetts, Weir, White, Wilson (R. B.), York, and Mr. Speaker—35.

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

House bill No. 328, authorizing towns of the fourth class to select and designate an official newspaper.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 58, nays 0, absent or not voting 36.

Those voting yea were: Allis, Bassett, Benn, Butler, Child, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Easterday, Eidemiller, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howell, Howard, Hunter, Johnson (J. T.), Jones, King, Knoblock, Lewis, Maloney, McCoy, Mackenzie, Megler, Merrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Roth, Stark, Thacker, Thompson, Veness, Whitney, Williams, Wilson (J. B.), Witter, and Zenkner—58.

Absent or not voting were: Brewer, Brown, Cameron, Carle, Clark, Comstock, Corliss, Denton, Dunn, Durham, Emery, Ferguson, Griffin, Haynes, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lingerman, Lyons, McNicol, Moldstad, Morgan, Morrill, Raine, Reise, Roberts, Stevenson, Tibbetts, Weir, Wells, White, Wilson (R. B.), York, and Mr. Speaker—36.

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

Mr. Easterday moved that the House adjourn till 9 a. m. tomorrow. The motion prevailed.

The House adjourned at 4:50 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FORTY-EIGHTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Saturday, February 28, 1903, }
9 o'clock a. m. }

The House was called to order by the speaker at 9 a. m.

Roll call showed all members present except Messrs. Benn, Brewer, Carle, Comstock, Corliss, Dunn, Emery, Gleason, Griffin, Jeffries, Kees, King, Levy, Lingerman, Lyons, Moldstad, Morgan, Morrill, Roberts, Stevenson, Thompson, Tibbetts, Weir, White, Wilson (R. B.), and Witter.

Messrs. Dunn, Gleason, Lyons, Moldstad, Tibbetts, Lingerman, White, Carle, Witter and Comstock were excused.

On motion of Mr. Wells the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

PETITIONS, AND RESOLUTIONS.

Petitions from the counties of Lewis, Thurston, Cowlitz, Waiiakum, Snohomish, Skagit, Chehalis, King and Pierce, regarding the liquor traffic, were referred to the Committee on Public Morals.

By Mr. Philbrick:

Resolved, That on and after Monday, March 2, in cases of all bills read a second time, with the unanimous report that they do pass, and without floor amendments, the rules be suspended and the second reading be considered the third, and the bills placed immediately on final passage.

Referred to the Committee on Rules and Order.

REPORTS OF STANDING COMMITTEES.

House bill No. 429: Recommend it do pass as amended.

Senate bill No. 159: Recommend it be substituted for House bill No. 361, and that it do pass.

The report was adopted.

House bill No. 369: Recommend it do pass.

Senate bill No. 183: Recommend it do pass.

House bill No. 348: Recommend it do pass.

Senate bill No. 86: Recommend it do pass as amended.

House bill No. 271: Recommend it do pass as amended.

Senate bill No. 202: Recommend it be substituted on second reading for House bill No. 416, and that it do pass.

The report was adopted.

Mr. Roth moved that the rules be suspended, and that House bill No. 271 be taken up for consideration.

On motion of Mr. Gunderson the bill was made a special order for Tuesday at 2:30 o'clock.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated:

House bill No. 440, by Mr. Parcel: An act for prohibiting the erection or placing of stained windows, screens, blinds, curtains, or any device which obstructs or prevents the view of the public into the room or apartment where intoxicating liquors are sold under a saloon license as a beverage; providing a penalty therefor, and declaring an emergency.

Referred to the Committee on Public Morals.

House bill No. 441, by Mr. Quinn: An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates and amending section 1364 of Ballinger's Annotated Codes and Statutes of Washington, as amended by Chapter LXXXIX of the Session Laws of 1901, approved March 16, 1901, relating to election ballots.

Placed on second reading.

FIRST READING OF SENATE BILLS.

Senate bill No. 136, to provide for the acceptance by the State of Washington from the United States of certain lands and providing for the reclamation of the same.

Referred to the Committee on Irrigation.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 9, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 8, entitled "An act providing a method for the assessment and collection of an excise tax from express companies doing business in this state, and compelling annual returns of their gross earnings to be made to State Board of Assessors, and providing penalties," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend section 1 by striking out all the words after the word "including" to the end of the parenthesis (")", and substitute the following words in their stead: "railroads or steamships engaged in the ordinary freight transportation business)."

In line 2 of the section 2 of the printed bill, and line 3 of original bill, strike out the word "thirteenth" and insert the word "thirtieth."

In line 1, section 3, of the printed bill, and line 2 of the original bill, strike off the letter "s" at the end of "commissioners"; in line 4, same section, of the printed bill, and line 5 of the original bill, strike out the word "as" and insert "a"; in line 9 of the same section of the printed bill, and line 12 of the original bill, strike out the word "and" and insert the word "as"; in line 16 of section 3 of the printed bill, and line 21 of the original bill, strike out the word "taxation" after the word "and," and insert the following words: "payment of the tax herein contemplated,"

In line 7 of section 5 of the printed bill, and line 9 of the original bill, strike out the word "and" and insert the word "any."

In line 2 of section 9 of the printed bill, and line 2 of the original bill, strike out the word "seven" and insert the word "eight."

HERCHMER JOHNSTON, Chairman.

We concur in this report: Wm. Delanty, A. H. Parcel, E. R. York, J. E. Howard, J. B. Wilson, Wm. Coate, Joseph B. Lindsley.

The following amendment by Mr. Hopp was adopted:

Amend House bill No. 8 by adding the following section:

SEC. 10. An emergency exists, and this act shall be in force from and after its passage and approval.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 8 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 17, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bill No. 321, entitled "An act providing for the assessment and taxation of express companies doing business in the State of Washington, compelling annual returns and providing penalties," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, and further recommend that it be substituted for House bill No. 8.

Amend line 3, section 3, printed bill, and line 4, section 3, original bill, by striking out the word "and" and inserting the word "being."

Amend line 1, section 5, printed bill, and line 2, original bill, by striking out the word "treasurer" and inserting the word "auditor"; line 3, same section, printed bill, and line 4, original bill, by striking out the word "assessment" and inserting the word "equalization."

Strike out all of section 7, from the beginning to the end of the section.

HERCHMER JOHNSTON, Chairman.

We concur in this report: M. M. Morrill, R. W. Jones, A. H. Parcel, J. I. Pogue, L. H. Brewer, E. R. York, Pat McCoy, Wm. Delanty, Fred W. Comstock, Wm. Coate.

The following amendment by Mr. Jones was adopted:

Add to section 4 another subsection, to be designated "C" and to read as follows: "On or before the 1st day of July of each year all county auditors shall report to the State Auditor a statement showing the rate of taxation for all county purposes, and for municipality, school and road district within the county for the preceding year, and the State Auditor shall tabulate and determine the average rate of taxation for the state."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 321 passed to third reading and was sent to the Committee on Engrossed Bills.

Senate memorial No. 7, relating to dredging the Duwamish river.

The memorial was read the second time by sections, and Senate memorial No. 7 passed to third reading.

On motion of Mr. Maloney, the rules were suspended, the second reading considered the third, and Senate memorial No. 7 was placed on final passage and passed by the following vote: Yeas 53, nays 0, absent or not voting 41.

Those voting yea were: Allis, Bassett, Benn, Brown, Cameron, Child, Clark, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Fletcher, Frostad, Gray, Gunderson, Henry, Hopp, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Lewis, Lindsley, Maloney, McCoy, McNicol, Megler, Merrill, Muse, Peaslee, Philbrick, Raine, Reise, Roth, Stark, Stevenson, Thacker, Wells, Whitney, Williams, York, Zenkner, and Mr. Speaker—53.

Absent or not voting were: Brewer, Butler, Carle, Coate, Comstock, Crandall, Denton, Dunn, Easterday, Emery, Field, Fitzgerald, Gleason, Griffin, Hastings, Haynes, Howard, Jeffries, Kees, King, Levy, Lingerman, Lyons, Mackenzie, Moldstad, Morgan, Morrill, Palmer, Parcel, Pogue, Quinn, Ranck, Roberts, Thompson, Tibbetts, Veness, Weir, White, Wilson (J. B.), Wil-Wilson (R. B.) and Witter—41.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a majority of your Joint Committee on Banks and Banking, to whom was referred House bill No. 84, entitled "An act relating to banking, and regulating foreign corporations doing a banking business within this State," and Senate bill No. 64, have had the same under consideration, and we respectfully report the same back to the House and Senate with the recommendation that the substitute bill, herewith transmitted, and known as joint committee bill, substitute for House bill No. 84, and Senate bill No. 64, do pass, be placed upon second reading and be printed.

G. E. DICKSON, Chairman.

We concur in this report: Joseph B. Lindsley, C. L. Stewart, T. A. Hunter, G. W. Bassett, G. W. Jeffries, M. J. Maloney.

S. T. SMITH, Chairman.

We concur in this report: Huber Rasher, John T. Welsh, W. R. Moultray.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a minority of your Joint Committee on Banks and Banking, to whom was referred House bill No. 84, entitled "An act relating to banking, and regulating foreign corporations doing a banking business within this State," and Senate bill No. 64, have had the same under consideration, and we respectfully report the same back to the House

and Senate with the recommendation that said bills and the joint committee bill substituted therefor and herewith transmitted, do not pass.

J. G. Megler, H. E. McKenney, James Palmer, J. A. Veness, M. M. Morrill, Pat McCoy.

Mr. Megler moved that section 8 be stricken from the bill.

The motion was lost.

Mr. Veness moved that section 15 be stricken out.

The motion was lost.

House substitute bill No. 84 was read the second time by sections, passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 74, to provide for construction and maintenance of storage reservoirs, was indefinitely postponed.

House bill No. 342, amending an act creating and providing for the enforcement of liens for laboring material.

The following amendment by Mr. Merrill was adopted:

Strike out all of lines 13 to 21, inclusive, and insert in lieu thereof the following: "Material to be used for the purposes specified in this act shall within 15 days after the delivery of the first consignment of such material furnish to the record owner of the property for which said material is ordered, or to his designated representative, a statement of the material ordered and the amount charged therefor: *Provided*, That such notice to such record owners shall be required only in cases where the owner of the property shall within five days of the awarding of such contract hereinafter mentioned and prior to the placing of any such order, cause to be filed in the auditor's office of the county in which is situated the real estate on which such material is to be used a written notice stating that he has awarded a contract for the erection."

The bill was read the second time by sections, and House bill No. 342 passed to third reading and was sent to the Committee on Engrossed Bills.

Mr. Wells moved that the bill be placed in its original place on the calendar on third reading. The motion prevailed.

House bill No. 99, to provide for the control of lands granted to the University of Washington.

On motion of Mr. Lewis, section 5 was ordered stricken from the bill.

The bill was read the second time by sections, and House bill No. 99 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 98, to provide for the proceeds arising from the sale of the old university site.

The following amendment by Mr. Easterday was adopted:

After the word "fund" add the words "*Provided*, That no lien now existing against said funds shall be affected by this act."

The bill was read the second time by sections, and House bill No. 98 passed to third reading, and was sent to the Committee on Engrossed Bills.

Senate bill No. 152, relating to the tide lands of Hoquiam.

The bill was read the second time by sections.

On motion of Mr. Philbrick, the rules were suspended, the second reading considered the third, and Senate bill No. 152 was placed on final passage, and passed by the following vote: Yeas 62, nays 1, absent or not voting 31.

Those voting yea were: Allis, Bassett, Benn, Brown, Child, Coate, Cole, Collins, Cooney, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, McNicol, Megler, Merrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Reise, Stark, Stevenson, Thacker, Thompson, Veness, Wells, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—62.

Mr. Roth voted nay.

Absent or not voting were: Brewer, Butler, Cameron, Carle, Clark, Comstock, Crandall, Dunn, Easterday, Emery, Fitzgerald, Gleason, Griffin, Jeffries, Levy, Lingerman, Lyons, Mackenzie, Moldstad, Morgan, Morrill, Palmer, Quinn, Ranck, Roberts, Tibbetts, Weir, White, Whitney, Wilson (R. B.), and Witter—31.

The emergency clause passed by the following vote: Yeas 64, nays 2, absent or not voting 28.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Child, Coate, Cole, Collins, Cooney, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Durham, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnson (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill,

Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Reine, Stark, Stevenson, Thacker, Thompson, Veness, Wells, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—64.

Those voting nay were: Cameron and Dix—2.

Absent or not voting were: Brewer, Carle, Clark, Comstock, Crandall, Dunn, Emery, Fitzgerald, Gleason, Griffin, Jeffries, Levy, Lingerman, Lyons, Moldstad, Morgan, Morrill, Palmer, Quinn, Ranck, Roberts, Roth, Tibbetts, Weir, White, Whitney, Wilson (R. B.), and Witter—28.

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

House bill No. 262, amending section 7386 of Ballinger's Code.

The bill was read the second time by sections, and House bill No. 262 passed to third reading and was sent to the Committee on Engrossed Bills.

House bill No. 368, amending section 4334 of Ballinger's Code.

The bill was read the second time by sections, and House bill No. 368 passed to third reading, and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House Bill No. 364, entitled "An act for the relief of P. J. McGowan & Sons to the right and privilege for a period of 30 years to construct and maintain wharves, etc., on a strip of waterway in front of the town of Ilwaco," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out all of sections 2 and 3, and insert the following in lieu thereof:

SEC. 2. That there is hereby granted to P. J. McGowan & Sons, aforesaid, and to the town of Ilwaco, a municipal corporation of the fourth class, organized and existing as such under the laws of the State of Washington, or its inhabitants, or any of them, the right and privilege for the period of thirty (30) years, to construct and maintain a wharf roadway twenty (20) feet in width, from the south end of the above described premises along and upon the east half of the said waterway mentioned in the foregoing section, to and connecting with the shore;

said wharf roadway to be constructed and maintained at the expense and cost of the said P. J. McGowan & Sons, its successors and assigns; said wharf roadway to be at all times free to the public travel: *Provided*, That if the said P. J. McGowan & Sons, their successors and assigns, shall cease to maintain its wharf and buildings, or shall cease to conduct or maintain the business aforesaid, or shall cease to maintain the cost or expense of said wharf roadway, or shall cease to permit the public use of said wharf roadway free, then in that event the rights and privileges granted the said P. J. McGowan & Sons shall cease.

SEC. 3. An emergency exists, and this act shall take effect immediately.

GEO. W. DILLING, Chairman.

We concur in this report: G. B. Gunderson, L. B. Hastings, E. B. Benn, G. W. Jeffries, E. E. Butler.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 364 passed to third reading, and was sent to the Committee on Engrossed Bills.

Senate bill No. 93, for settlement of labor troubles.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Craigue the rules were suspended, the second reading was considered the third, and Senate bill No. 93 was placed on final passage, and passed the House by the following vote: Yeas 60, nays 0, absent or not voting 34.

Those voting yea were: Allen, Bassett, Benn, Butler, Cameron, Coate, Cole, Collins, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Durham, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Roth, Stark, Stevenson, Thacker, Thompson, Wells, Whitney, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—60.

Absent or not voting were: Brewer, Brown, Carle, Child, Clark, Comstock, Cooney, Crandall, Dix, Dunn, Emery, Fitzgerald, Gleason, Griffin, Hunter, Jeffries, Levy, Lingerman, Lyons, Moldstad, Morgan, Morrill, Palmer, Quinn, Raine, Ranck, Reise, Roberts, Tibbetts, Veness, Weir, White, Wilson (R. B.), and Witter—34.

On motion of Mr. Craigue the voting on the emergency clause was deferred till Tuesday at 11 a. m.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a majority of your Committee on Miscellaneous Subjects, to whom was referred House bill No. 9, entitled "An act to regulate the practice of architecture," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

GLENN N. RANCK,

W. W. BROWN,

J. A. VENESS,

A. J. REISE,

L. H. BREWER.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 19, 1903.

MR. SPEAKER:

We, a minority of your Committee on Miscellaneous Subjects, to whom was referred House bill No. 9, entitled "An act to regulate the practice of architecture," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In section 9, beginning in line 8, strike out all after the word "of" and add the words "or purchasing plans for any building other than a public building, hotel or building used wholly or in part for office purposes."

Strike out all of section 16 down to the word "having," in line 4 of the printed bill and line 6 of the original bill, and substitute the following:

"Sec. 16. If any person shall, to the exclusion of other business except engineering, pursue the practice of architecture in this state, or shall engage in this state, except under the authority or direction of a licensed architect, in the preparation of plans, specifications and preliminary data for the erection or alteration of public buildings, hotels or buildings used wholly or in part for office purposes, or shall advertise or put out any sign, card or drawing designating himself as an architect,".

W. H. FLETCHER, Chairman.

I concur in this report: W. A. Stark.

The following amendment was offered by Mr. Lindsley:

Amend by striking out all of section 16 of the printed and original bill.

Mr. Cameron moved that House bill No. 9 be indefinitely postponed.

The motion prevailed.

Mr. Crandall moved that House substitute bill No. 385 be printed and placed on the calendar for second reading.

The motion prevailed.

On motion of Mr. Field the bill was ordered sent immediately to the printer and given the right of way.

The House adjourned at 11:45 a. m. till 4:30 p. m. Monday.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTIETH DAY

AFTERNOON SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, March 2, 1903, }
4:30 o'clock p. m. }

The House was called to order by the speaker at 4:30 p. m.

Roll call showed all members present except Messrs. Benn, Butler, Cole, Collins, Comstock, Craigue, Crandall, Dickson, Dilling, Dunn, Easterday, Eidemiller, Emery, Hastings, Lewis, Lindsley, McCoy, McNicol, Moldstad, Morgan, Merrell and R. B. Wilson.

Messrs. Dunn, Wilson (R. B.), and Lindsley were excused.

Rev. R. M. Hayes offered prayer.

On motion of Mr. Palmer the complete reading of the minutes was dispensed with and the same were approved as if read.

MEMORIALS.

House memorial No. 12, relating to the jetty at the entrance of Gray's harbor.

Referred to the Committee on Memorials.

House memorial No. 13, relating to aid to state homes for the support of disabled soldiers and sailors of the United States.

Referred to the Committee on Memorials.

REPORT OF STANDING COMMITTEE.

House bill No. 366: Majority report recommends it be indefinitely postponed; minority report recommends it do pass as amended.

INTRODUCTION OF BILLS.

The following bills were introduced, read first time by title, ordered printed and referred to the committees indicated.

House bill No. 442, by Mr. Gunderson: An act to provide for the state printing; fixing the methods and rules to govern the same; creating the office of public printer; providing for his appointment, election and compensation; creating a state printing board, prescribing its duties, prescribing penalties for violation thereof, and repealing all acts and parts of acts in conflict therewith.

Referred to the Committee on Printing and Supplies.

House bill No. 443, by Mr. Pogue: A bill for an act to regulate the licensing of physicians and surgeons, and repealing all laws in conflict therewith.

Referred to the Committee on Medicine, Surgery and Hygiene.

House bill No. 444, by Mr. J. B. Wilson: An act reducing the fees and costs in the Superior courts in cases of unlawful detainer of real property for the nonpayment of rent.

Referred to the Committee on Judiciary.

House bill No. 445, by Mr. Johnson: An act relating to the proper ventilation and safety of mines, and prescribing the manner of appointment of inspectors, making it a misdemeanor for violation of certain rules and regulations in regard thereto, and providing a punishment therefor.

Referred to the Committee on Mines and Mining.

House bill No. 446, by Mr. King: An act to amend section 1 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a

board of harbor line commissioners, as required by Articles 15 and 16 of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.

Referred to the Committee on State School and Granted Lands.

House bill No. 447, by Mr. King: An act to amend section 6528 of Ballinger's Codes and Statutes of the State of Washington.

Referred to the Committee on Judiciary.

House bill No. 448, by Mr. Hopp: An act for the protection of holders of accident insurance policies in the State of Washington, and fixing a penalty.

Referred to the Committee on Insurance.

House bill No. 449, by Mr. Veness: An act to repeal sections 2 and 3 of an act entitled "An act to regulate and control insurance companies, corporations and associations in this state, and to amend sections 11, 26, 29, 33 and 34 of an act entitled 'An act to regulate and license insurance in the state, to repeal existing laws in relation thereto, and declaring an emergency,' approved March 13, 1897," and declaring an emergency.

Referred to the Committee on Insurance.

House bill No. 450, by Mr. Eidemiller: An act appropriating money for the relief of E. H. Hoover & Company.

Referred to the Committee on Claims and Auditing.

House bill No. 451, by Mr. Jones: An act amending an act entitled "An act extending the right of eminent domain to water power companies," approved March 18, 1891, the same being Chapter CXLIII of the Laws of 1901, and declaring an emergency.

Referred to the Committee on Judiciary.

House bill No. 452, by Mr. Lewis: An act to amend section 4 of an act entitled "An act to create a state board of control, and to provide for the government, control and maintenance of the Western Washington Hospital for the Insane, the Eastern Washington Hospital for the Insane, the State Penitentiary, the State Reform School, the State Soldiers' Home and the State School for Defective Youth; repealing all laws in conflict with this act,

and declaring an emergency," approved March 16, 1901, being section 8424 of Pierce's Washington Code, and to provide for the supervision of the educational institutions of the state.

Referred to the Committee on Appropriations.

House bill No. 453, by Mr. Megler: An act making a deficiency appropriation for sundry civil expenses of the Department of Public Printing for the fiscal year ending March 31, 1903.

Referred to the Committee on Appropriations.

The House adjourned at 4:45 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTY-FIRST DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Tuesday, March 3, 1903, }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Butler, Clark, Cole, Collins, Comstock, and Weir.

Rev. E. L. Smith, of Seattle, offered prayer.

On motion of Mr. Field the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

PETITION.

From ladies of Whatcom county in regard to the liquor traffic.
Referred to the Committee on Public Morals.

RESOLUTIONS.

By Mr. Easterday:

Resolved, That the House hold an evening session at 7:30 o'clock to consider House bills No. 124 and No. 58, and other bills on general file.

The resolution was adopted.

By Mr. Easterday:

Resolved, That all bills that pass the House be immediately transmitted to the Senate, unless motion is made for reconsideration.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

House bill No. 241: Recommend it do pass as amended.

House bill No. 379: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 249: Recommend it be placed on second reading.

The report was adopted.

House bill No. 80: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 73: Recommend it do pass.

House bill No. 385: Recommend it be substituted by committee bill, and majority recommends that it do pass; minority recommends substitute bill be indefinitely postponed.

SECOND READING OF BILLS.

House bill No. 255, for the protection of livery and boarding stable keepers.

The following amendment by Mr. Wells was adopted:

Amend line 4, section 1, by inserting after the word "care" the words, "by the owner or an authorized agent."

The bill was read the second time by sections, and House bill No. 255 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 21, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 296, entitled "An act providing for the summoning and examination of witnesses before and by prosecuting attorneys," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Strike out the "." after the word "act," in the last line of section 2 of the printed and the original bill, and substitute in lieu thereof a ":", and add the following, "but no information elicited by such prosecuting attorney or his deputies from any witness summoned before him as herein provided, incriminating or tending to incriminate such witness, shall be used against him in any proceeding, prosecution or action

against him, nor shall any confidential or privileged communication revealed by any such witness during such examination be made use of at any time against any person whatsoever."

J. H. EASTERDAY, Chairman.

We concur in this report: Herchmer Johnston, L. H. Brewer, Chas. S. Gleason, Chas. D. King.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 296 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 21, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 392, entitled "An act to provide for the issuance of search warrants for the seizure of game unlawfully taken, killed or acquired, and for the sale of the same in certain cases." have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

In section 1 amend by striking out the word "on" in the 8th line of the printed bill and the 10th line of the original bill, and inserting therefor the word "or."

In section 2 amend by striking out all after the words "paid in," in the 14th line of said section in printed bill and 18th line in original bill.

J. H. EASTERDAY, Chairman.

We concur in this report: Herchmer Johnston, L. H. Brewer, Chas. S. Gleason, Chas. D. King.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 392 passed to third reading and was sent to the Committee on Engrossed Bills.

Senate bill No. 110, for the relief of bankrupts.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred House bills Nos. 89 and 104, entitled "An act relating to the creating of the office of commissioner and assistant commissioner of taxation," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the committee

bill hereto attached be substituted for House bills Nos. 89 and 104, and that it do pass and take the number of "89," and take its place on the calendar and be printed.

HERCHEMER JOHNSTON, Chairman.

We concur in this report: L. H. Brewer, Joseph B. Lindsley, Pat McCoy, Wm. Coate, Wm. Delanty, A. H. Parcel, J. I. Pogue, E. R. York, R. W. Jones, F. W. Comstock, J. B. Wilson.

The bill, was read the second time by sections, the amendments recommended by the committee were adopted, and House substitute bill No. 89 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was rereferred House bill No 117, entitled "An act classifying counties according to population," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend title as follows: In first line, after first word "act," insert the words "entitled An act." In same line, before second word "act," cut out quotation marks. After the last word in the title add a quotation mark and the words "approved March 26, 1890, being section 4007 of Pierce's Washington Code."

In section 1, line 2, strike out quotation marks.

In line 3, after the word "salaries" and before the word "be," place quotation marks and insert the words "approved March 26, 1895."

In section 3, line 5, of printed bill, after the word "clerk," strike out the word "twenty-two" and insert the word "twenty-four."

In line 8 of the printed bill and line 15 of the original bill, strike out the word "fifteen" and place in lieu thereof the word "twenty-two."

JAMES PALMER, Chairman.

We concur in this report: W. L. Howell, W. H. Clark, S. A. Wells, C. L. Mackenzie, A. F. Kees.

The following amendment by Mr. Kees was lost:

Add section 2, to read as follows: SEC. 2. In counties of the eighth class, up to and including counties of the eleventh class, the salary of county commissioners shall be \$800 per year and actual traveling expenses."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 117 passed to third reading and was sent to the Committee on Engrossed Bills.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 3, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 160, entitled "An act amending an act in relation to the assessment and collection of taxes," etc., with the following amendments:

Strike the title and insert the following in lieu thereof:

AN act amending section 29 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116 and 119, and repealing sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½ and 120¾ to said act, and declaring an emergency," approved March 15, 1899, and amending sections 58, 83 and 104 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, and declaring an emergency."

Amend section 1 by striking all of lines 1, 2 and 3, and all of 4 preceding the words "real property," and by inserting in place thereof the following:

SECTION 1. That section 29 of an act entitled "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897, by amending sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 96, 98, 102, 103, 107, 111, 116 and 119, and repealing sections 100, 101, 105, 110, 113, 115, 117, 118 and 121 thereof, and by adding sections 97½, 119¼, 119½, 119¾, 120¼, 120½ and 120¾ to said act, and declaring an emergency, approved March 15, 1899,' is hereby amended to read as follows: Section 29. Section one hundred and nineteen and three-fourths is hereby added to said act to read as follows: Sec. 119¾."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 160.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a majority of your Committee on Counties and County Boundaries, to whom was referred House bill No. 302, entitled "An act to amend section 1 (Pierce's Code, section 3921) of an act entitled 'An act to provide for annexing certain county territory to a neighboring county to which it is contiguous,' and to repeal section 10 of said act,'

approved March 9, 1891," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

Jerry Cooney, W. R. Williams, L. N. Griffin, L. B. Hastings, Robert Dunn.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 16, 1903.

MR. SPEAKER:

We, a minority of your Committee on Counties and County Boundaries, to whom was referred House bill No. 302, entitled "An act to amend section 1 (Pierce's Code, section 3921) of an act entitled 'An act to provide for annexing certain county territory to a neighboring county to which it is contiguous,' and to repeal section 10 of said act,' approved March 9, 1891," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

S. A. WELLS, Chairman.

We concur in this report: Wm. Coate, J. B. Lingerman, W. L. Thompson.

The following amendments by Mr. Coate was adopted:

In line 3 strike out the words "a majority" and insert four-fifths (4-5)."

In line 11 strike out the words "a majority" and insert "four-fifths (4-5)."

The following amendment by Mr. Coate was lost:

In line 13 strike out the word "shall" and insert the word "may."

Mr. Quinn moved that House bill No. 302 be indefinitely postponed.

On roll call the motion failed to pass by the following vote: Yeas 28, nays 46, absent or not voting 20.

Those voting yea were: Bassett, Brown, Cameron, Child, Cooney, Denton, Dunn, Durham, Easterday, Emery, Fitzgerald, Gray, Griffin, Hastings, Howell, Kees, Knoblock, Maloney, McCoy, Mackenzie, Muse, Palmer, Pogue, Quinn, Ranck, Reise, Thacker, and Mr. Speaker—28.

Those voting nay were: Allis, Benn, Brewer, Butler, Carle, Coate, Corliss, Craigie, Dickson, Dix, Eidemiller, Ferguson, Field, Frostad, Gunderson, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Jones, Levy, Lewis, Lingerman, McNicol, Megler, Merrill, Moldstad, Morgan, Parcel, Peaslee, Philbrick, Raine, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, Whitney, Wilson (J. B.), Witter, York, and Zenkner—46.

Absent or not voting were: Clark, Cole, Collins, Comstock, Crandall, Delanty, Dilling, Fletcher, Gleason, Hunter, Johnston (H.), King, Lindsley, Lyons, Morrill, Roth, Weir, White, Williams, and Wilson (R. B.)—20.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

The speaker signed in open session House bills Nos. 164, 79, 175, 163, 31 and 132; also House memorials Nos. 4 and 10.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, your Committee on Corporations other than Municipal, to whom was referred House bill No. 344, entitled "An act making it unlawful to injure, obstruct or destroy any line erected or constructed for the transmission of electrical current, or appurtenances or appliances connected therewith; or to remove, injure or destroy any house, shop, building or other structure or machinery connected therewith; or to set any fire that shall result in such injury or destruction; or to prevent the removal of any obstruction to such lines, etc., approved March 13, 1899," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

Amend title of act by striking out the words, "and declaring an emergency."

Amend section 1 by inserting before the first word in the first line and immediately after the words "Section 1," the words "That section 1 of an act entitled 'An act making it unlawful to injure, obstruct or destroy any line erected or constructed for the transmission of electrical current, or appurtenances or appliances connected therewith; or to remove, injure or destroy any house, shop, building, or other structure or machinery connected therewith; or to set any fire that shall result in such injury or destruction; or to prevent the removal of any obstruction to such lines, and prescribing the punishment therefor,'" approved March 13, 1899, be, and the same is hereby amended to read as follows: Section 1."

Amend section 2 by inserting immediately after the words "Sec. 2." and before the word "It," in the first line of said section, the words, "That section 2 of said act, approved March 13, 1899, be and the same is hereby amended to read as follows, "Section 2."

Amend section 3 by inserting after the words "Sec. 3.," and before the first word "Any," being the first word in the first line of said section, the following words, "That section 3 of said act, approved March

13, 1899, be and the same is hereby amended to read as follows, 'Sec. 3.' "

Strike out all of section 4.

Strike out all of section 5.

W. L. THOMPSON, Chairman.

We concur in this report: Irving T. Cole, L. G. Allis, M. J. Maloney.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 344 passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, a majority of your Committee on Public Morals, to whom was referred House bill No. 145, entitled "An act providing for an election on the liquor question on petition of 25 per cent. of the legal voters; limiting the power of granting licenses in accordance with said election; prescribing penalty for violations, and removal of officers failing to comply with said provisions," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the attached bill be substituted for House bill No. 145, and that the same do pass, be placed on second reading and be printed.

G. W. BASSETT, Chairman.

We concur in this report: James T. Johnson, William H. Lewis.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 20, 1903.

MR. SPEAKER:

We, a minority of your Committee on Public Morals, to whom was referred House bill No. 145, entitled "An act providing for an election on the liquor question on petition of 25 per cent. of the legal voters; limiting the power of granting licenses in accordance with said election; prescribing penalty for violation, and removal of officers failing to comply with said provisions," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that House bill No. 145 be indefinitely postponed.

JOS. FERGUSON.

L. G. ALLIS.

The following amendment by Mr. Gray to House substitute bill No. 145 was adopted.

Strike out in section 1, line 1, the words "twenty-five per cent." and insert in lieu thereof the words "a majority."

The following amendment was offered by Mr. Gray:

In section 4, line 1, strike out the words "twenty-five per cent." and insert in lieu thereof "a majority."

On roll call the amendment passed by the following vote: Yeas 38, nays 35, absent or not voting 21.

Those voting yea were: Allis, Benn, Carle, Corliss, Crandall, Delanty, Denton, Dickson, Dunn, Durham, Ferguson, Fitzgerald, Fletcher, Gray, Griffin, Hastings, Jeffries, Johnston (H.), Kees, Knoblock, Levy, McCoy, McNicol, Megler, Morgan, Muse, Palmer, Philbrick, Quinn, Reise, Stevenson, Thacker, Thompson, Wells, White, Whitney, Wilson (R. B.), and Zenkner—38.

Those voting nay were: Bassett, Brewer, Butler, Cameron, Coate, Cooney, Craigue, Dix, Emery, Field, Frostad, Gleason, Gunderson, Haynes, Henry, Howard, Johnson (J. T.), Jones, King, Lewis, Lindsley, Merrill, Moldstad, Parcel, Peaslee, Pogue, Raine, Ranck, Roberts, Stark, Tibbetts, Veness, Williams, Witter, and York—35.

Absent or not voting were: Brown, Child, Clark, Cole, Collins, Comstock, Dilling, Easterday, Eidemiller, Hopp, Howell, Hunter, Lingerman, Lyons, Maloney, Mackenzie, Morrill, Roth, Weir, Wilson (J. B.), and Mr. Speaker—21.

The bill was read a second time by sections, and House substitute bill No. 145 passed to third reading, and was sent to the Committee on Engrossed Bills.

House bill No. 383, amending an act to provide for the adulteration of food.

The bill was read the second time by sections, passed to third reading and was sent to the Committee on Engrossed Bills.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

We, your Committee on Tide Lands, to whom was referred House bill No. 281, entitled "An act authorizing and empowering the Board of State Land Commissioners to vacate plats covering state granted, school, tide or shore lands, and streets, alleys and other public places therein situated, and to plat, replat, appraise and dispose of the same," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

In the title, line 5 of the printed bill and line 7 of the original bill, after the word "parcel" add the words "or parcels," and strike out the words "and declaring an emergency."

Strike out all of section 6.

GEO. W. DILLING, Chairman.

We concur in this report: G. B. Gunderson, L. B. Hastings, W. A. Carle, G. W. Jeffries, E. B. Benn, Fred Eidemiller.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 281 passed to third reading, and was sent to the Committee on Engrossed Bills.

Senate bill No. 123, defining the crime of rape and declaring it a felony.

The bill was read the second time by sections and passed to third reading.

On motion of Mr. Thompson, the emergency clause was ordered stricken from the bill.

On motion of Mr. Levy, the rules were suspended, the second reading was considered the third, and Senate bill No. 123 was placed on final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Coate, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dunn, Durham, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingergerman, Lyons, Maloney, McCoy, McNicol, Megler, Moldstad, Morgan, Morrill, Palmer, Parcel, Philbrick, Pogue, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—70.

Absent or not voting were: Bassett, Brown, Clark, Cole, Collins, Comstock, Craigue, Dickson, Dix, Emery, Fitzgerald, Griffin, Hopp, Hunter, Lindsley, Mackenzie, Merrill, Muse, Peaslee, Quinn, Raine, Roth, Weir, and Wilson (J. B.)—24.

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

Senate bill No. 94, to amend section 901 of the code of 1881 defining the offense of barratry.

The bill was read the second time by sections, and Senate bill No. 94 passed to third reading.

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 372, entitled "An act to amend sections 5637, 5638, 5640 and 5641 of Ballinger's Annotated Codes and Statutes of Washington, relating to procedure in the appropriation of private property by corporations," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 1, insert the following words and figures: "being section 5102 of Pierce's Code."

After the word "which," in the seventh line of the printed bill and the ninth line of the original bill, section 1, insert the word "petition."

Strike out the word "or" between the word "property" and the word "interest," in the seventh line of the printed bill and the tenth line of the original bill, section 1, and substitute therefor the following words: "and the."

Strike out the words "in property," in the seventh and eighth lines of the printed bill and the tenth line of the original bill, section 1, and substitute therefor the word "therein."

Strike out the words "in property," in the 18th line of the printed bill and the 24th line of the original bill, section 1, and substitute therefor the word "therein."

Strike out the words "in property," in the 20th line of the printed bill and the 26th line of the original bill, section 1, and substitute therefor the word "therein."

Strike out the words "in property," in the 24th line of the printed bill and the 32nd line of the original bill, section 1, and substitute therefor the word "therein."

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 2, insert the following words and figures: "being section 5103 of Pierce's Code."

After the word "statutes," in the ninth line of the printed bill and the 12th line of the original bill, section 2, insert the following words and figures: "being section 332 of Pierce's Code."

After the word "Washington," in the first line of the printed bill and the second line of the original bill, section 3, insert the following words and figures: "being section 5105 of Pierce's Code."

After the word "Washington," in the first line of the printed bill, and the second line of the original bill, section 4, insert the following words and figures: "being section 5106 of Pierce's Code."

Jos. B. Linsley, S. A. Wells, Chas. S. Gleason, Jas. T. Johnson, Chas. D. King, E. R. York.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No.

372 passed to third reading, and was sent to the Committee on Engrossed Bills.

The House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Allis, Brown, Clark, Cole, Collins, Lyons, Mackenzie and Witter.

Mr. Cole was excused.

THIRD READING OF BILLS.

By unanimous consent the House passed to third reading of bills.

Senate bill No. 80, amending an act to establish a state fair.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 80, nays 0, absent or not voting 14.

Those voting yea were: Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Coate, Comstock, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Jeffries, Johnson (J. T.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—80.

Absent or not voting were: Allis, Child, Clark, Cole, Collins, Hopp, Hunter, Johnston (H.), King, Lyons, Megler, Philbrick, Roberts, and Veness—14.

The emergency clause passed by the following vote: Yeas 81, nays 0, absent or not voting 13.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Comstock, Cooney, Corliss,

Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—81.

Absent or not voting were: Clark, Cole, Collins, Crandall, Hunter, Johnston (H.), Lyons, Peaslee, Philbrick, Quinn, Raine, Thompson, and Zenkner—13.

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

House bill No. 295, providing for the settlement of taxes assessed against mining properties.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 85, nays 0, absent or not voting 9.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Cameron, Child, Coate, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—85.

Absent or not voting were: Benn, Carle, Clark, Cole, Collins, Hunter, Lyons, Quinn, and Zenkner—9.

The emergency clause was passed by the following vote: Yeas 83, nays 0, absent or not voting 11.

Those voting yea were: Allis, Bassett, Brewer, Brown, But-

ler, Cameron, Child, Coate, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—83.

Absent or not voting: Benn, Carle, Clark, Cole, Collins, Hunter, Jeffries, King, Lyons, Philbrick, and Quinn—11.

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

House bill No. 75, amending section 21 of Chapter LXXI of the Laws of 1897.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 75, nays 3, absent or not voting 16.

Mr. Ferguson changed his vote from yea to nay.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Coate, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Ranck, Reise, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—75.

Those voting nay were: Fitzgerald, Lindsley, and Maloney—3.

Absent or not voting were: Carle, Child, Clark, Cole, Collins, Corliss, Henry, Hunter, Lyons, Palmer, Philbrick, Quinn, Raine, Roberts, Roth, and Weir—16.

The emergency clause was passed by the following vote: Yeas 63, nays 16, absent or not voting 15.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Coate, Comstock, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, McCoy, McNicol, Merrill, Morgan, Morrill, Parcel, Wells, White, Whitney, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—63.

Those voting nay were: Cameron, Child, Cooney, Fitzgerald, Lindsley, Maloney, Mackenzie, Megler, Muse, Palmer, Reise, Roth, Tibbetts, Veness, Wilson (R. B.), and Witter—16.

Absent or not voting were: Carle, Clark, Cole, Collins, Corliss, Frostad, Henry, Hunter, Lyons, Moldstad, Quinn, Raine, Roberts, Thompson, and Weir—15.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 3, 1903.

MR. SPEAKER:

The President has signed House bill No. 132, entitled "An act providing for a search warrant for liquor kept contrary to law."

Also House memorial No. 10, asking that Grays River be surveyed and examined for improvements.

Also House bill No. 31, entitled "An act amending the act authorizing cities and towns to construct sewers."

Also House bill No. 163, amending the act providing for the organization of municipal corporations.

Also House memorial No. 4, for the restoration of certain lands in San Juan County.

Also House bill No. 175, amending an act relating to justices of the peace and constables.

Also House substitute bill No. 79, providing for a superior judge for the counties of Chelan, Douglas, Okanogan and Ferry.

Also House bill No. 164, providing for the organization of municipal corporations.

Also Senate bill No. 72, providing for the protection of employes in factories, mills, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SPECIAL ORDER.

At 2:30 p. m. the second reading of House substitute bill No 271 was considered.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred substitute House bill No. 271, entitled "An act to create a state oyster commission, to define its duties and powers," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

In section 13, line 3, of the printed bill, and line 4 of same section of the original bill, strike the word "felony" and substitute in lieu thereof the word "misdemeanor."

In section 14, line 1, of the printed bill, and same section, line 2, of the original bill, strike the word "ten" and substitute therefor the word "five."

CHAS I. ROTH, Chairman.

We concur in this report: J. G. Megler, W. H. Thacker, W. R. Williams, Jerry Cooney, Ralph Philbrick.

The following amendments by Mr. Williams were lost:

In section 8, line 23, of the printed bill, after the word "of" add the words "from fifteen to."

After the word "and," in line 24, add the words "from five to"; also after the word "places," in said line, add "according to the discretion of said board."

The following amendment was offered by Mr. Easterday:

In line 24, section 8, after the word "places," near the end of the line, insert "one-half of which shall be paid into the state general fund."

The amendment was withdrawn by Mr. Easterday.

The following amendment by Mr. Megler was adopted:

Add to the end of section 14 the words "and thereafter 50 per cent. of the amount received for licenses and receipts for seed shall be paid into the state general fund."

The following amendment by Mr. Thompson was lost:

Strike out section 6 and in lieu thereof insert the following:

"Sec. 6. The said commission shall have the right to provide for the

sale and the manner of sale of such portions of the oyster land reserves as are not actually seed producing."

The following amendment by Mr. Jones was adopted:

Strike out the word "bill" and insert in lieu thereof the word "act," in line 1 of section 11.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 271 passed to third reading.

On motion of Mr. Gunderson, the rules were suspended, the second reading was considered the third, and House bill No. 271 was placed on final passage and passed by the following vote: Yeas 79, nays 1, absent or not voting 14.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Child, Coate, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—79.

Mr. Fitzgerald voted nay.

Absent or not voting were: Brown, Carle, Clark, Cole, Collins, Comstock, Fletcher, Hunter, Kees, Lindsley, Lyons, Roberts, Weir, and Whitney—14.

The emergency clause was passed by the following vote: Yeas 81, nays 1, absent or not voting 12.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Child, Coate, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn,

Raine, Ranck, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—81.

Mr. Fitzgerald voted nay.

Absent or not voting were: Brown, Carle, Clark, Cole, Collins, Hunter, Lyons, Philbrick, Reise, Roberts, Weir, and Whitney—12.

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

On motion of Mr. Megler, the bill was ordered engrossed.

The speaker signed in open session House bills Nos. 404, 62, 167 and 130 and Senate bill No. 72.

THIRD READING OF BILLS.

House bill No. 317, amending an act to define the duties and provide for the assistance of the Secretary of State.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Brewer, Butler, Cameron, Child, Coate, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lingerman, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—70.

Absent or not voting were: Bassett, Benn, Brown, Carle, Clark, Cole, Collins, Corliss, Crandall, Eidemiller, Howell, Hunter, King, Lewis, Lyons, Mackenzie, Peaslee, Philbrick, Raine, Reise, Veness, Weir, White, and Zenkner—24.

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

On motion of Mr. Craigue, the House passed to reconsideration of the vote by which the emergency clause to Senate bill No. 93 failed to pass.

The emergency clause passed the House by the following vote: yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Brewer, Butler, Cameron, Coate, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—72.

Those absent or not voting were: Bassett, Benn, Brown, Carle, Child, Clark, Cole, Collins, Comstock, Dickson, Easterday, Eidemiller, Howell, Hunter, Lingerman, Lyons, Mackenzie, Philbrick, Reise, Roth, Veness and Weir—22.

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

House bill No. 63, to provide for the protection of trout and other game fish.

The bill as engrossed was read a third time, placed upon final passage and passed by the following vote: Yeas 64, nays 0, absent or not voting 30.

Those voting yea were: Allis, Bassett, Brewer, Butler, Coate, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lingerman, Maloney, McCoy, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—64.

Those absent or not voting were: Benn, Brown, Cameron, Carle, Child, Clark, Cole, Collins, Comstock, Corliss, Dickson, Easterday, Eidemiller, Griffin, Hastings, Howell, Hunter, Jeffries, Levy, Lindsley, Lyons, Mackenzie, McNicol, Moldstad, Philbrick, Reise, Roberts, Veness, Weir and York—30.

The emergency clause passed by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those absent or not voting were: Bassett, Benn, Butler, Coate, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—66.

Those absent or not voting were: Allis, Brewer, Brown, Cameron, Carle, Child, Clark, Cole, Collins, Corliss, Crandall, Dickson, Eidemiller, Hastings, Hunter, Jeffries, Levy, Lyons, McCoy, McNicol, Moldstad, Philbrick, Reise, Roberts, Stevenson, Veness, Weir and Zenkner—28.

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

House bill No. 279, amending section 7038 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Child, Coate, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, Megler, Merrill, Morgan, Morrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—73.

Those absent or not voting were: Brown, Carle, Clark, Cole, Collins, Corliss, Fitzgerald, Hastings, Hunter, Jeffries, Levy, Lyons, McNicol, Moldstad, Palmer, Peaslee, Philbrick, Roth, Veness, Weir and Wilson (R. B.)—21.

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

House bill No. 254, amending section 4854 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Child, Coate, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Moldstad, Morgan, Muse, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—69.

Mr. Roth voted nay.

Those absent or not voting were: Brown, Cameron, Carle, Clark, Cole, Collins, Corliss, Dickson, Dilling, Gleason, Griffin, Hunter, Jeffries, Levy, Lyons, Megler, Merrill, Morrill, Palmer, Philbrick, Raine, Thacker, Weir and Wilson (R. B.)—24.

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

House bill No. 34, authorizing the taking of private property for school districts.

On motion of Mr. Easterday, the rules were suspended, the second reading was considered the third, and House bill No. 34 was placed on final passage, and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Child, Coate, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Pogue, Quinn, Ranck, Reise, Roberts, Stark,

Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—69.

Those absent or not voting were: Brown, Cameron, Carle, Clark, Cole, Collins, Corliss, Dickson, Dilling, Ferguson, Griffin, Howell, Hunter, Jeffries, King, Levy, Lyons, Maloney, Morrill, Palmer, Peaslee, Philbrick, Raine, Roth and Weir—25.

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

House bill No. 299, to repeal an act to provide for the setting aside of certain school lands.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Bassett, Benn, Brewer, Butler, Cameron, Child, Comstock, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—70.

Those absent or not voting were: Allis, Brown, Carle, Clark, Coate, Cole, Collins, Corliss, Craigue, Ferguson, Griffin, Hunter, Jeffries, Jones, Levy, Lyons, Morrill, Palmer, Peaslee, Philbrick, Roberts, Roth, Thacker and Weir—24.

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

House bill No. 333, making fish traps, pound nets and set net fishing locations subject to taxation.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 46, nays 21, absent or not voting 27.

Messrs. Dunn, Eidemiller, Roth and Hastings changed their votes from yea to nay.

Mr. Hopp changed his vote from nay to yea.

Those voting yea were: Bassett, Cameron, Child, Delanty, Denton, Dickson, Dilling, Dix, Easterday, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, Merrill, Morgan, Muse, Palmer, Parcel, Pogue, Raine, Ranck, Reise, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Witter, York and Mr. Speaker—46.

Those voting nay were: Butler, Comstock, Cooney, Crandall, Dunn, Durham, Eidemiller, Field, Fletcher, Hastings, Johnson (J. T.), Kees, McNicol, Megler, Moldstad, Peaslee, Roberts, Roth, Stevenson, Williams and Wilson (J. B.)—21.

Those absent or not voting were: Allis, Benn, Brewer, Brown, Carle, Clark, Coate, Cole, Collins, Corliss, Craigie, Emery, Ferguson, Fitzgerald, Griffin, Hunter, Jeffries, Levy, Lyons, Morrill, Philbrick, Quinn, Thompson, Weir, White, Wilson (R. B.) and Zenkner—27.

The House took a recess at 5 p. m. till 7:30 p. m.

EVENING SESSION.

The House was called to order by the Speaker at 7:30 p. m.

Roll call showed all members present except Messrs. Bassett, Benn, Brown, Carle, Child, Cole, Collins, Comstock, Corliss, Denton, Dickson, Dilling, Durham, Ferguson, Fitzgerald, Haynes, Howell, Howard, Hunter, Kees, Lewis, Lingerman, Lyons, Maloney, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Raine, Roth, Stevenson, Veness, Weir, White and Whitney.

Mr. Raine was excused.

Mr. Ranck was called to the chair.

SPECIAL ORDER.

House bill No. 58, relating to fees of public officers and jurors and witnesses.

The following amendments by Mr. King were adopted.

Amend by striking out all of lines 20 and 21.

Amend in line 22 by striking out the word "other," between the words "any" and "action," and inserting in lieu thereof the word "civil."

The following amendment by Mr. Gray was lost.

In line 184 strike out "10 cents per mile each way" and insert "5 cents per mile each way."

The following amendment by Mr. Brewer was lost:

Strike out \$2.00 in line 178 and insert \$3.00.

The following amendment by Mr. Gleason was adopted:

In line 182 strike out ".05" and insert ".10."

Mr. Quinn moved that House bill No. 58 be indefinitely postponed.

The motion was lost.

The following amendment by Mr. York was lost:

Strike out all of line 153.

Mr. R. B. Wilson moved to strike out the enacting clause.

The motion was ruled out of order.

The following amendment by Mr. Zenkner was lost:

In line 158 strike out "\$5.00" and insert in lieu thereof "\$3.00."

The following amendment by Mr. King was adopted:

Strike from the title the words "and amending section 2086 of the Code of Washington of 1881," in lines 1 and 2.

The bill was read the second time by sections, and House bill No. 58 passed to third reading, and was sent to the Committee on Engrossed Bills.

Amended House bill No. 124, to establish a code of probate law and procedure.

On motion of Mr. Easterday, the first reading was considered the second, the rules were suspended, the second reading was considered the third, and House bill No. 124 was placed on final passage and passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Allis, Brewer, Brown, Cameron, Child, Coate, Collins, Cooney, Corliss, Craigie, Crandall, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Levy, Lindsley, Lingerman, McCoy, McNicol, Merrill, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—63.

Those absent or not voting were: Bassett, Benn, Butler, Carle,

Clark, Cole, Comstock, Delanty, Denton, Dickson, Dilling, Eidemiler, Fitzgerald, Griffin, Haynes, Hunter, Jeffries, Kees, Knoblock, Lewis, Lyons, Maloney, Mackenzie, Megler, Moldstad, Morrill, Muse, Raine, Reise, Roth and Whitney—31.

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

The House adjourned at 9 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTY-SECOND DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Washington, Wednesday, March 4, 1903. }
10 o'clock a. m. }

The House was called to order by the Speaker at 10 a. m.

Roll call showed all members present except Messrs. Cole, Collins, Lyons, McNicol and R. B. Wilson.

Rev. R. M. Hayes offered prayer.

On motion of Mr. Fletcher, the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

C. M. Forest was appointed enrolling clerk in place of C. E. Newton, and the oath of office was administered to him.

PETITIONS.

Petitions from the employers of labor in favor of the passage of Senate bill No. 76 and against the passage of Senate bill No. 93.

Referred to the Committee on Judiciary.

From citizens of Bremerton and Sunnyside in regard to the liquor traffic.

Referred to the Committee on Public Morals.

From Frank Pierce in regard to the passage of House bill No. 267.

Referred to the Committee on Appropriations.

RESOLUTION.

From the Tacoma Chamber of Commerce in regard to the inspection of oil.

Referred to the Committee on Judiciary.

The following communication from the Attorney General in regard to railroad and tax commissions was received.

STATE OF WASHINGTON, ATTORNEY GENERAL'S OFFICE,
OLYMPIA, Wash., February 27, 1903.

To the Speaker and Members of the House of Representatives of the State of Washington:

Some days ago our office received a resolution submitting the following questions:

"1. Whether a railroad or tax commission can be clothed with any greater power than the fixing of the valuation of property for the purposes of assessments in regard to taxation.

"2. Whether or not the prescribing of a fixed valuation by a state commission upon such corporate property to the local authorities as a basis for the levy of local revenue would be a violation of said Article XI, section 12, or Article VII, section 9, of the state constitution, and whether such valuation could be made mandatory upon the local assessment districts for local taxing purposes."

These questions are very general in their terms, but I understand the specific question upon which an opinion is desired is whether or not, under our constitution and the general revenue law as it exists, a railway or tax commission could be constitutionally clothed with authority to fix the value of railway property, and the assessors of the various counties be required to accept these values fixed by such commission as the value in money of the railroad property in their respective counties.

Under section 3 of Article VII of the state constitution, I am led to believe that the question must be answered in the negative, for the reason that the methods pursued in ascertaining the value of corporate and individual property do not conform to said section 3. This letter is written without particular reference to the railway or tax commission bills now pending before the legislature, but relates to the question as an abstract proposition.

Very truly,

W. B. STRATTON, Attorney General.

P. S.—Enclosed herewith is a copy of an opinion to the State Senate, dated February 27, 1903.

Referred to the Committee on Revenue and Taxation.

Mr. Roth moved that the vote by which House bill No. 333 failed to pass be reconsidered.

The motion prevailed on rising vote, yeas 38, nays 20.

On roll call, House bill No. 333 failed to pass by the following vote: Yeas 45, nays 35, absent or not voting 14.

Those voting yea were: Bassett, Cameron, Child, Corliss, Delanty, Denton, Dilling, Dix, Easterday, Ferguson, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Howell, Howard, Hunter, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, Merrill, Moldstad, Morgan, Palmer, Parcel, Philbrick, Quinn, Raine, Reise, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Witter and York—45.

Those voting nay were: Benn, Brewer, Brown, Butler, Carle, Coate, Comstock, Cooney, Craigie, Crandall, Dunn, Durham, Eidemiller, Emery, Field, Fitzgerald, Fletcher, Griffin, Jeffries, Kees, Levy, Megler, Morrill, Muse, Peaslee, Pogue, Ranck, Roberts, Stevenson, White, Whitney, Williams, Wilson (J. B.), Zenkner and Mr. Speaker—35.

Those absent or not voting were: Allis, Clark, Cole, Collins, Dickson, Hastings, Hopp, Johnson (J. T.), Lyons, Mackenzie, McNicol, Thompson, Weir and Wilson (R. B.)—14.

REPORTS OF STANDING COMMITTEES.

House bill No. 61: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 105: Recommend it do pass as amended and be placed on second reading.

House bill No. 446: Recommend it do pass.

House bill No. 424: Recommend it do pass.

House bill No. 438: Recommend it be placed on calendar for second reading.

House bill No. 436: Recommend it be indefinitely postponed.

Senate bill No. 92: Recommend it do pass.

House bill No. 417: Recommend it do pass.

Senate bill No. 99: Recommend it do pass.

Senate bill No. 172: Recommend it do pass.

Senate bill No. 125: Recommend it do pass.

House bill No. 431: Recommend it do pass.

Senate bill No. 121: Recommend it do pass.

House bill No. 309: Recommend it do pass as amended.

House bill No. 186: Recommend it be indefinitely postponed.

House bill No. 439: Recommend it do pass.

House bill No. 162: Recommend it do pass.

Senate bill No. 120: Majority report recommends it do pass as amended; minority report recommends it be indefinitely postponed.

Reports on House bills Nos. 105, 438, 436 and 186 were adopted.

By unanimous consent, House bill No. 431 was read the first time.

The following amendments by Mr. Maloney were adopted:

Amend line 2 of printed bill by striking out the word "said" before the word "twenty," and the word "said" before the word "Stevens."

Amend line 3 of the printed bill by inserting after the word "county" the words "issued April 2, 1894, and being a part of an issue of \$65,000.00, and now owned by the State of Washington."

Amend line 3 of the printed bill by striking out the word "interest" after "1914" and before the word "at."

In line 1 of the preamble of the printed bill, after the word "twenty" and before the word "one" strike out the hyphen.

The bill was read the second time by sections, and House bill No. 431 passed to third reading.

On motion of Mr. Maloney, the rules were suspended, the second reading was considered the third, and House bill No. 431 was placed on final passage, and passed by the following vote: Yeas 50, nays 24, absent or not voting 20.

Those voting yea were: Benn, Brewer, Child, Coate, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Eidemiller, Ferguson, Fitzgerald, Fletcher, Gleason, Gray, Gundersen, Hastings, Haynes, Hopp, Howard, Howell, Jeffries, Johnston (H.), Jones, Levy, Lewis, Lingerman, Maloney, McCoy, Megler, Merrill, Morgan, Muse, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Stevenson, Thacker, Tibbetts, Veness, Whitney, Williams, Wilson (J. B.), Zenkner and Mr. Speaker—50.

Those voting nay were: Bassett, Brown, Cameron, Denton, Dilling, Dix, Easterday, Emery, Field, Frostad, Griffin, Henry, King, Lindsley, Moldstad, Morrill, Parcel, Peaslee, Roberts, Roth, Stark, White, Witter and York—24.

Those absent or not voting were: Allis, Butler, Carle, Clark, Cole, Collins, Dunn, Durham, Hunter, Johnson (J. T.), Kees, Knoblock, Lyons, Mackenzie, McNicol, Reise, Thompson, Weir, Wells and Wilson (R. B.)—20.

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

On motion of Mr. Cameron, the vote by which the emergency clause to House bill No. 202 failed to pass was reconsidered.

On roll call, the emergency clause passed by the following vote: yeas 74, nays 3, absent or not voting 17.

Those voting yea were: Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Comstock, Cooney, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, McKenzie, Merrill, Moldstad, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, White, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—74.

Those voting nay were: Crandall, Durham and Muse—3.

Those absent or not voting were: Allis, Cole, Collins, Hunter, Johnson (J. T.), Jones, Lyons, McNicol, Megler, Morrill, Reise, Thompson, Weir, Wells, Whitney, Wilson (R. B.) and Witter—17.

REPORT OF SPECIAL COMMITTEE.

The special committee to inquire into state printing contracts reported, and the reports were adopted and referred to the Committee on Appropriations.

On motion of Mr. Gleason, Senate supplemental bill No. 86 was ordered placed on calendar for consideration with Senate bill No. 86.

MESAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 137, entitled "An act to amend section 7386 of Ballinger's Annotated Codes and Statutes of Washington, relating to the casting of sawdust and other lumber waste in water where fish resort to spawn."

Also House bill No. 70, providing for the compulsory attendance in school of children between the ages of 8 and 15 years.

Also House bill No. 201, to require statements of fact and evidence produced in support of claims made to the Legislature.

Also House bill No. 59, defining criminal anarchy.

Also House bill No. 55, to provide for the close season for trout fishing in Chelan county.

Also House bill No. 90, providing that on public work eight hours shall constitute a day's work.

Also House bill No. 15, An act to prohibit the carrying on the business of barbering on Sunday.

Also House bill No. 177, providing for the protection of orphan, homeless, neglected or abused children.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 178, entitled "An act repealing Chapter LIX of Ballinger's Statutes and Code of Washington, relating to the law of libel," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 19, entitled "An act prescribing a limit upon the assessment of abutting property for local improvements," etc., with the following amendments:

Amend the title by inserting in second line of engrossed bill, after the word "improvements," the words "in cities of the first, second and third class."

In line 1 of section 1 strike out the words "or town" and insert in lieu thereof the words "of the first, second or third class."

In line 7 of the engrossed bill strike out the words "or town" and insert in lieu thereof the words "of the first, second or third class."

In line 1 of section 3 strike out the words "or town" and insert in lieu thereof the words "of the first, second or third class."

In line 3 of section 3 of the engrossed bill strike out the words "or town" and insert in lieu thereof the words "of the first, second or third class."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House refused to concur in Senate amendment to House bill No. 19.

FIRST READING OF SENATE BILLS.

Senate bill No. 137, relating to the casting of sawdust in rivers where fish spawn.

Referred to Committee on Fisheries.

Senate bill No. 178: An act repealing Chapter LIX, Session Laws of 1899.

Referred to the Committee on Judiciary.

THIRD READING OF BILLS.

By unanimous consent, the House passed to third reading of bills.

House bill No. 342, amending an act creating and providing for the enforcement of liens for laboring material.

On motion of Mr. Lewis, the rules were suspended, the second reading was considered the third, and House bill No. 342 was placed on final passage, and failed to pass by the following vote: Yeas 30, nays 35, absent or not voting 29.

Those voting yea were: Allis, Benn, Butler, Delanty, Dilling, Dix, Eidemiller, Emery, Field, Gleason, Griffin, Gunderson, Haynes, Henry, Howard, Howell, Jones, Lewis, Lindsley, Moldstad, Parcel, Peaslee, Pogue, Raine, Ranck, Roberts, Tibbetts, Wells, York and Zenkner—30.

Those voting nay were: Bassett, Cameron, Child, Cooney, Corliss, Craigue, Crandall, Denton, Dunn, Easterday, Ferguson, Fitzgerald, Gray, Hastings, Hunter, Jeffries, Johnston (H.), Levy, Lingerman, McCoy, Mackenzie, Merrill, Morgan, Quinn, Reise, Roth, Stark, Stevenson, Thacker, Veness, White, Whitney, Williams, Witter and Mr. Speaker—35.

Those absent or not voting were: Brewer, Brown, Carle, Clark, Coate, Cole, Collins, Comstock, Dickson, Durham, Fletcher, Frostad, Hopp, Johnson (J. T.), Kees, King, Knoblock, Lyons, Maloney, McNicol, Megler, Morrill, Muse, Palmer, Philbrick, Thompson, Weir, Wilson (J. B.) and Wilson (R. B.)—29.

House bill No. 305, amending sections 1347 and 1350 of Vol. 2 of Hill's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 74, nays 1, absent or not voting 19.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Child, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp,

Howard, Howell, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—74.

Mr. Merrill voted nay.

Those absent or not voting were: Brown, Clark, Coate, Cole, Collins, Comstock, Durham, Johnson (J. T.), Lyons, Maloney, McNicol, Megler, Morrill, Raine, Roberts, Thompson, Weir, Whitney and Wilson (R. B.)—19.

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

House bill No. 220, governing pilotage on the waters of Puget Sound and its tributaries.

On motion of Mr. Hastings, the rules were suspended, the second reading was considered the third, and House bill No. 220 was placed on final passage, and passed by the following vote: Yeas 57, nays 7, absent or not voting 30.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Child, Coate, Cooney, Craigie, Delanty, Dickson, Dix, Dunn, Durham, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Hunter, Jeffries, Jones, King, Knoblock, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Megler, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Wells, White, Whitney, Wilson (J. B.), Witter, Zenkner and Mr. Speaker—57.

Those voting nay were: Corliss, Crandall, Dilling, Eidemiller, Griffin, Johnston (H.) and Lingerman—7.

Those absent or not voting were: Brewer, Brown, Cameron, Clark, Cole, Collins, Comstock, Denton, Easterday, Emery, Gleason, Howard, Howell, Johnson (J. T.), Kees, Levy, Lyons, McNicol, Merrill, Morrill, Quinn, Raine, Ranck, Roberts, Thompson, Veness, Weir, Williams, Wilson (R. B.) and York—30.

The emergency clause passed the House by the following vote: Yeas 64, nays 6, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Cooney, Craigie, Crandall, Delanty,

Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jones, King, Knoblock, Levy, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Peaslee, Pogue, Raine, Reise, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Whitney, Wilson (J. B.), Witter, Zenkner and Mr. Speaker—64.

Those voting nay were: Corliss, Johnston (H.), Lingerman, Lyons, Parcel and York—6.

Those absent or not voting were: Brown, Cameron, Cole, Collins, Comstock, Easterday, Emery, Fitzgerald, Gleason, Howell, Hunter, Jeffries, Johnson (J. T.), Kees, McNicol, Morrill, Philbrick, Quinn, Ranck, Roberts, Thompson, Weir, Williams and Wilson (R. B.)—24.

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

The House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Craigue, J. T. Johnson, McNicol and Weir.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.
OLYMPIA, Wash., March 4, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Wash.:

SIR: The Governor has this day approved the following bills:

House bill No. 164, entitled "An act to amend section 166 of an act entitled 'An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890.'"

House bill No. 175, entitled "An act amending sections 3 and 6 of an act entitled 'An act relating to justices of the peace and constables in cities of the first class and fixing their number and salaries, and providing for making one of the justices elected in such cities a police justice, and defining his duties, jurisdiction and powers,' approved March

13, 1899, being Chapter LXXXV of Session Laws of 1899, and declaring an emergency."

House bill No. 163, entitled "An act to amend section 130 of an act entitled 'An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency,' approved March 27, 1890."

House bill No. 132, entitled "An act providing for the search for and seizure of liquors received, kept or used contrary to law, and the appliances used in connection therewith, and to define and punish as misdemeanors all violations thereof, and vesting all magistrates with authority to receive complaints and issue warrants against all persons violating the provisions of this act."

House bill No. 31, entitled "An act to amend section two (2) of an act entitled 'An act authorizing cities and towns other than cities of the first class to construct sewers and drains within assessment districts, and to levy and collect special assessments and taxes to pay therefor, and declaring an emergency,' approved March 14, 1899."

House joint memorial No. 1, favoring anti-trust legislation.

House joint resolution No. 5, urging Congress to appropriate money for the dredging and improvement of the Skagit river.

House joint memorial No. 9, protesting against the proposed forest reserve in Skagit county.

House joint memorial No. 10, memorializing Congress for the improvement of Gray's River, in Wahkiakum county.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The President has signed House bill No. 404, entitled "An act to provide for the purchase of additional land adjoining the grounds upon which is located the main building for defective youth.

Also House bill No. 62, entitled "An act providing for the appointment and qualification of an Assistant Commissioner of Public Lands."

Also House bill No. 167, entitled "An act fixing the time from which the term of the sentence of persons convicted of felony shall commence to run."

Also House bill No. 130, entitled "An act relating to the sale of certain articles of merchandise, and providing for the licensing of same."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The President has signed Senate bill No. 112, entitled "An act for the relief of the Washington State Sugar Company," and the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER:

The President has signed Senate bill No. 70, entitled "An act to amend section 3753 of Ballinger's Annotated Codes and Statutes of Washington, relating to drainage districts."

Also Senate bill No. 49, entitled "An act to amend section 6 of an act entitled 'An act in relation to attachments and garnishments.'"

Also Senate bill No. 152, entitled "An act relating to the tide lands of the City of Hoquiam and providing for the platting, appraisement and sale thereof."

Also Senate memorial No. 7, that the Duwamish river and its two confluent, the White river and Black river, are proper subjects for government control.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

THIRD READING OF BILLS.

House bill No. 285, amending an act regulating the selection of jurors.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 82, nays 0, absent or not voting 12.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Cole, Comstock, Cooney, Corliss, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—82.

Those absent or not voting were: Clark, Coate, Collins, Craigue, Denton, Easterday, Fletcher, Johnson (J. T.), Muse, Roth, Stevenson and Weir—12.

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

Mr. Easterday was called to the chair.

House bill No. 194, relating to revenue and taxation.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 86, nays 0, absent or not voting 8.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—86.

Those absent or not voting were: Brown, Crandall, Howell, Muse, Palmer, Veness, Weir and Mr. Speaker—8.

The emergency clause passed by the following vote: Yeas 86, nays 0, absent or not voting 8.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnson (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness,

Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—86.

Those absent or not voting were: Crandall, Denton, Howell, McCoy, Muse, Thompson, Weir and Mr. Speaker—8.

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

SPECIAL ORDERS.

Mr. Johnston moved for a reconsideration of the vote by which House bill No. 435 failed to pass. The motion was adopted.

Mr. Johnston moved that House bill No. 435 be indefinitely postponed. The motion prevailed.

House bill No. 94, establishing a railroad and transportation commission.

On motion of Mr. Lewis, the rules were suspended, the second reading was considered the third, and House bill No. 94 was placed on final passage.

Mr. Lewis moved a call of the House.

The doors were locked, and roll call showed the following members present: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker.

Messrs. Muse and Weir failed to answer to their names.

The call of the House was dispensed with, and House bill No. 94 passed the House by the following vote: Yeas 52, nays 40, absent or not voting 2.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Child, Cole, Collins, Cooney, Corliss, Denton, Dickson, Dilling, Dix, Dunn, Durham, Field, Frostad, Gray, Gunderson, Haynes,

Henry, Hopp, Howard, Howell, Jones, King, Knoblock, Lewis, Lindsley, Maloney, Mackenzie, Megler, Moldstad, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Stark, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—52.

Those voting nay were: Brewer, Brown, Carle, Clark, Coate, Comstock, Craigue, Crandall, Delanty, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Fletcher, Gleason, Griffin, Hastings, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, Levy, Lingerman, Lyons, McCoy, McNicol, Merrill, Morgan, Morrill, Palmer, Philbrick, Roberts, Roth, Stevenson, Thacker, Thompson, White and York—40.

Those absent or not voting: Muse and Weir—2.

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

Mr. Muse rose to a question of personal privilege, and explained that if he had been present when the vote was taken on final passage of House bill No. 94, he would have voted yea.

House bill No. 168, prohibiting the importation of stock unless accompanied by certificate, etc.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 62, nays 10, absent or not voting 22.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Cole, Delaney, Dilling, Dix, Dunn, Durham, Easterday, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Johnston (H.), Jones, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, Megler, Moldstad, Morgan, Palmer, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Stark, Thacker, Thompson, Tibbetts, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Mr. Speaker—62.

Those voting nay were: Cooney, Crandall, Eidemiller, Hopp, Maloney, McNicol, Morrill, Parcel, Stevenson and Veness—10.

Those absent or not voting were: Coate, Collins, Comstock, Corliss, Craigue, Denton, Dickson, Emery, Jeffries, Johnson (J. T.), Kees, King, Levy, Merrill, Muse, Philbrick, Raine, Roberts, Weir, Wells, York and Zenkner—22.

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

House bill No. 312, to restrict the running at large of live stock.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 16, absent or not voting 23.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Child, Collins, Comstock, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Ferguson, Field, Fletcher, Frostad, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Johnston (H.), Jones, Kees, Levy, Lindsley, Lingerman, Lyons, McCoy, McNicol, Moldstad, Morrill, Muse, Parcel, Peaslee, Pogue, Reise, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter, York and Zenkner—55.

Those voting nay were: Clark, Cooney, Crandall, Emery, Fitzgerald, Haynes, Howell, Knoblock, Mackenzie, Palmer, Quinn, Ranck, Roberts, Thompson, White and Wilson (R. B.)—16.

Those absent or not voting were: Brown, Carle, Coate, Cole, Corliss, Dickson, Eidemiller, Gleason, Griffin, Hunter, Jeffries, Johnson (J. T.), King, Lewis, Maloney, Megler, Merrill, Morgan, Philbrick, Raine, Roth, Weir and Mr. Speaker—23.

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

House bill No. 408, for relief of various accounts for temporary capitol building.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 56, nays 13, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Child, Clark, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Durham, Easterday, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jones, Knoblock, Levy, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Peaslee, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Whitney, Williams, Wilson (R. B.), Witter and York—56.

Those voting nay were: Brewer, Cameron, Collins, Crandall, Fitzgerald, Howell, Johnston (H.), Kees, Parcel, Ranck, Thacker, White and Wilson (J. B.)—13.

Those absent or not voting were: Brown, Coate, Cole, Corliss, Dickson, Dunn, Eidemiller, Emery, Frostad, Hunter, Jeffries, Johnson (J. T.), King, Lewis, Merrill, Philbrick, Pogue, Quinn, Raine, Roth, Veness, Weir, Wells, Zenkner and Mr. Speaker—25.

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

House bill No. 294, providing for the improvement of Lake Chelan for navigation purposes.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 71, nays 5, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Durham, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, McNicol, Megler, Moldstad, Morgan, Muse, Palmer, Peaslee, Pogue, Raine, Ranck, Reise, Roberts, Stark, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—71.

Those voting nay were: Cameron, Dunn, Easterday, Lingerman and Parcel—5.

Those absent or not voting were: Dickson, Fitzgerald, Hunter, Jeffries, Kees, Levy, Mackenzie, Merrill, Morrill, Philbrick, Quinn, Roth, Stevenson, Thompson, Weir, Whitney, York and Mr. Speaker—18.

The emergency clause was passed by the following vote: Yeas 70, nays 1, absent or not voting 23.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Carle, Clarke, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, How-

ard, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, McNicol, Megler, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), and Witter—70.

Mr. Lingerman voted nay.

Those absent or not voting were: Brown, Cameron, Child, Dickson, Durham, Emery, Fitzgerald, Howell, Hunter, Jeffries, Kees, Levy, Mackenzie, Merrill, Palmer, Philbrick, Quinn, Roth, Weir, Whitney, York, Zenkner and Mr. Speaker—23.

There being on objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 108, to create and establish a standard size for fruit boxes.

On motion of Mr. Tibbetts the rules were suspended, the second reading was considered the third, and Senate bill No. 108 was placed on final passage and passed by the following vote: Yeas 66, nays 6, absent or not voting 22.

Mr. Benn changed his vote from yea to nay.

Those voting yea were: Allis, Bassett, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Morgan, Muse, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Veness, Williams, Wilson (J. B.), Wilson (R. B.), Witter, and York—66.

Those voting nay were: Benn, Brewer, Cameron, Dilling, Philbrick, and Zenkner—6.

Those absent or not voting were: Brown, Comstock, Durham, Eidemiller, Fitzgerald, Howell, Hunter, Jeffries, Levy, Merrill, Moldstad, Morrill, Palmer, Quinn, Raine, Roth, Stevenson, Weir, Wells, White, Whitney, and Mr. Speaker—22.

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

House bill No. 300, to prevent the duplication of corporate entitlements.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Carle, Coate, Cole, Collins, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Easterday, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Kees, King, Levy, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Morgan, Muse, Parcel, Pogue, Raine, Ranck, Reise, Roberts, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—61.

Those absent or not voting were: Benn, Brown, Child, Clark, Comstock, Cooney, Craigue, Dickson, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Howell, Hunter, Jones, Knoblock, Lyons, Maloney, Merrill, Moldstad, Morrill, Palmer, Peaslee, Philbrick, Quinn, Roth, Stevenson, Thompson, Weir, White, Williams, and Mr. Speaker—33.

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

House bill No. 196, to protect stockholders and persons dealing with corporations.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Easterday, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Lindsley, Lingerman, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Muse, Parcel, Peaslee, Pogue, Reise, Roberts, Stark, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—67.

Those absent or not voting were: Brown, Child, Comstock,

Crandall, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Jones, Levy, Lewis, Lyons, Maloney, Moldstad, Morrill, Palmer, Philbrick, Quinn, Raine, Ranck, Roth, Stevenson, Thompson, Weir, Whitney and Mr. Speaker—27.

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

House bill No. 313, providing for the framing of several legislative groups.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 56, nays 11, absent or not voting 27.

Those voting yea were: Allis, Bassett, Benn, Butler, Carle, Clark, Coate, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Hunter, Johnston (H.), Kees, King, Knoblock, Lindsley, McCoy, Mackenzie, McNicol, Megler, Moldstad, Morgan, Muse, Peaslee, Pogue, Reise, Stark, Thacker, Thompson, Tibbetts, Veness, White, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—56.

Those voting nay were: Brewer, Corliss, Crandall, Eidemiller, Haynes, Howell, Lingerman, Parcel, Roberts, Wells, and Witter—11.

Those absent or not voting were: Brown, Cameron, Child, Cole, Dickson, Dunn, Durham, Fitzgerald, Griffin, Jeffries, Johnson (J. T.), Jones, Levy, Lewis, Lyons, Maloney, Merrill, Morrill, Palmer, Philbrick, Quinn, Raine, Ranck, Roth, Stevenson, Weir, and Whitney—27.

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

House bill No. 275, to prevent discrimination in the distribution of cars by railroad companies.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 54, nays 9, absent or not voting 31.

Mr. Fletcher changed his vote from yea to nay.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Clark, Coate, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Emery, Ferguson,

Field, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Johnston (H.), Kees, King, Knoblock, McCoy, Mackenzie, Megler, Moldstad, Morgan, Muse, Parcel, Peaslee, Pogue, Stark, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, and Zenkner—54.

Those voting nay were: Crandall, Dickson, Eidemiller, Fletcher, Hastings, Lingerman, McNicol, Roberts, and White—9.

Those absent or not voting were: Brown, Carle, Child, Cole, Corliss, Durham, Fitzgerald, Griffin, Jeffries, Johnson (J. T.), Jones, Levy, Lewis, Lindsley, Lyons, Maloney, Merrill, Morrill, Palmer, Philbrick, Quinn, Raine, Ranck, Reise, Roth, Stevenson, Thompson, Weir, Whitney, York and Mr. Speaker—31.

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

House bill No. 283, providing for monthly payment of assessors.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Coate, Collins, Comstock, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Henry, Hopp, Howard, Howell, Hunter, King, Knoblock, Lingerman, McCoy, Megler, Moldstad, Morgan, Muse, Parcel, Peaslee, Pogue, Quinn, Roberts, Stark, Thompson, Tibbetts, Veness, Wells, White, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—56.

Those absent or not voting were: Brown, Child, Clark, Cole, Corliss, Craigie, Dunn, Durham, Fitzgerald, Griffin, Hastings, Haynes, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McNicol, Merrill, Morrill, Palmer, Philbrick, Raine, Ranck, Reise, Roth, Stevenson, Thacker, Weir, Whitney, Williams and Mr. Speaker—38.

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

House bill No. 346, to prohibit stock from running at large on public highways.

On motion of Mr. Emery House bill No. 346 was indefinitely postponed.

House bill No. 381, authorizing judges of the superior courts to appoint special prosecuting attorneys.

Mr. Lingerman moved that the bill be indefinitely postponed.

The motion was lost.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 45, nays 35, absent or not voting 14.

Mr. Dunn and Mr. Gunderson changed their votes from nay to yea, and Mr. J. B. Wilson changed from yea to nay.

Those voting yea were: Bassett, Butler, Child, Cole, Collins, Cooney, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Easterday, Emery, Ferguson, Field, Fitzgerald, Gleason, Gray, Gunderson, Henry, Howard, Johnson (J. T.), Jones, Lewis, Lindsley, McCoy, Mackenzie, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Thacker, Thompson, Tibbetts, Veness, Williams, and Wilson (R. B.)—45.

Those voting nay were: Allis, Benn, Brewer, Cameron, Carle, Coate, Comstock, Crandall, Denton, Durham, Eidemiller, Fletcher, Hastings, Hopp, Howell, Hunter, Jeffries, Johnston (H.), King, Knoblock, Levy, Lingerman, Lyons, Maloney, Philbrick, Roberts, Stark, Stevenson, Wells, White, Whitney, Wilson (J. B.), Witter, York, and Zenkner—35.

Those absent or not voting were: Brown, Clark, Corliss, Frostad, Griffin, Haynes, Kees, McNicol, Merrill, Morgan, Morrill, Raine, Weir and Mr. Speaker—14.

House bill No. 273, relating to deeds of the state to tide lands sold for the purpose of oyster cultivation.

On rising vote House bill No. 273 was indefinitely postponed.

At 5 p. m. the House took a recess till 7:30 p. m.

EVENING SESSION.

The House was called to order by the speaker at 7:30 p. m.

Roll call showed all members present except Messrs. Brown, Butler, Carle, Clark, Comstock, Durham, Ferguson, Griffin, Haynes, King, Mackenzie, Moldstad, Morrill, Raine, Reise, Roth, Stevenson and Weir.

The speaker signed in open session Senate memorial No. 7, Senate bills Nos. 152, 49, 112 and 70, and House bill No. 160.

Senate bill No. 194 was referred to the Committee on Medicine, Surgery and Hygiene.

THIRD READING OF BILLS.

House bill No. 257, relating to the assessment and collection of taxes.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 51, nays 11, absent or not voting 32.

Those voting yea were: Allis, Benn, Brewer, Butler, Child, Cole, Collins, Delanty, Denton, Dilling, Dix, Easterday, Eide-miller, Emery, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Howard, Howell, Jeffries, Johnston (H.), Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Merrill, Morgan, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Tibbetts, Veness, Wells, Whitney, Williams, Witter, York and Zenkner—51.

Those voting nay were: Cooney, Corliss, Fitzgerald, Hopp, Hunter, Johnson (J. T.), Maloney, McNicol, Megler, Thompson, and Mr. Speaker—11.

Those absent or not voting were: Bassett, Brown, Cameron, Carle, Clark, Coate, Comstock, Craigue, Crandall, Dickson, Dunn, Durham, Ferguson, Field, Griffin, Hastings, Henry, Jones, Kees, King, McCoy, Moldstad, Morrill, Muse, Peaslee, Reise, Stevenson, Thacker, Weir, White, Wilson (J. B.), and Wilson (R. B.)—32.

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

On motion of Mr. Frostad the emergency clause was ordered stricken from House bill No. 257.

House bill No. 286, amending an act providing for the organization and classification of municipal corporations.

On motion of Mr. Philbrick the rules were suspended, the second reading was considered the third, and House bill No. 286 was placed on final passage and passed by the following vote: Yeas 50, nays 9, absent or not voting 35.

Those voting yea were: Allis, Benn, Brewer, Butler, Collins,

Denton, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Gunderson, Hopp, Howard, Howell, Johnston (H.), Knoblock, Levy, Lewis, Lindsley, Lyons, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Palmer, Parcel, Philbrick, Pogue, Ranck, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—50.

Those voting nay were: Cameron, Child, Cooney, Fitzgerald, Hunter, Johnson (J. T.), Lingerman, Maloney and Thompson—9.

Those absent or not voting were: Bassett, Brown, Carle, Clark, Coate, Cole, Comstock, Corliss, Craigue, Crandall, Delanty, Dickson, Dunn, Ferguson, Field, Griffin, Hastings, Haynes, Henry, Jeffries, Jones, Kees, King, Moldstad, Morrill, Muse, Peaslee, Quinn, Raine, Reise, Stevenson, Weir, White, Wilson (R. B.), and Witter—35.

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

House bill No. 331, authorizing cities of the first class to assess for local improvements land belonging to the State of Washington.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 53, nays 3, absent or not voting 38.

Those voting yea were: Allis, Benn, Brewer, Butler, Child, Cooney, Corliss, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Gunderson, Hopp, Howard, Howell, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner, and Mr. Speaker—53.

Those voting nay were: Collins, Merrill, and Thompson—3.

Those absent or not voting were: Bassett, Brown, Cameron, Carle, Clarke, Coate, Cole, Comstock, Craigue, Crandall, Dunn, Easterday, Ferguson, Field, Fitzgerald, Griffin, Hastings, Haynes, Henry, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Levy, McNicol, Moldstad, Morrill, Muse, Quinn, Reise, Roberts, Stevenson, Weir, White and Wilson (R. B.)—38.

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

The vote on the emergency clause was by unanimous consent postponed until tomorrow.

House bill No. 384, amending an act relating to school teachers who violate their contract.

On motion of Mr. Ranck House bill No. 384 was returned to second reading.

House bill No. 350, providing for an appointment of a commissioner to investigate manual schools.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 39, nays 19, absent or not voting 36.

Mr. Craigue changed his vote from yea to nay.

Mr. Corliss changed his vote from yea to nay.

Mr. Lingerman changed his vote from yea to nay.

Those voting yea were: Benn, Butler, Collins, Dix, Durham, Eidemiller, Fitzgerald, Fletcher, Frostad, Gleason, Gunderson, Hastings, Hopp, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Levy, Lewis, Lindsley, Lyons, Maloney, McCoy, McNicol, Megler, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, Whitney, Wilson (R. B.), and Mr. Speaker—39.

Those voting nay were: Cameron, Child, Cooney, Corliss, Craigue, Delanty, Emery, Gray, Howell, Lingerman, Mackenzie, Merrill, Parcel, Pogue, Quinn, Ranck, Veness, Witter, and York—19.

Those absent or not voting were: Allis, Bassett, Brewer, Brown, Carle, Clark, Coate, Cole, Comstock, Crandall, Denton, Dickson, Dilling, Dunn, Easterday, Ferguson, Field, Griffin, Haynes, Henry, Howard, Jones, Kees, King, Knoblock, Morrill, Muse, Raine, Reise, Roberts, Stevenson, Weir, White, Williams, Wilson (J. B.) and Zenkner—36.

On motion of Mr. Megler house bill No. 364 was returned to second reading.

The following amendment by Mr. Megler was adopted:

Strike out sections 2 and 3 and insert the following in lieu thereof:

"Section 2. That there is hereby granted to P. J. McGowan & Sons, aforesaid, and to the town of Ilwaco, a municipal corporation of the fourth class, organized and existing as such under the laws of the

State of Washington, or its inhabitants, or any of them, the right and privilege, for the period of thirty (30) years, to construct and maintain a wharf roadway twenty (20) feet in width from the south end of the above described premises along and upon the east half of the said waterway mentioned in the foregoing section to and connecting with the shore, said wharf roadway to be constructed and maintained at the expense and cost of the said P. J. McGowan & Sons, their successors and assigns, said wharf roadway to be at all time free to the public travel. Provided, that if the said P. J. McGowan & Sons, their successors and assigns, shall cease to maintain its wharf and buildings, or shall cease to conduct or maintain the business aforesaid, or shall cease to maintain the cost of expense of said wharf roadway, or shall cease to permit the public use of said wharf roadway free, then in that event the rights and privileges granted the said P. J. McGowan & Sons shall cease.

"Section 3. An emergency exists, and this act shall take effect immediately."

On motion of Mr. Megler the original bill was ordered to stand as the engrossed bill, and to retain its place on the calendar on third reading.

House bill No. 353, an act amending the code of public instruction.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 52, nays 3, absent or not voting 39.

Those voting yea were: Allis, Bassett, Brewer, Butler, Child, Coate, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Johnson (J. T.), Knoblock, Lewis, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Perslee, Philbrick, Pogue, Ranck, Roth, Thacker, Tibbetts, Williams, Witter, York, Zenkner, and Mr. Speaker—52.

Those voting nay were: Cameron, Collins, and Wells—3.

Those absent or not voting were: Benn, Brown, Carle, Clark, Cole, Comstock, Crandall, Dilling, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Griffin, Haynes, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Levy, Lindsley, Lyons, Morrill, Muse, Quinn, Raine, Reise, Roberts, Stark, Stevenson, Thompson, Venness, Weir, White, Whitney, Wilson (J. B.), and Wilson (R. B.)

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

House bill No. 170, prohibiting the sale of intoxicating liquors within prescribed limits.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 58, nays 2, absent or not voting 34.

Messrs. Maloney, Philbrick and R. B. Wilson changed their votes from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Child, Coate, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Emery, Field, Fletcher, Frostad, Gleason, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Knoblock, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Ranck, Roth, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—58.

Those voting nay were: Gray and Thompson—2.

Those absent or not voting were: Brewer, Brown, Carle, Clark, Cole, Comstock, Crandall, Dilling, Easterday, Eidemiller, Ferguson, Fitzgerald, Griffin, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Levy, Lindsley, McNicol, Morrill, Muse, Quinn, Raine, Reise, Roberts, Stark, Stevenson, Weir, White, Whitney, and Wilson (J. B.)—34.

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

The House adjourned at 8:45 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTY-THIRD DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Thursday, March 5, 1903.
 10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs Cole, Corliss, Kees and White.

Messrs. Kees and White were excused.

Rev. R. M. Hayes offered prayer.

On motion of Mr. Gray, the complete reading of the minutes was dispensed with and the same were approved as if read.

On motion of Mr. Allis, House bill No. 105 was ordered to take its original place at the head of the calendar on second reading.

PETITIONS.

From citizens of Clarké county, in regard to the liquor traffic.

Referred to the Committee on Public morals.

From the wives and daughters of Fairhaven, in regard to the passage of House bill No. 45 relative to gambling.

Referred to the Committee on Public morals.

From citizens of the State of Washington, in regard to oil inspection.

Referred to the Committee on Judiciary.

REPORTS OF STANDING COMMITTEES.

House bill No. 64: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 100: Recommend it do pass.

House bill No. 370: Recommend it do pass as amended.

House memorial No. 13: Recommend it do pass.
 Senate bill No. 102: Recommend it do pass.
 House memorial No. 12: Recommend it do pass.
 House bill No. 412: Recommend it do pass.
 House bill No. 387: Recommend it be indefinitely postponed.
 The report was adopted.

Amended Senate bill No. 4: Recommend it do pass as amended.
 House bill No. 7: Recommend it be indefinitely postponed.
 The report was adopted.

House bill No. 18: Recommend it be indefinitely postponed.
 The report was adopted.

House bill No. 319: Recommend it be indefinitely postponed.
 The report was adopted.

Senate bill No. 136: Recommend it do pass.

Senate bill No. 12: Majority report recommends it do pass as amended; minority report recommends it be indefinitely postponed.

Senate bill No. 59: Recommend it do pass.

Reports of the Committee on Claims and Auditing were presented and adopted, and the following bills were allowed:

W. H. Hare.....	\$ 3.75
Olympia Door Company.....	43.20
J. C. Robinson.....	11.50
Olympia Arms Company.....	7.60
W. H. McGuire.....	97.50
Chas. Willstow.....	11.33

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 147, prohibiting the maintain-
 ing of gambling resorts, and prescribing a penalty therefor.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 136, for the protection of game
 animals, birds, etc., with the following amendments:

In line 2 of section 1 of the printed bill after the word "of" strike
 out the word "November" and insert in lieu thereof the word "De-
 cember." In line 3 of section 1, after the word "deer" insert the words
 "or caribou." In line 2 of section 2, after the word "elk" strike out
 the word "deer"; in line 2 of section 2, after the word "moose" strike
 out the word "caribou." In line 4 of section 6 add the following:

Provided, That the above mentioned birds shall not be fired at from any gasoline or naphtha launch, steam launch or other boat propelled otherwise than by hand."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 26, prohibiting the operating, playing, etc., of nickel-in-the-slot machines, with the following amendments:

In line 1 of the title of the printed bill, after the word "act" and preceding the word "to," insert the words "entitled 'An act'"; in line 3 of the title of the printed bill, after the word "chance," insert quotation marks; in section 1, line 1, of the printed bill, after the word "act" and preceding the word "prohibiting," insert the words "entitled 'An act'"; in section 1, line 3, of the printed bill, after the word "chance," insert quotation marks.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 136.

THIRD READING OF BILLS.

By unanimous consent, the House passed to third reading of bills.

Senate bill No. 75, to amend certain sections of "An act to provide for the selection, survey and disposition of state granted, school and other lands."

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 67, nays 11, absent or not voting 16.

Those voting yea were: Bassett, Benn, Butler, Carle, Child, Coate, Comstock, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Megler, Merrill, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and York—67.

Those voting nay were: Allis, Brown, Cameron, Collins, Cooney, Durham, Fitzgerald, Maloney, Moldstad, Muse and Zenkner—11.

Those absent or not voting were: Brewer, Clark, Cole, Corliss, Crandall, Dilling, Easterday, Emery, Kees, Lindsley, Mackenzie, Philbrick, Raine, Roberts, White and Mr. Speaker—16.

The emergency clause passed by the following vote: Yeas 67, nays 10, absent or not voting 17.

Those voting yea were: Bassett, Benn, Brown, Butler, Carle, Child, Clark, Coate, Collins, Comstock, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Eidemiller, Ferguson, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Megler, Merrill, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.) and York—68.

Those voting nay were: Allis, Cooney, Durham, Emery, Fitzgerald, Maloney, Muse, Witter, Zenkner and Mr. Speaker—10.

Those absent or not voting were: Brewer, Cameron, Cole, Corliss, Crandall, Dilling, Easterday, Frostad, Kees, Mackenzie, Moldstad, Philbrick, Quinn, Reise, Roberts and White—16.

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

Senate bill No. 159, amending an act providing for the use of water for irrigation purposes.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Child, Clark, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Morgan, Morrill, Muse, Palmer,

Peaslee, Philbrick, Pogue, Quinn, Ranck; Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—77.

Those absent or not voting were: Carle, Coate, Cole, Corliss, Easterday, Hastings, Howard, Johnston (H.), Kees, Lindsley, Merrill, Moldstad, Parcel, Raine, Roberts, Veness and White—17.

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

House bill No. 243, making an appropriation for irrigation investigations.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 39, nays 31, absent or not voting 24.

Those voting yea were: Brown, Carle, Child, Clark, Coate, Craigie, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Haynes, Johnson (J. T.), Jones, Lyons, McNicol, Megler, Morgan, Morrill, Peaslee, Raine, Roth, Thacker, Thompson, Tibbetts, Weir, Williams, Wilson (J. B.), Wilson (R. B.) and Mr. Speaker—39.

Those voting nay were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Collins, Comstock, Cooney, Denton, Durham, Eidemiller, Fletcher, Griffin, Henry, Hopp, Howell, Knoblock, Levy, Lindsley, Lingerman, McCoy, Palmer, Parcel, Quinn, Reise, Stark, Wells, Whitney, Witter and York—31.

Those absent or not voting were: Cole, Corliss, Easterday, Hastings, Howard, Hunter, Jeffries, Johnston (H.), Kees, King, Lewis, Maloney, Mackenzie, Merrill, Moldstad, Muse, Philbrick, Pogue, Ranck, Roberts, Stevenson, Veness, White and Zenkner—24.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has refused to recede from its amendments to House bill No. 19, and the president has appointed the following as a conference committee: Senators Tucker, Hallett, and O'Donnell.

And the bill is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Raine, the speaker appointed Messrs. Raine, Roth and Gleason as a Conference Committee to confer with a like committee of the Senate in regard to Senate amendments to House bill No. 19.

House substitute bill No. 88, amending section 7377 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 76, nays 1, absent or not voting 17.

Those voting yea were: Allis, Bassett, Benn, Butler, Cameron, Carle, Clark, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Reise, Roth, Stark, Thacker, Thompson, Tibbett, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—76.

Mr. McNicol voted nay.

Those absent or not voting were: Brewer, Brown, Child, Cole, Corliss, Easterday, Jeffries, Johnson (J. T.) Johnston (H.), Kees, Mackenzie, Moldstad, Philbrick, Ranck, Roberts, Stevenson and White—17.

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

Amended House bill No. 144, to provide for the appointment of probation officers.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 66, nays 1, absent or not voting 27.

Those voting yea were: Bassett, Benn, Brown, Butler, Cameron, Carle, Child, Clark, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dix, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Howard, Howell, Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morrill, Muse, Palmer,

Parcel, Peaslee, Pogue, Quinn, Raine, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—66.

Mr. Crandall voted nay.

Those absent or not voting were: Allis, Brewer, Coate, Cole, Corliss, Dilling, Dunn, Easterday, Fletcher, Hastings, Hopp, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, Mackenzie, Morgan, Philbrick, Ranck, Roberts, Veness, Weir, Wells, White, Whitney and Zenkner—27.

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

Senate bill No. 46, relating to jury trials.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 42, nays 33, absent or not voting 19.

Those voting yea were: Brown, Butler, Cameron, Child, Collins, Craigue, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Henry, Howard, Johnston (H.), Jones, Lewis, Lindsley, Maloney, McCoy, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Reise, Roth, Veness, Weir, Wilson (R. B.), York and Mr. Speaker—42.

Those voting nay were: Allis, Bassett, Benn, Brewer, Carle, Clark, Comstock, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Haynes, Hopp, Howell, Johnson (J. T.), King, Knoblock, Levy, Lingerman, Lyons, Mackenzie, Megler, Merrill, Peaslee, Stark, Stevenson, Thacker, Tibbetts, Wells, Wilson (J. B.) and Witter—33.

Those absent or not voting were: Coate, Cole, Corliss, Dix, Dunn, Easterday, Fletcher, Hastings, Hunter, Jeffries, Kees, McNicol, Ranck, Roberts, Thompson, White, Whitney, Williams and Zenkner—19.

House bill No. 146, providing for the calling of grand juries in counties of the first class.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 12, nays 52, absent or not voting 30.

Those voting yea were: Dilling, Dix, Field, Jones, Lewis,

Lindsley, Mackenzie, Moldstad, Parcel, Pogue, Raine and Roth—12.

Those voting nay were: Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Durham, Eidemiller, Emery, Ferguson, Fitzgerald, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Hunter, Johnson (J. T.), Johnston (H.), King, Levy, Lingerman, Lyons, Maloney, McNicol, Megler, Morrill, Muse, Philbrick, Stark, Stevenson, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (R. B.), Witter, York and Mr. Speaker—52.

Those absent or not voting were: Allis, Coate, Cole, Collins, Corliss, Dunn, Easterday, Fletcher, Frostad, Henry, Howard, Howell, Jeffries, Kees, Knoblock, McCoy, Merrill, Morgan, Palmer, Peaslee, Quinn, Ranck, Reise, Roberts, Thacker, Thompson, Weir, White, Wilson (J. B.) and Zenkner—30.

House bill No. 8, relating to the taxing of express companies.

On motion of Mr. H. Johnston, the rules were suspended, the second reading was considered the third, and House bill No. 8 was placed on final passage, and passed by the following vote: Yeas 61, nays 8, absent or not voting 25.

Mr. Comstock changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Clark, Coate, Comstock, Craigue, Crandall, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Field, Gleason, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Maloney, Megler, Moldstad, Morgan, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—61.

Those voting nay were: Butler, Carle, Child, Cooney, Delanty, Dunn, Mackenzie and Weir—8.

Those absent or not voting were: Cole, Collins, Corliss, Easterday, Emery, Fitzgerald, Fletcher, Frostad, Gray, Henry, Hunter, Jeffries, Kees, Lindsley, Lyons, McCoy, McNicol, Merrill, Morrill, Peaslee, Reise, Roberts, Stevenson, Thompson and White

—25.

The emergency clause passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Maloney, Mackenzie, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—71.

Those absent or not voting were: Clark, Cole, Corliss, Dickson, Durham, Easterday, Fletcher, Hastings, Hunter, Jeffries, Kees, Lindsley, Lyons, McCoy, McNicol, Merrill, Quinn, Roberts, Roth, Stevenson, Thompson, Weir and White—23.

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

On motion of Mr. Dilling, the House considered the emergency clause of House bill No. 331.

The emergency clause passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, McNicol, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—78.

Those absent or not voting were: Cole, Corliss, Easterday, Fletcher, Hunter, Jeffries, Kees, Lyons, McCoy, Merrill, Quinn, Roberts, Thacker, Weir, White and York—16.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has passed Senate substitute bill No 156, creating a state library commission, and providing for the appointment of a State Librarian and assistants, and declaring an emergency.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Philbrick, Senate bill No. 156 was ordered placed at the head of the second page of the calendar on second reading.

On motion of Mr. Lewis, the House concurred in Senate amendment to House bill No. 26.

On motion of Mr. Jones, House bill No. 321, relating to the taxing of express companies, was indefinitely postponed.

House substitute bill No. 84, in relation to foreign banks.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 63, nays 15, absent or not voting 16.

Mr. Veness paired with Mr. Merrill.

Those voting yea were: Allis, Bassett, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Collins, Cooney, Craigue, Crandall, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eide-miller, Frostad, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, McNicol, Moldstad, Muse, Palmer, Philbrick, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—63.

Those voting nay were: Brown, Delanty, Emery, Ferguson, Field, Gleason, Jones, Lyons, Megler, Morrill, Parcel, Peaslee, Pogue, Stevenson and Zenkner—15.

Those absent or not voting were: Cole, Comstock, Corliss,

Easterday, Fitzgerald, Fletcher, Howell, Jeffries, Kees, McCoy, Merrill; Morgan, Roberts, Veness, Weir and White—16.

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

On motion of Mr. Griffin, the House took a recess at noon till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Mr. Merrill.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The president has signed House bill No. 160, amending the law relating to the assessment and collection of taxes.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

By unanimous consent, the House returned to reports of standing committees.

Senate bill No. 178: Recommend it do pass.

Senate bill No. 206: Recommend it do pass.

THIRD READING OF BILLS.

House bill No. 368, amending section 4334 of Ballinger's Code.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 69, nays 6, absent or not voting 19.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Howard, Hunter, Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McNicol, Megler, Merrill, Morgan, Morrill, Palmer, Peaslee, Pogue, Quinn, Raine, Ranck, Stark,

Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner and Mr. Speaker—69.

Those voting nay were: Dix, Lindsley, Muse, Parcel, Philbrick and Witter—6.

Those absent or not voting were: Butler, Corliss, Easterday, Griffin, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), Kees, Maloney, McCoy, Mackenzie, Moldstad, Reise, Roberts, Roth, White and Whitney—19.

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

House bill No. 99, to provide for the control of lands granted to the University of Washington.

By unanimous consent, the clerk was ordered to strike sections 4 and 5 from the bill; also strike out the words "and making an appropriation therefor" from the title.

The bill as engrossed, after being amended as ordered above, was read a third time, placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Bassett, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Easterday, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Mackenzie, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Zenkner and Mr. Speaker—70.

Those absent or not voting were: Benn, Brewer, Corliss, Crandall, Denton, Durham, Eidemiller, Gleason, Griffin, Johnson (J. T.), Kees, Lingerman, Lyons, Maloney, McCoy, Moldstad, Roberts, Roth, Stevenson, Veness, White, Whitney, Witter and York—24.

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

On motion of Mr. Wells, the House reconsidered the vote by which Senate bill No. 46 failed to pass.

On roll call, Senate bill No. 46 passed by the following vote: Yeas 52, nays 33, absent or not voting 9.

Messrs. Cole, Tibbetts and Delanty changed their votes from nay to yea.

Those voting yea were: Allis, Brewer, Butler, Cameron, Child, Cole, Collins, Cooney, Craigue, Delanty, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Henry, Howard, Johnston (H.), Jones, Lewis, Lindsley, Maloney, McCoy, Mackenzie, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Thacker, Thompson, Weir, Wilson (R. B.), York, Zenkner and Mr. Speaker—52.

Those voting nay were: Bassett, Carle, Clark, Comstock, Corliss, Crandall, Denton, Dickson, Durham, Easterday, Fletcher, Hastings, Haynes, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Knoblock, Levy, Lingerman, Lyons, McNicol, Megler, Merrill, Stark, Stevenson, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.) and Witter—33.

Those absent or not voting were: Benn, Brown, Coate, Griffin, Kees, King, Roberts, Veness and White—9.

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

On motion of Mr. Lewis, House bill No. 98, to provide for the proceeds arising from the sale of the old university site, was indefinitely postponed.

The following report of the Conference Committee on House bill No. 19 was received and adopted, and on motion of Mr. Raine, the committee was given the privileges of a free conference committee:

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, Wash., March 5, 1903.

MR. PRESIDENT AND MR. SPEAKER:

Your conference committee on House bill No. 19 respectfully report that we have met in conference on the matter referred to us, and that we are unable to agree, but can agree unanimously if given the powers of a free conference committee, and respectfully ask that the powers of a free conference committee be conferred upon us.

O. A. Tucker, Stanley Hallét, J. R. O'Donnell, Edgar C. Raine, Chas. S. Gleason, Chas. I. Roth.

SECOND READING OF BILLS.

On motion of Mr. Wells, the House returned to second reading of bills.

Senate bill No. 178, repealing section LIX, Session Laws of 1899, was read a second time by sections.

On motion of Mr. Comstock, the rules were suspended, the second reading was considered the third, and Senate bill No. 178 was placed on final passage, and passed by the following vote: Yeas 57, nays 21, absent or not voting 16.

Mr. J. T. Johnson changed his vote from yea to nay.

Mr. Wells changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Brewer, Brown, Carle, Child, Clark, Coate, Comstock, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Jeffries, Johnston (H.), Knoblock, Levy, Lindsley, Lingerman, Lyons, McNicol, Morrill, Palmer, Quinn, Raine, Ranck, Reise, Stark, Stevenson, Thacker, Thompson, Weir, Wells, Whitney, Wilson (J. B.), Wilson (R. B.), York, Zenkner and Mr. Speaker—57.

Those voting nay were: Butler, Cameron, Dix, Fitzgerald, Johnson (J. T.), Jones, Lewis, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Muse, Parcel, Peaslee, Philbrick, Pogue, Roth, Tibbetts and Witter—21.

Those absent or not voting were: Benn, Cole, Collins, Cooney, Craigue, Field, Hopp, Howell, Hunter, Kees, King, Morgan, Roberts, Veness, White and Williams—16.

The emergency clause passed the House by the following vote: Yeas 63, nays 18, absent or not voting 13.

MESSAGE FROM THE SENATE.

Those voting yea were: Allis, Bassett, Brewer, Brown, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Hastings, Haynes, Henry, Howard, Hunter, Jeffries, Knoblock, Levy, Lindsley, Lingerman, Lyons, McCoy, McNicol, Morrill, Palmer, Pogue, Raine, Ranck, Reise,

Stark, Stevenson, Thacker, Thompson, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—63.

Those voting nay were: Butler, Cameron, Dix, Fitzgerald, Gunderson, Howell, Johnson (J. T.), Jones, Lewis, Maloney, Mackenzie, Megler, Merrill, Moldstad, Muse, Parcel, Peaslee, Tibbetts—18.

Those absent or not voting were: Benn, Cooney, Hopp, Johnston (H.), Kees, King, Morgan, Philbrick, Quinn, Roberts, Roth, Veness and White—13.

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

House bill No. 364, an act for the relief of P. J. McGowan & Sons.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Child, Coate, Cole, Collins, Comstock, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Ferguson, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Howell, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Stark, Stevenson, Thompson, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—62.

Those absent or not voting were: Benn, Cameron, Carle, Clark, Cooney, Crandall, Dunn, Easterday, Emery, Field, Fitzgerald, Griffin, Henry, Hopp, Howard, Hunter, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lingerman McNicol, Quinn, Raine, Roberts, Roth, Thacker, Veness, Weir, White and Whitney—32.

The emergency clause passed the House by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Child, Clark, Coate, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason,

Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thompson, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—69.

Those absent or not voting were: Benn, Cameron, Carle, Cole, Corliss, Crandall, Dunn, Easterday, Griffin, Hopp, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lingerman, Merrill, Morgan, Morrill, Quinn, Roberts, Thacker, Veness, Weir and White—25.

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

Mr. Roth was excused for the remainder of the day.

House substitute bill No. 255, repealing Chapter LXXX, relating to the protection of ranchmen, cattle herders and livery and boarding stable keepers.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 57, nays 3, absent or not voting 34.

Those voting yea were: Allis, Bassett, Brown, Cameron, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dilling, Dix, Durham, Emery, Ferguson, Fitzgerald, Fletcher, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lingerman, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Peaslee, Pogue, Quinn, Ranck, Reise, Stark, Tibbetts, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—57.

Those voting nay were: Brewer, Parcel and Mr. Speaker—3.

Those absent or not voting were: Benn, Butler, Carle, Corliss, Crandall, Dickson, Dunn, Easterday, Eidemiller, Field, Frostad, Gleason, Griffin, Hopp, Howell, Hunter, Jeffries, Johnston (H.), Kees, Levy, Lindsley, Lyons, McNicol, Philbrick, Raine, Roberts, Roth, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White—34.

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

House bill No. 296, providing for the summoning and examination of witnesses by prosecuting attorneys.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 60, nays 0, absent or not voting 34.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Cooney, Craigie, Delanty, Denton, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Haynes, Henry, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Moldstad, Morrill, Muse, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Stark, Thacker, Tibbetts, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—60.

Those absent or not voting were: Benn, Carle, Comstock, Corliss, Crandall, Dickson, Easterday, Eidemiller, Fitzgerald, Frostad, Griffin, Hastings, Hopp, Hunter, Jeffries, Kees, King, Levy, Lindsley, McNicol, Merrill, Morgan, Palmer, Philbrick, Raine, Roberts, Roth, Stevenson, Thompson, Veness, Weir, Wells, White and Whitney—34.

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

House bill No. 392, providing for search warrants for seizure of game unlawfully taken.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Bassett, Brown, Butler, Cameron, Clark, Coate, Collins, Comstock, Cooney, Corliss, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Stark, Stevenson, Thacker, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—72.

Those absent or not voting were: Benn, Brewer, Carle, **Child**, Cole, Crandall, Denton, Easterday, Frostad, Jeffries, Kees, **King**, Levy, Palmer, Parcel, Quinn, Roberts, Roth, Thompson, **Veness**, Weir and White—22.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The Senate has adopted the report of the joint conference committee on House bill No. 19.

J. W. LYSONS, Secretary of the Senate.

Senate bill No. 119, an act for the relief of bankrupts.

The bill as engrossed was read a third time, placed upon **final** passage, and failed to pass by the following vote: Yeas 34, **nays** 12, absent or not voting 48.

Those voting yea were: Bassett, Brown, Clark, Comstock, Delanty, Dickson, Dilling, Dix, Dunn, Ferguson, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Johnson (J. T.), Jones, Lewis, Lindsley, Maloney, McCoy, Parcel, Peaslee, **Raine**, Ranck, Reise, Stark, Thacker, Tibbetts, Whitney, Wilson (J. B.) and Yoak—34.

Those voting nay were: Corliss, Fitzgerald, Howell, **Johnston** (H.), Lingerman, Lyons, McNicol, Merrill, Morrill, **Stevenson**, Williams and Mr. Speaker—12.

Those absent or not voting were: Allis, Benn, Brewer, **Butler**, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, **Craigie**, Crandall, Denton, Durham, Easterday, Eidemiller, **Emery**, Fletcher, Frostad, Griffin, Henry, Howard, Hunter, Jeffries, **Kees**, King, Knoblock, Levy, Mackenzie, Megler, Moldstad, **Morgan**, Muse, Palmer, Philbrick, Pogue, Quinn, Roberts, Roth, **Thompson**, **Veness**, Weir, Wells, White, Wilson (R. B.), Witter and Zenkner—48.

House substitute bill No. 89, an act creating a commission of taxation.

The bill as engrossed was read a third time, placed upon **final** passage, and passed by the following vote: Yeas 71, **nays** 2, absent or not voting 21.

Those absent or not voting were: Allis, Bassett, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Crandall, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Stark, Thacker, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—71.

Those voting nay were: Delanty and Megler—2.

Those absent or not voting were: Benn, Corliss, Craigue, Fletcher, Frostad, Griffin, Hastings, Hunter, Kees, Levy, McNicol, Palmer, Philbrick, Reise, Roberts, Roth, Stevenson, Thompson, Veness, Weir and White—21.

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

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.

OLYMPIA, March 5, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR: I have the honor to inform you that the Governor has approved the following:

House bill No. 167, entitled "An act fixing the time from which the term of sentence of persons convicted of felony shall commence to run, and repealing all acts and parts of acts in conflict herewith."

House bill No. 62, entitled "An act providing for the appointment and qualification of an assistant commissioner of public lands, and declaring an emergency."

House bill No. 404, entitled "An act to provide for the purchase of additional land adjoining the grounds upon which is located the main building of the School for Defective Youth, and making an appropriation therefor."

House bill No. 130, entitled "An act relating to the sale of certain articles of merchandise, providing for licensing the same, and prescribing a penalty for the violation thereof."

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

House bill No. 117, relating to classifying counties.

The bill as engrossed was read a third time, placed upon final passage, and failed to pass by the following vote: Yeas 41, nays 23, absent or not voting 30.

Messrs. Lewis and Gunderson changed their votes from yea to nay.

Those voting yea were: Bassett, Brown, Butler, Carle, Clark, Coate, Cole, Comstock, Dilling, Dix, Emery, Ferguson, Field, Gleason, Henry, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, King, Lindsley, Lyons, Megler, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue, Raine, Stark, Stevenson, Tibbetts, Whitney, Wilson (J. B.), York and Mr. Speaker—41.

Those voting nay were: Child, Crandall, Durham, Eidemiller, Fitzgerald, Gray, Griffin, Gunderson, Haynes, Johnston (H.), Knoblock, Lewis, Lingerman, Maloney, Muse, Philbrick, Quinn, Ranck, Reise, Thacker, Williams, Witter and Zenkner—23.

Those absent or not voting were: Allis, Benn, Brewer, Cameron, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dunn, Easterday, Fletcher, Frostad, Hastings, Howard, Kees, Levy, McCoy, Mackenzie, McNicol, Roberts, Roth, Thompson, Veness, Weir, Wells, White and Wilson (R. B.)—30.

House bill No. 383, amending an act to provide for the adulteration of food.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 63, nays 2, absent or not voting 29.

Those voting aye were: Allis, Brewer, Brown, Butler, Carle, Child, Clark, Cole, Collins, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Howard, Howell, Jeffries, Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Stark, Stevenson, Thacker, Tibbetts, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—63.

Those voting nay were: Griffin and Whitney—2.

Those absent or not voting were: Allis, Benn, Cameron,

Coate, Comstock, Corliss, Craigue, Emery, Fletcher, Hastings, Hopp, Hunter, Johnson (J. T.), Johnston (H.), Kees, Levy, Mackenzie, McNicol, Morgan, Peaslee, Quinn, Reise, Roberts, Roth, Thompson, Veness, Weir, Wells and White—29.

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

SECOND READING OF BILLS.

On motion of Mr. Gleason, the House returned to second reading of bills.

On motion of Mr. Megler, it was ordered that when bills are read a second time the rules be suspended and the second reading considered the third, and all such bills be placed at once on final passage.

Mr. Philbrick moved that Senate bill No. 8 be placed at the head of the calendar on second reading.

The motion was lost.

House bill No. 421, relating to the admission to the bar of attorneys and lawyers.

The following amendment by Mr. Gleason was adopted:

Add at end of section 1 the words: *Provided*, That graduates of the law department of the University of Washington, after a full course of two years' study, shall be admitted without examination upon the production of their diplomas of graduation and evidence to the satisfaction of the court that they are citizens of the United States, are of full legal age, and are of good moral character."

The following amendment by Mr. Gleason was adopted:

In section 2 strike out the phrase beginning with the words "or until" in line 14 of the printed bill, and ending with the word "Washington" in line 15.

The bill was read the second time by sections, and House bill No. 421 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 69, nays 3, absent or not voting 22.

Those voting yea were: Allis, Bassett, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Howard, Hunter, Jeffries, Johnson

(J. T.), Johnston (H.), King, Levy, Lewis, Lindsley, Linger-
man, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad,
Morgan, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn,
Raine, Ranck, Reise, Stark, Stevenson, Thacker, Tibbetts, Wells,
Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter,
Zenkner, and Mr. Speaker—69.

Those voting nay were: Eidemiller, Howell and York—3.

Those absent or not voting were: Benn, Cameron, Carle, Cor-
liss, Craigue, Easterday, Fletcher, Griffin, Haynes, Hopp, Jones,
Kees, Knoblock, Lyons, McNicol, Morrill, Roberts, Roth, Thomp-
son, Veness, Weir and White—22.

The emergency clause passed by the following vote: Yeas 66,
nays 2, absent or not voting 26.

Those voting yea were: Allis, Bassett, Brewer, Brown, Child,
Clark, Coate, Cole, Collins, Comstock, Cooney, Delanty, Denton,
Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Ferguson,
Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings,
Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones,
King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, McCoy,
Mackenzie, Megler, Merrill, Morgan, Muse, Palmer, Parcel,
Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Stark,
Stevenson, Thacker, Tibbetts, Wells, Whitney, Williams, Wilson
(J. B.), Wilson (R. B.), Zenkner and Mr. Speaker—66.

Those voting nay were: Howell and York—2.

Those absent or not voting were: Benn, Butler, Cameron,
Carle, Corliss, Craigue, Crandall, Easterday, Emery, Fletcher,
Griffin, Haynes, Henry, Hunter, Kees, Lingerman, McNicol,
Moldstad, Morrill, Roberts, Roth, Thompson, Veness, Weir,
White and Witter—26.

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

On motion of Mr. Quinn, the bill was ordered given the right-
of-way with the Engrossing Committee.

House bill No. 403, defining the offense of boycotting and
blacklisting.

The bill was read the second time by sections, and House bill
No. 403 passed to third reading.

The bill was placed upon final passage, and failed to pass by
the following vote: Yeas 41, nays 20, absent or not voting 33.

Those voting yea were: Bassett, Child, Cole, Collins, Cooney, Delanty, Denton, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fitzgerald, Frostad, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Jones, Knoblock, Lewis, Lindsley, McCoy, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Stark, Thacker, Wells, Williams, Wilson (J. B.), Wilson (R. B.) and Witter—41.

Those voting nay were: Allis, Brown, Clark, Comstock, Eidemiller, Gleason, Hopp, Howell, Johnson (J. T.), Levy, Lingerman, Lyons, Maloney, Mackenzie, Megler, Ranck, Tibbetts, York, Zenkner and Mr. Speaker—20.

Those absent or not voting were: Benn, Brewer, Butler, Cameron, Carle, Coate, Corliss, Craigie, Crandall, Dickson, Easterday, Fletcher, Griffin, Hunter, Jeffries, Johnston (H.), Kees, King, McNicol, Merrill, Moldstad, Morrill, Muse, Quinn, Reise, Roberts, Roth, Stevenson, Thompson, Veness, Weir, White, Whitney—33.

The speaker signed in open session House bills Nos. 70, 90, 15, 59, 201, 55 and 177.

Senate substitute bill No. 58, amending an act defining the duties of and providing for the assistance of the Secretary of State.

The bill was read the second time by sections, and Senate substitute bill No. 58 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 64, nays 1, absent or not voting 29.

Those voting yea were: Allis, Bassett, Brewer, Brown, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Muse, Palmer, Parcel, Pogue, Quinn, Raine, Reise, Stark, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—64.

Mr. Hopp voted nay.

Those absent or not voting were: Benn, Butler, Cameron, Carle, Corliss, Crandall, Dilling, Easterday, Fletcher, Griffin,

Hunter, Kees, Levy, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Philbrick, Ranck, Roberts, Roth, Stevenson, Thompson, Veness, Weir, White and Whitney—29.

The emergency clause failed to pass by the following vote: Yeas 62, nays 1, absent or not voting 31.

Those voting yea were: Allis, Bassett, Brewer, Brown, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dix, Dunin, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Reise, Stark, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—62.

Mr. Hopp voted nay.

Absent or not voting were: Benn, Butler, Cameron, Carle, Corliss, Crandall, Dickson, Dilling, Durham, Easterday, Fletcher, Griffin, Hunter, Kees, Levy, Lindsley, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Ranck, Roberts, Roth, Stevenson, Thompson, Veness, Weir, White, and Whitney—31.

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

Senate bill No. 74, relating to the Superior Court of Thurston county.

The bill was read the second time by sections, and Senate bill No. 74 passed to third reading. The bill was placed upon final passage, and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Bassett, Benn, Brown, Cameron, Child, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Morgan, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Stark, Thacker, Tibbetts, Wells, Whitney,

Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—69.

Absent or not voting were: Benn, Butler, Carle, Clark, Corliss, Crandall, Dickson, Durham, Fletcher, Griffin, Henry, Howard, Kees, Mackenzie, Merrill, Moldstad, Morrill, Muse, Roberts, Roth, Stevenson, Thompson, Veness, Weir, and White—25.

The emergency clause passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Bassett, Benn, Brown, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Morgan, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Raine, Reise, Stark, Thacker, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—70.

Absent or not voting were: Benn, Butler, Cameron, Carle, Corliss, Crandall, Dickson, Durham, Fletcher, Griffin, Kees, Lindsley, Mackenzie, Merrill, Moldstad, Morrill, Peaslee, Roberts, Roth, Stevenson, Thompson, Veness, Weir, and White—24.

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

The House adjourned at 5 p. m. till 9 a. m. tomorrow.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTY-FOURTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Friday, March 6, 1903,
 9 o'clock a. m. }

The House was called to order by the speaker at 9 a. m.

Roll call showed all members present except Messrs. Carle, Crandall, Fletcher, Johnson (J. T.), Johnston (H.), King, Lindsley, Lyons, McCoy, McNicol, Merrill, Roberts, Roth, Stevenson, Thompson, and Williams.

On motion of Mr. Emery the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 46, relating to jury trials in the Superior court.

Also Senate bill No. 178, repealing Chapter LIX, Session Laws of 1899.

Also Senate bill No. 108, to create and establish a standard size of certain fruit boxes.

Also Senate bill No. 93, providing for the arbitration and settlement of differences between employers and employes.

Also Senate bill No. 80, to amend an act entitled "An act to establish a state fair for the State of Washington."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has adopted the report of the free conference committee on House bill No. 19.

J. W. LYSONS, Secretary of the Senate.

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 95, relating to instructions to juries, with the following amendment:

In section 1, line 12, of the engrossed bill, strike out the word "where" and insert the word "whether."

Also House substitute bill No. 49, relating to public health, with the following amendment:

In line 9 of section 1, after the word "officer" insert the following: "Who shall also be the county physician and."

Also House bill No. 97, relating to writ of garnishment.

Also House bill No. 112, relating to garnishments in justice courts.

Also House bill No. 48, relating to peddlers' licenses for honorably discharged soldiers, etc.

Also House bill No. 93, relating to the establishment of truant schools, with the following amendments:

In line 1 of section 1 strike out the figures "10,000" and insert in lieu thereof the figures "50,000."

In line 2 of the title of the engrossed bill strike out the figures "10,000" and insert in lieu thereof the figures "50,000."

Strike out section 13.

Also House bill No. 214, relating to the establishment of drainage systems.

Also House bill No. 119, to compel the attendance of children at certain schools.

Also House bill No. 4, an act to create a State Board of Accountancy.

Also Senate bill No. 184, appropriating money for the erection, completion, finishing and furnishing of the State Capitol Building.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 189, changing the name of the Washington Agricultural College and School of Science.

Also Senate bill No. 186, relating to bonds of guardians.

Also Senate bill No. 185, relating to appeals from the Board of State Land Commissioners.

Also Senate bill No. 212, granting rights of way to irrigation companies.

Also Senate substitute bill No. 192, creating certain educational funds.

Also Senate bill No. 160, making an appropriation for an exhibit at the St. Louis Exposition.

Also Senate bill No. 155, making an appropriation for an exhibit at the Lewis and Clark Exposition at Portland.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

By unanimous consent Mr. Hopp was allowed to substitute a printed copy in lieu of House bill No. 162, which was lost in committee.

On motion of Mr. Dunn House bill No. 385 was rereferred to the Committee on Irrigation for amendment, with the privilege of retaining its position on the calendar on second reading, and was made a special order for 10:30 a. m. Saturday, March 7.

REPORTS OF STANDING COMMITTEES.

House bill No. 123: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

House bill No. 414: Recommend it be placed on second reading.

Senate memorial No. 4: Recommend it do pass.

House bill No. 208: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

Senate bill No. 142: Recommend it do pass.

House bill No. 450: Recommend it do pass.

Senate bill No. 194: Recommend it be substituted for House bill No. 406, and take its place on the calendar.

House bill No. 419: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 451: Recommend it do pass.

House bill No. 365: Recommend it do pass.

Senate bill No. 129: Recommend it do pass.

A report from the Committee on Claims and Auditing allowing the bill of the Olympia Hardware Company for \$3.15 was received and adopted and bill allowed.

Mr. Brewer was called to the chair.

SECOND READING OF BILLS.

On motion of Mr. Emery the House returned to second reading of bills.

To amended House bill No. 105, to provide for the levying of road and bridge taxes, the following amendment was offered by Mr. Mackenzie.

Strike out section 2 and substitute the following: "The county commissioners or any road supervisor shall annually, commencing on the

first day of March in each year, demand a poll tax from each person liable therefor; *Provided*, That a road supervisor shall only collect poll tax in his own road district, and shall be paid as compensation 10 per cent of such amount collected for his services as such tax collector; and, *Provided, further*, That he shall keep a stub for each poll tax receipt issued by him, and make returns monthly to the county treasurer of all moneys collected by him, and the said county treasurer shall credit such sum to said road district, less the 10 per cent allowed for services as tax collector, and such county treasurer shall check up the collections of poll tax by said road supervisors at least twice each year.

Mr. Roth moved a call of the House.

The roll call showed members present 81, members absent 13.

Those present were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Jeffries, Jones, King, Knoblock, Levy, Lewis, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megfer, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Venness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—81.

Those absent were: Carle, Clark, Easterday, Fletcher, Griffin, Hopp, Johnson (J. T.), Johnston (H.), Kees, Lindsley, Lyons, Roberts, and White—13.

Messrs. Easterday and Hopp answered to roll call of the absentees.

Mr. Cole moved that the further call of the House be dispensed with. The motion prevailed.

Mr. Raine moved that House bill No. 105 be indefinitely postponed.

On roll call the motion was lost by the following vote: Yeas 33, nays 54, absent or not voting 7.

Mr. Carle changed his vote from yea to nay.

Mr. York changed his vote from yea to nay.

Those voting yea were: Cameron, Child, Coate, Cooney, Denton, Dix, Durham, Easterday, Eidemiller, Fitzgerald, Frostad,

Haynes, Henry, Howard, Howell, Hunter, Knoblock, Lingerman, Mackenzie, Merrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Stark, Thacker, Whitney, Witter, York, and Zenkner—33.

Those voting nay were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Corliss, Craigue, Delanty, Dickson, Dilling, Dunn, Emery, Ferguson, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Hopp, Jeffries, Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Maloney, McCoy, McNicol, Megler, Moldstad, Morgan, Morrill, Palmer, Peaslee, Philbrick, Roth, Stevenson, Thompson, Tibbetts, Veness, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—54.

Those absent or not voting were: Crandall, Griffin, Johnson (J. T.), Kees, Lyons, Roberts, and White—7.

The speaker signed in open session Senaté bills Nos. 46, 178, 108, 93, and 80.

The amendment to House bill No. 105, offered by Mr. Mackenzie, was lost.

The following amendment by Mr. Raine was lost.

In line 1 of section 2, after the word "any" strike out "poll tax collector they may authorize," and insert in lieu thereof "road supervisor."

The following amendment by Mr. Megler was adopted.

Amend section 3 by striking out of lines 5, 6 and 7 the words: "If not due it shall be retained by the employer from the first wages earned by the person liable for the poll tax, and thereafter paid on demand to the collector."

The following amendment by Mr. Mackenzie was lost: "To strike out section 7."

The following amendment by Mr. Mackenzie was lost.

Strike out section 8 and substitute therefor: "Each road district shall annually, at the time of holding elections for the election of road supervisors, levy and certify to the county auditor a tax of not more than 10 mills on the dollar on all the taxable property in such road district, which shall be payable in money for the credit of such road district.

The following amendment by Mr. Mackenzie was lost.

Strike out the last three lines of section 8, beginning with the word "Provided."

The following amendment by Mr. Raine was lost.

In section 12 strike out all of line 1 and insert in lieu thereof the following words: "At each general election a road commissioner shall be elected from among the qualified."

The following amendment by Mr. Clark was adopted.

In section 15, after the word "county" in line 25 of the printed bill, add the words "under the direction of the county commissioners."

The following amendment by Mr. York was lost.

Strike out the word "surveyor," in line 6 of section 15 of the printed bill, and substitute the word "commissioners."

The following amendment by Mr. York was lost.

Amend section 15, line 10 of printed bill, by striking out the word "surveyor" and substituting the word "commissioners."

The following amendment by Mr. York was lost.

Strike out all of lines 24 and 25 of section 15 of the printed bill.

The following amendment by Mr. Gray was lost.

In line 19 strike out "5 per cent" and insert "10 per cent."

The following amendment by Mr. Gleason was adopted.

In line 10 of section 15, after the word "surveyor" insert "under the direction of the board of county commissioners."

The following amendment by Mr. Mackenzie was lost.

After line 18, in section 15, add the words "*Provided*, That in an emergency the commissioners do not need to advertise for bids."

The following amendment by Mr. Gunderson was lost.

"In line 5 of section 15 strike out "one" and insert "two."

The following amendment by Mr. York was lost.

Amend section 16 by striking out of line 3 of printed bill the words "by the county surveyor."

The following amendment by Mr. Witter was lost.

Strike out all of section 18 and substitute therefor the following: "This act shall only apply to such counties as shall by petition of one-fourth ($\frac{1}{4}$) of the resident free holders therein ask the county commissioners of such county to place said county under its provisions.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 105 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 60, nays 23, absent or not voting 11.

Mr. Mackenzie and Mr. Maloney changed their votes from nay to yea for the purpose of reconsideration.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Clark, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dunn, Emery, Ferguson,

Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Hopp, Jolinson (J. T.), Jones, King, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Moldstad, Morgan, Morrill, Palmer, Peaslee, Philbrick, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—60.

Those voting nay were: Cameron, Child, Coate, Denton, Dix, Durham, Easterday, Eidemiller, Frostad, Haynes, Henry, Howard, Howell, Hunter, Knoblock, Merrill, Muse, Parcel, Pogue, Raine, Witter, York, and Zenkner—23.

Those absent or not voting were: Comstock, Fitzgerald, Jeffries, Johnston (H.), Kees, Lyons, Quinn, Ranck, Reise, Roberts, and White—11.

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

Mr. Emery moved to reconsider the vote by which House bill No. 105 passed.

The motion to reconsider was laid upon the table.

The following report of the free conference committee on House bill No. 19 was received and adopted:

OLYMPIA, Wash., March 6, 1903.

MR. PRESIDENT AND MR. SPEAKER:

We, your free conference committee, appointed to settle the differences between the Senate and the House on the Senate amendments to House bill No. 19, have had the same under consideration, and beg leave to report the same with the recommendation that the Senate recede from its amendments, and further recommend that the bill be amended as follows:

In the title, line 1, after the word "improvements," insert the words, "cities of the first class."

Section 1, line 1, strike the words "or town," and insert in lieu thereof the words, "of the first class."

Same section, line 5, strike the words "or town," and insert in lieu thereof the words, "of the first class."

Section 3, line 1, strike the words "or town," and insert in lieu thereof the words, "of the first class."

Section 3, lines 2 and 3, strike the words "or town," and insert in lieu thereof the words, "of the first class."

O. O. Tucker, Stanley Hallett, J. R. O'Donnell, Chas. S. Gleason, Chas. I. Roth, Edgar C. Raine.

The House took a recess at noon until 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Comstock, Crandall, Easterday, Ferguson, Morgan, Morrill, Reise, Weir, Whitney and York.

Mr. Ferguson was excused.

Mr. Wilson moved that the speaker appoint a sifting committee of five members.

Mr. Roth moved as an amendment the appointment of a calendar committee of five members, of which the speaker shall be chairman. Mr. Roth's motion was adopted.

The House concurred in Senate amendments to House substitute bill No. 49 and House bill No. 93 and House bill No. 95.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT.
OLYMPIA, March 6, 1903.

The Honorable Speaker of the House of Representatives, Olympia, Washington:

SIR: I have the honor to inform you that the Governor has approved the following:

House bill No. 79, entitled "An act providing for a Superior Judge for the counties of Chelan, Douglas, Okanogan and Ferry, in the State of Washington, and declaring an emergency."

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

THIRD READING OF BILLS.

By unanimous consent the House returned to third reading of bills.

House bill No. 261, authorizing the board of directors of school districts to maintain day schools for the deaf.

Mr. Ranck moved that the bill be indefinitely postponed. The motion was lost.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 55, nays 21, absent or not voting 18.

Mr. Quinn changed his vote from yea to nay.

Those voting yea were: Alliss, Bassett, Benn, Brewer, **Brown**, Carle, Clark, Coate, Cole, Collins, Corliss, Craigue, Crandall, **Delanty**, Denton, Durham, Eidemiller, Emery, Field, Gleason, **Gray**, Griffin, Gunderson, Haynes, Hopp, Howell, Hunter, **Jeffries**, Johnson (J. T.), Jones, Kees, King, Knoblock, Levy, **Lindsley**, Lingerman, McNicol, Muse, Palmer, Peaslee, Pogue, **Roth**, Stark, Stevenson, Thacker, Thompson, Tibbetts, Wells, **White**, Whitney, **Williams**, Wilson (J. B.); Witter, Zenkner, and **Mr. Speaker**—55.

Those voting nay were: Butler, Cameron, Cooney, Dix, **Easterday**, Fitzgerald, Frostad, Henry, Johnston (H.), **Lewis**, Lyons, Maloney, Mackenzie, Megler, Moldstad, Parcel, **Philbrick**, Quinn, Ranck, Veness, and York—21.

Those absent or not voting were: Child, Comstock, **Dickson**, Dilling, Dunn, Ferguson, Fletcher, Hastings, Howard, **McCoy**, Merrill, Morgan, Morrill, Raine, Reise, Roberts, Weir, and **Wilson** (R. B.)—18.

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

SECOND READING OF BILLS.

By unanimous consent the House returned to second reading of bills.

Senate bill No. 61, for the relief of Edson Gerry.

Mr. Roth moved that the part of the bill relating to interest be stricken out of the bill and of the title.

The motion was adopted.

The bill was read the second time by sections, and Senate bill No. 61 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Bassett, Benn, Brewer, **Brown**, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, **Cooney**, Corliss, Craigue, Delanty, Denton, **Dickson**, Dilling, **Dix**, Durham, Eidemiller, Emery, Field, Fitzgerald, Fletcher, **Frostad**, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, **Howard**, Howell, **Jeffries**, Johnson (J. T.), Jones, Kees, **Knoblock**,

Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, McNicol, Megler, Moldstad, Muse, Palmer, Parcel, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—75.

Those absent or not voting were: Comstock, Crandall, Dunn, Easterday, Ferguson, Hastings, Hunter, Johnston (H.), King, McCoy, Merrill, Morgan, Morrill, Peaslee, Philbrick, Pogue, Raine, Reise, and Weir—19.

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

On motion of Mr. Moldstad Senate bill No. 137 was substituted for House bill No. 262.

On motion of Mr. Philbrick Senate bill No. 137 was indefinitely postponed.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has concurred in the House amendments to Senate bill No. 123, an act defining the crime of rape.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 159, amending section 26 of an act entitled 'An act providing for the use of water for the purpose of irrigation,' etc.

Also Senate substitute bill No. 74, relating to the Superior Court of Thurston, Mason and Chehalis counties.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 5, 1903.

MR. SPEAKER:

The president has signed House bill No. 177, for the protection of orphan children.

Also House bill No. 55, providing for the closed season of trout fishing in Chelan county.

Also House bill No. 201, requiring statements of facts in support of claims made to the Legislature.

Also House bill No. 59, defining criminal anarchy.

Also House bill No. 15, to prohibit the business of barbering on Sunday.

Also House bill No. 90, providing for workdays of eight hours in all public work.

Also House bill No. 70, providing for compulsory attendance of school children.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

THIRD READING OF BILLS.

House bill No. 372, amending sections 5637, 5638, 5640 and 5641 of Ballinger's Code.

On motion of Mr. Gleason the rules were suspended, the second reading was considered the third, and House bill No. 372 was placed on final passage and passed by the following vote: Yeas 61, nays 15, absent or not voting 18.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Clark, Coate, Cole, Collins, Craigue, Crandall, Delanty, Dilling, Easterday, Eidemiller, Emery, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Megler, Merrill, Moldstad, Peaslee, Philbrick, Pogue, Roberts, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, and Mr. Speaker—61.

Those voting nay were: Cameron, Child, Cooney, Denton, Dix, Dunn, Durham, Fitzgerald, Howell, Mackenzie, Parcel, Quinn, Ranck, Witter, and Zenkner—15.

Those absent or not voting were: Comstock, Corliss, Dickson, Ferguson, Hastings, Hunter, Kees, Knoblock, McCoy, McNicol, Morgan, Morrill, Muse, Palmer, Raine, Reise, Thacker, and Weir—18.

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

House bill No. 302, providing for annexing county territory.

The bill as engrossed was read a third time, placed upon final

passage, and passed by the following vote: Yeas 56, nays 18, absent or not voting 20.

Mr. Maloney changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Corliss, Craigue, Crandall, Dilling, Dix, Dunn, Easterday, Eidemiller, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Henry, Hopp, Howard, Johnson (J. T.), Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lyons, Maloney, Megler, Moldstad, Palmer, Peaslee, Philbrick, Raine, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), York, and Mr. Speaker—56.

Those voting nay were: Cameron, Cooney, Delanty, Denton, Durham, Emery, Griffin, Howell, Kees, Knoblock, Lingerman, Mackenzie, Parcel, Pogue, Ranck, Wilson (R. B.), Witter, and Zenkner—18.

Those absent or not voting were: Comstock, Dickson, Ferguson, Fitzgerald, Hastings, Haynes, Hunter, Jeffries, McCoy, McNicol, Merrill, Morgan, Morrill, Muse, Quinn, Reise, Roth, Thacker, Weir, and Whitney—20.

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

Mr. Maloney gave notice that he would move tomorrow to reconsider the vote by which House bill No. 302 passed the House.

On motion of Mr. Johnston House bill No. 344, relating to the destruction of electric poles or wires, was indefinitely postponed.

House substitute bill No. 145, relating to the granting of liquor licenses.

On motion of Mr. Lewis the rules were suspended, the second reading was considered the third.

Mr. Levy moved that the bill be indefinitely postponed. The motion was lost by the following vote: Yeas 15, nays 57, absent or not voting 22.

Those voting yea were: Allis, Benn, Carle, Child, Cooney, Dix, Fitzgerald, Gray, Griffin, Jeffries, Kees, Levy, Maloney, White, and Zenkner—15.

Those voting nay were: Bassett, Brewer, Butler, Cameron, Clark, Coate, Cole, Collins, Corliss, Craigue, Crandall, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Field,

Fletcher, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnston (H.), Jones, Knoblock, Lewis, Lindsley, Lingerman, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—57.

Those absent or not voting were: Brown, Comstock, Delanty, Denton, Ferguson, Frostad, Hastings, Hunter, Johnson (J. T.), King, Lyons, McCoy, Mackenzie, McNicol, Morgan, Morrill, Muse, Stevenson, Thompson, Veness, Weir, and Whitney—22.

House bill No. 145 was placed on final passage, and passed by the following vote: Yeas 60, nays 9, absent or not voting 25.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Dickson, Dilling, Durham, Easterday, Eidemiller, Emery, Field, Fitzgerald, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, Williams, Wilson (R. B.), Witter, York, and Zenkner—60.

Those voting nay were: Carle, Denton, Gray, Griffin, Jeffries, Kees, Levy, Maloney, and White—9.

Those absent or not voting were: Benn, Brown, Child, Comstock, Delanty, Dix, Dunn, Ferguson, Fletcher, Frostad, Hastings, Hunter, Johnson (J. T.), McCoy, Mackenzie, McNicol, Morgan, Morrill, Philbrick, Reise, Stevenson, Weir, Whitney, Wilson (J. B.), and Mr. Speaker—25.

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

Senate bill No. 94, to amend section 901 of the code of 1881, defining the offense of barratry.

The bill as engrossed was read a third time, placed upon final passage, and passed by the following vote: Yeas 69, nays 4, absent or not voting 21.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gun-

derson, Haynes, Henry, Hopp, Howard, Jeffries, Jones, Johnson (J. T.), Kees, King, Knobock, Levy, Lindsley, Lingerman, Lyons, Mackenzie, Megler, Merrill, Moldstad, Muse, Palmer, Parcei, Peaslee, Philbrick, Pogue, Raine, Ranck, Roberts, Roth, Stark, Thompson, Veness, Wells, White, Whitney, Williams, Wilson, (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—69.

Those voting nay were: Cooney, Johnston (H.), Maloney, and Thacker—4.

Those absent or not voting were: Bassett, Brown, Clark, Comstock, Corliss, Dunn, Easterday, Ferguson, Hastings, Howell, Hunter, Lewis, McCoy, McNicol, Morgan, Morrill, Quinn, Reise, Stevenson, Tibbetts, and Weir—21.

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

House bill No. 281, authorizing and empowering the Board of State Land Commissioners to vacate plats covering state lands.

On motion of Mr. Benn the rules were suspended, the second reading was considered the third, and House bill No. 281 was placed on final passage and passed by the following vote: Yeas 54, nays 10, absent or not voting 30.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Clark, Coate, Cole, Collins, Craigue, Crandall, Delanty, Denton, Dilling, Eidemiller, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Megler, Merrill, Moldstad, Palmer, Philbrick, Pogue, Roberts, Stark, Thacker, Thompson, Veness, White, Williams, Wilson (J. B.), Wilson (R. B.), York, and Mr. Speaker—54.

Those voting nay were: Cooney, Dix, Easterday, Griffin, Maloney, Raine, Roth, Tibbetts, Witter, and Zenkner—10.

Those absent or not voting were: Bassett, Brown, Cameron, Child, Comstock, Corliss, Dickson, Dunn, Durham, Emery, Ferguson, Hastings, Howell, Johnson (J. T.), Johnston (H.), Kees, McCoy, McNicol, Morgn, Morrill, Muse, Parcel, Peaslee, Quinn, Ranck, Reise, Stevenson, Weir, Wells, and Whitney—30.

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

The speaker signed in open session Senate substitute bill No. 74 and Senate bill No. 159.

House bill No. 58, relating to fees of public officers and jurors and witnesses.

On motion of Mr. Easterday the rules were suspended, the second reading was considered the third, and House bill No. 58 was placed on final passage, and failed to pass by the following vote: Yeas 37, nays 26, absent or not voting 31.

Messrs. Fletcher, Johnson and Fitzgerald changed their votes from yea to nay.

Mr. Easterday changed his vote from yea to nay.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Clark, Coate, Cole, Crandall, Delanty, Dilling, Eidemiller, Field, Fletcher, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Hunter, King, Levy, Lewis, Lindsley, Mackenzie, Megler, Moldstad, Roberts, Roth, Stark, Tibbetts, Wells, Williams, Wilson (J. B.), Wilson (R. B.), and York—37.

Those voting nay were: Cameron, Cooney, Corliss, Dix, Dunn, Easterday, Fitzgerald, Gray, Howard, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Maloney, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Thacker, Veness, White, Witter, Zenkner, and Mr. Speaker—26.

Those absent or not voting were: Bassett, Brown, Child, Collins, Comstock, Craigue, Denton, Dickson, Durham, Emery, Ferguson, Frostad, Griffin, Hastings, Jeffries, Jones, Lingerman, Lyons, McCoy, McNicol, Merrill, Morgan, Morrill, Muse, Peaslee, Ranck, Reise, Stevenson, Thompson, Weir, and Whitney—31.

Mr. Easterday gave notice that he would move a reconsideration of the vote by which House bill No. 58 failed to pass.

Mr. Cole rose to a question of personal privilege, and made the statement that on the roll call on Senate bill No. 178 he was shown as absent or not voting, whereas he should have been shown as voting in favor of the bill.

SECOND READING OF BILLS.

Senate bill No. 92, to amend an act providing for the lease of county property.

The bill was read the second time by sections, and Senate bill No. 92 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 61, nays 4, absent or not voting 29.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dunn, Easterday, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, Johnston (H.), Kees, Knoblock, Levy, Lingerman, Mackenzie, Megler, Moldstad, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Zenkner, and Mr. Speaker—61.

Those voting nay were: Cameron, Dix, Maloney, and Witter—4.

Those absent or not voting were: Bassett, Brown, Clark, Comstock, Dickson, Durham, Eidemiller, Emerry, Ferguson, Griffin, Jeffries, Johnson (J. T.), King, Lewis, Lindsley, Lyons, McCoy, McNicol, Merrill, Morgan, Morrill, Muse, Palmer, Ranck, Reise, Stevenson, Thompson, Weir, and York—29.

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

Senate bill No. 98, authorizing the making of unknown heirs of deceased persons defendants in actions pertaining to real estate.

The following amendment by Mr. Quinn was adopted:

Amend the printed bill by adding at the end of section 1: "*Provided*, That this act shall not be construed to apply to infants, idiots or insane persons."

The bill was read the second time by sections, and Senate bill No. 98 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 44, nays 11, absent or not voting 39.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Coate, Collins, Cooney, Craigue, Crandall, Dix, Dunn, Easterday, Eidemiller, Fitzgerald, Frostad, Field, Gray, Gunderson, Haynes, Hopp, Howard, Howell, Hunter, Levy, Lewis, Lingerman, Mackenzie, Megler, Moldstad, Parcel, Peaslee, Philbrick, Pogue, Quinn, Roberts, Thacker, Veness, Wells, White, Williams, York, and Zenkner—44.

Those voting nay were: Delanty, Denton, Hastings, Johnston (H.), Kees, Stark, Tibbetts, Whitney, Wilson (J. B.), Witter, and Mr. Speaker—11.

Those absent or not voting were: Bassett, Brown, Cameron, Clark, Cole, Comstock, Corliss, Dickson, Dilling, Durham, Emery, Ferguson, Fletcher, Gleason, Griffin, Henry, Jeffries, Jones, Johnson (J. T.), King, Knoblock, Lindsley, Lyons, McCoy, McNicol, Molaney, Merrill, Morgan, Morrill, Muse, Palmer, Raine, Ranck, Reise, Roth, Stevenson, Thompson, Weir, and Wilson (R. B.)—39.

Senate bill No. 33, providing for the incorporation of subordinate lodges of fraternal societies, and repealing conflicting laws.

The bill was read the second time by sections, and Senate bill No. 33 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Durham, Eidemiller, Fitzgerald, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jones, Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Wells, White, Whitney, Williams, Wilson, (J. B.), York, Zenkner, and Mr. Speaker—67.

Those absent or not voting were: Bassett, Brown, Comstock, Corliss, Dickson, Dunn, Easterday, Emery, Ferguson, Frostad, Fletcher, Griffin, Jeffries, Johnson (J. T.), Mackenzie, McCoy, McNicol, Morgan, Morrill, Raine, Ranck, Reise, Stevenson, Veness, Weir, Wilson (R. B.), and Witter—27.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 363, entitled "An act in relation to abstractors and abstract companies, providing for the furnishing of security, and fixing a penalty

for violation thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Strike out the word "three" in the fifth line of the printed bill and the seventh line of the original bill, section 1, and insert in lieu thereof the word "five."

Strike out the figure "3" after the "\$" sign, in the fifth line of the printed bill and the seventh line of the original bill, and substitute in lieu thereof the figure "5."

Insert between the word "publishing" and the word "or," in the second line of the printed bill and the second line of the original bill, section 4, the following words: "abstracts of title for profit."

Strike out the word "cause" immediately succeeding the word "or" in the second line of the printed bill and the second line of the original bill, section 4, and substitute in lieu thereof the word "causing."

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. D. King, S. A. Wells, Chas. S. Gleason, James T. Johnson, Joseph B. Lindsley.

The following amendment by Mr. Roth was adopted:

After the word "and" and before the word "may," in line 3 of section 3, insert the words, "such persons, firms or corporations."

The following amendment by Mr. Roth was adopted:

Amend section 4 as follows: After the word "than," in line 4, add the words "fifty dollars," and after the word "than" in line 5 of said section add the words "one thousand dollars." Strike out all of line 5 after the figures "\$1000."

The following amendment by Mr. Johnson was adopted:

Strike out the word "hire," in line 2, section 4, and insert the word "profit" in lieu thereof.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 363 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 62, nays 8, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Clarke, Coate, Cole, Collins, Cooney, Craigie, Delanty, Denton, Dilling, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Levy, Lewis, Lingerman, Lyons, Megler, Merrill, Moldstad, Muse, Parcel, Peaslee, Pogue, Quinn, Raine, Roberts, Roth, Stark, Stevenson, Tibbetts, Veness, Wells,

Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—62.

Those voting nay were: Cameron, Dix, Howard, Howell, Mackenzie, Maloney, Thacker, and Witter—8.

Those absent or not voting were: Bassett, Brown, Comstock, Corliss, Crandall, Dickson, Dunn, Ferguson, Griffin, Hunter, King, Lindsley, McCoy, McNicol, Morgan, Morrill, Palmer, Philbrick, Ranck, Reise, Thompson, Weir, White, and Whitney—24.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 169, for the relief of E. G. Bickerton for services as a licensed auctioneer.

Also Senate bill No. 238, for the punishment for failure of certain officers to execute their duties.

Also Senate concurrent resolution No. 11, against raffling.

Also House bill No. 323, relating to State Board of Health.

Also Senate bill No. 209, declaring women to be eligible to the office of notary public.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

The Senate has passed House substitute bill No. 225, providing for the incorporation and regulation of mutual fire insurance companies, with the following amendments:

In lines 3, 4 and 5 of section 9 of the engrossed bill, strike the figures "\$5.00" and insert in lieu thereof the figures "\$10.00."

Amend section 15 to read: "An emergency exists, and this act shall take effect immediately."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

FIRST READING OF SENATE BILLS.

Senate joint resolution No. 11, relative to raffling in churches, was indefinitely postponed.

Senate bill No. 169, for the relief of E. G. Bickerton.

Referred to the Committee on Claims and Auditing.

Senate bill No. 238, an act fixing the punishment for failure of certain officers to execute their duties.

Referred to the Committee on Judiciary.

Senate bill No. 184, an act appropriating money for the erection, completion and furnishing of the State Capitol.

Passed to second reading.

Senate bill No. 155, in regard to the Lewis and Clark Exposition.

Referred to the Committee on Appropriations.

Senate bill No. 160, in regard to the St. Louis Exposition.

Referred to the Committee on Appropriations.

Senate bill No. 192, an act creating certain funds in the state treasury.

Referred to the Committee on Appropriations.

Senate bill No. 212, an act granting to irrigation companies the right of way over state lands.

Referred to the Committee on Irrigation.

Senate bill No. 185, an act to amend an act entitled "An act to provide for appeals from the Board of State Land Commissioners."

Referred to the Committee on Judiciary.

Senate bill No. 186, an act to amend section 6403 of Ballinger's Code.

Referred to the Committee on Judiciary.

Senate bill No. 189, to change the name of the Washington Agricultural College.

Referred to the Committee on Judiciary.

Senate bill No. 209, an act declaring women eligible to the office of notary public.

Referred to the Committee on Judiciary.

Mr. Witter gave notice that he would move a reconsideration of the vote on Senate bill No. 98.

The House adjourned at 5 p. m. until 9 a. m. tomorrow.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

FIFTY-FIFTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Saturday, March 7, 1903, }
9 o'clock a. m.)

The House was called to order by the speaker at 9 a. m.

Roll call showed all members present except Messrs. Carle, Coate, Denton, Ferguson, Howell, McCoy, McNicol, Morgan, Morrill, Peaslee, Reise, Roberts, Stevenson and Weir.

Mr. McCoy and Mr. Ferguson were excused.

Rev. R. M. Hayes offered prayer.

On motion of Mr. Allis the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

PETITIONS.

From residents of Lewis and Douglas counties and other portions of the state in regard to the passage of House bills Nos. 145 and 222.

Referred to the Committee on Public Morals.

REPORTS OF STANDING COMMITTEES.

House bill No. 445: Recommend it do pass as amended.

House bill No. 315: Recommend it do pass as amended.

Senate substitute bill No. 65: Recommend it do pass as amended.

House bill No. 304: Recommend it be indefinitely postponed.

House bill No. 453: Recommend substitute bill do pass.

House bill No. 444: Recommend it do pass.

House bill No. 447: Recommend it be indefinitely postponed.

House bill No. 440: Recommend it be indefinitely postponed.

House bills Nos. 304, 447 and 440 were indefinitely postponed.

SECOND READING OF BILLS.

House bill No. 236, to provide for the release of joint debtors. The bill was read the second time by sections, and House bill No. 236 passed to third reading.

The bill was placed on final passage, and passed by the following vote: Yeas 54, nays 7, absent or not voting 33.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Coate, Cole, Collins, Craigie, Crandall, Delanty, Dunn, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Frostad, Fletcher, Gleason, Gunderson, Hastings, Haynes, Henry, Hopp, Jeffries, Jones, Johnson (H.), Knoblock, Levy, Lewis, Lindsley, Lingerman, Mackenzie, Maloney, Megler, Merrill, Mo'ldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Roth, Stark, Thacker, Tibbetts, Wells, Williams, Zenkner, and Mr. Speaker—54.

Those voting nay were: Child, Cooney, Corliss, Denton, Gray, Kees, and Quinn—7.

Those absent or not voting were: Cameron, Carle, Clark, Comstock, Dickson, Dilling, Dix, Ferguson, Field, Griffin, Howard, Howell, Hunter, Johnson (J. T.), King, Lyons, McCoy, McNicol, Morgan, Morrill, Peaslee, Reise, Roberts, Stevenson, Thompson, Veness, Weir, White, Whitney, Wilson (J. B.), Wilson (R. B.), Witter, and York—33.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 209, entitled "An act providing for the appointment and election of one additional judge of the Superior Court of the State of Washington in and for the counties of Lincoln, Adams, Douglas, Chelan, Okanogan and Ferry, fixing the term of office, and providing for the election of two judges of said Superior Court, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended:

After the word "Ferry" in the second line of the printed bill and the third line of the original bill, section 1, insert the word "jointly."

Insert the word "jointly" between the word "Ferry" and the word

"whose" in the third line of the printed bill and the third and fourth lines of the original bill, section 3.

After the word "counties" in the last line of section 3 of the printed and the original bill insert the word "jointly."

J. H. EASTERDAY, Chairman.

We concur in this report: Robert Dunn, S. A. Wells, Chas. D. King, Chas. S. Gleason, James T. Johnson, Joseph B. Lindsley, E. R. York.

On motion of Mr. Cameron the bill was indefinitely postponed.

HOUSE OF REPRESENTATIVES.

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred Senate bill No. 40, entitled "An act for the protection of birds and their nests and eggs, and to define and punish as misdemeanors all violations thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend by striking out the words "and robins" in line one (1), section 7, of the original bill.

M. E. FIELD, Chairman.

We concur in this report: Ralph Philbrick, Mark White, Chas. S. Gleason, B. H. Morgan, J. A. Veness, M. J. Maloney.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 40 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 64, nays 2, absent or not voting 28.

Mr. Craigue changed his vote from nay to yea.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Frostad, Field, Fletcher, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), Knoblock, Lewis, Lingerman, Mackenzie, Maloney, Megler, Merrill, Moldstad, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Roth, Stark, Thompson, Tibbetts, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Zenkner, and Mr. Speaker—64.

Those voting nay were: Brewer and Fitzgerald—2.

Those absent or not voting were: Carle, Clark, Comstock, Dilling, Ferguson, Griffin, Howell, Kees, King, Levy, Lindsley, Lyons, McCoy, McNicol, Morgan, Morrill, Muse, Parcel, Peaslee,

Reise, Roberts, Stevenson, Thacker, Veness, Weir, Whitney, Witter, and York—28.

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

Mr. Maloney withdrew his motion of reconsideration of the vote on House bill No. 302.

By unanimous consent the House passed to the consideration of House bill No. 418, to amend section 35 of an act entitled "An act to provide for the selection, survey and disposition of the state's granted lands."

The bill was read the second time by sections, and House bill No. 418 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 68, nays 0, absent or not voting 26.

Those voting yea were: Allis, Bassett, Benn, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Eide-miller, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Lewis, Lindsley, Lingerman, Mackenzie, Maloney, Megler, Merrill, Moldstad, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Roth, Stark, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—68.

Those absent or not voting were: Brewer, Carle, Clark, Comstock, Dilling, Easterday, Ferguson, Gray, Howell, Jeffries, Kees, Levy, Lyons, McCoy, McNicol, Morgan, Morrill, Muse, Parcel, Peaslee, Reise, Roberts, Stevenson, Thompson, Weir, and York—26.

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

On motion of Mr. Quinn the House reconsidered the vote by which House bill No. 344 failed to pass.

The bill was returned to second reading, and the following amendment by Mr. Quinn was adopted:

Amend section 3, in lines 3 and 4, by striking out the following words, "or by imprisonment in the penitentiary not exceeding ten years."

House bill No. 344 passed to third reading, and was passed by the following vote: Yeas 65, nays 0, absent or not voting 29.

Those voting yea were: Bassett, Benn, Brown, Butler, Child, Coate, Cole, Collins, Cooney, Craigue, Delanty, Dickson, Dix, Dunn, Durham, Emery, Fitzgerald, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Jones, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lingerman, Lyons, Mackenzie, Maloney, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), Witter, and Mr. Speaker—65.

Those absent or not voting were: Allis, Brewer, Cameron, Carle, Clark, Comstock, Corliss, Crandall, Denton, Dilling, Easterday, Eidemiller, Ferguson, Howell, Kees, Lindsley, McCoy, McNicol, Morgan, Morrill, Peaslee, Reise, Stevenson, Thompson, Weir, White, Wilson (R. B.), York, and Zenkner—29.

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

On motion of Mr. Witter the House reconsidered the vote by which Senate bill No. 98 failed to pass.

Senate bill No. 98 passed by the following vote: Yeas 51, nays 20, absent or not voting 23.

Those voting yea were: Benn, Butler, Child, Coate, Collins, Craigue, Dix, Dunn, Durham, Eidemiller, Emery, Fitzgerald, Frostad, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Jones, Kees, Knoblock, Lewis, Lindsley, Lyons, Mackenzie, Maloney, Megler, Moldstad, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stevenson, Thacker, Tibbetts, White, Whitney, Williams, Wilson (R. B.), Witter, and Mr. Speaker—51.

Those voting nay were: Allis, Bassett, Brown, Cameron, Cooney, Corliss, Delanty, Denton, Dickson, Fletcher, Hunter, Jeffries, Johnston (H.), Lingerman, McNicol, Muse, Stark, Veness, Wilson (J. B.), and Zenkner—20.

Those absent or not voting were: Brewer, Carle, Clark, Cole, Comstock, Crandall, Dilling, Easterday, Ferguson, Howell, Johnson (J. T.), King, Levy, McCoy, Merrill, Morgan, Morrill, Peaslee, Reise, Thompson, Weir, Wells, and York—23.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February, 23, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 358, entitled "An act for the protection of game birds, song birds, game fish, and creating the office of State Game Warden," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Strike out all of section 2.

Amend section 3 to read section 2; also strike out that part of section 3 (amended to read section 2) between the word "county" in line 3 of printed bill and the word "said" in line 4, and insert the following, "nor more than five (5) in the state."

Amend section 4 to read section 3.

Amend section 5 to read section 4; also strike out that part of section 5 (amended to read section 4) between the word "of" in line 8 of printed bill and the word "and" in line 9, and insert the following, "five hundred dollars (\$500)."

Amend section 6 to read section 5.

Amend section 7 to read section 6.

Amend section 8 to read section 7.

Amend section 9 to read section 8.

M. E. FIELD, Chairman.

We concur in this report: Ralph Philbrick, D. Child, B. H. Morgan, Mark White, M. J. Maloney.

The following amendment by Mr. Dickson was adopted:

Strike out in section 1 all after the word "Washington."

The following amendment by Mr. Dickson was lost:

Strike out all of section 3 of the printed bill.

Mr. Cameron moved that the bill be indefinitely postponed.

On roll call the motion was lost by the following vote: Yeas 31, nays 46, absent or not voting 17.

Those voting yea were: Allis, Bassett, Cameron, Coate, Crandall, Denton, Dickson, Dix, Dunn, Easterday, Fitzgerald, Gray, Haynes, Johnston (H.), Kees, King, Knoblock, Lingerman, Mackenzie, McNicol, Muse, Roberts, Roth, Stark, Thacker, Thompson, White, Wilson (J. B.), Wilson (R. B.), Witter, and Zenkner—31.

Those voting nay were: Benn, Brown, Butler, Child, Clark,

Cole, Cooney, Corliss, Craigue, Dilling, Durham, Eidemiller, Emery, Frostad, Field, Fletcher, Gleason, Griffin, Gunderson, Hastings, Henry, Hopp, Hunter, Jeffries, Jones, Johnson (J. T.), Levy, Lewis, Lindsley, Lyons, Maloney, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Tibbetts, Veness, Wells, Williams, and Mr. Speaker—46.

Those absent or not voting were: Brewer, Carle, Collins, Comstock, Delanty, Ferguson, Howard, Howell, McCoy, Morgan, Morrill, Quinn, Reise, Stevenson, Weir, Whitney, and York—17.

The following amendment by Mr. Roth was lost:

Strike out all of section 5 of the printed bill after the word "fund," in line 5 of said section.

The following amendment by Mr. Field was adopted:

Add section 9 to read as follows:

"Sec. 9. For the purpose of carrying out the provisions of this act there is hereby appropriated out of the game protection fund the sum of sixteen thousand dollars, or so much thereof as may be necessary."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 358 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 40, nays 33, absent or not voting 21.

Mr. Lewis changed his vote from yea to nay for the purpose of reconsideration.

Those voting yea were: Benn, Brewer, Brown, Butler, Child, Clark, Cole, Cooney, Craigue, Dilling, Dunn, Emery, Field, Frostad, Gleason, Griffin, Gunderson, Hastings, Hopp, Hunter, Jeffries, Jones, King, Levy, Lindsley, Lyons, Maloney, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Ranck, Tibbetts, Veness, and Williams—40.

Those voting nay were: Allis, Bassett, Cameron, Coate, Corliss, Dickson, Dix, Durham, Easterday, Eidemiller, Fitzgerald, Gray, Haynes, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lewis, Lingerman, McNicol, Muse, Raine, Roth, Stark, Stevenson, Thacker, Thompson, Wells, White, Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—33.

Absent or not voting were: Carle, Collins, Comstock, Crandall, Delanty, Denton, Ferguson, Fletcher, Henry, Howard, How-

ell, McCoy, Mackenzie, Morgan, Morrill, Reise, Roberts, Weir, Whitney, Wilson (J. B.), and York—21.

Mr. Roth moved that the vote be reconsidered at once.

Mr. Emery moved a call of the House.

Roll call showed 77 present and 17 absent.

Those present were: Allis, Bassett, Benn, Brewer, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, McNicol, Megler, Merrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, White, Williams, Wilson (J. B.), Witter, Zenkner, and Mr. Speaker—77.

Those absent were: Carle, Comstock, Ferguson, Fletcher, Henry, Howell, Maloney, Moldstad, Morgan, Morrill, Palmer, Ranck, Weir, Wells, Whitney, Wilson (R. B.), and York—17.

Mr. Lewis moved that the call of the House be dispensed with.

The motion prevailed.

Mr. McNicol moved that the motion to reconsider be laid on the table.

On roll call the motion was lost by the following vote: Yeas 35, nays 43, absent or not voting 16.

Those voting yea were: Allis, Bassett, Cameron, Coate, Corliss, Crandall, Denton, Dickson, Dix, Durham, Easterday, Eidemiller, Fitzgerald, Gray, Haynes, Howard, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lingerman, Mackenzie, McNicol, Muse, Raine, Roth, Stark, Stevenson, Thompson, Wells, White, Whitney, Wilson (R. B.), Witter, and Zenkner—35.

Those voting nay were: Benn, Brewer, Brown, Butler, Child, Clark, Cole, Collins, Cooney, Craigue, Delanty, Dilling, Dunn, Emery, Field, Frostad, Gleason, Gunderson, Hastings, Hopp, Hunter, Jeffries, Jones, King, Levy, Lewis, Lindsley, Lyons, Maloney, Megler, Merrill, Moldstad, Palmer, Parcel, Peaslee, Philbrick, Quinn, Thacker, Tibbetts, Veness, Williams, Wilson (J. B.), and Mr. Speaker—43.

Those absent or not voting were: Carle, Comstock, Ferguson, Fletcher, Griffin, Henry, Howell, McCoy, Morgan, Morrill, Pogue, Ranck, Reise, Roberts, Weir, and York—16.

On motion of Mr. Lewis, the reconsideration of House bill No. 358 was made a special order for Tuesday at 2 p. m.

The speaker signed in open session Senate bills Nos. 94, 92 and 123 and House bills Nos. 147 and 26.

Mr. Megler was called to the chair.

SPECIAL ORDER.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

We, your Committee on Water Rights and Irrigation, to whom was referred House substitute bill No. 385, entitled "An act in relation to irrigation and waterworks, defining surplus water of the State of Washington, providing for the appropriation and impounding thereof," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended, as follows:

In the title of the act in the fifth line, after the word "irrigation," insert "power manufacturing and other."

After the word act in the last line of title insert "and saving pending eminent domain proceedings and the rights involved therein," and insert a period.

Strike out the emergency clause in title.

At the end of section 1 of the bill strike out the period and insert a comma, and add the following, "or persons to whom the owner has sold or rented the same."

Amend section 5 by substituting for the word "ten" in line 2 the word "thirty."

Amend section 6 by substituting for the words "ninety days" in lines 17 and 28 the words "six months." After the second word "act" in line 17 add the following words, "provided, that on good cause shown before the expiration of the time fixed for the completion of the work the board may extend the time for a period not longer than that named in the original order fixing the time."

Amend section 7 by striking out all of said section which follows the word "provided," in line 15, and substituting therefor the following: "that nothing herein shall be construed as granting the right to condemn water heretofore or which may be hereafter appropriated for irrigation, manufacturing or power purposes, or the land, or the riparian rights of any person, association or corporation which are now held or may hereafter be acquired in good faith for the reservoir-

ing or conducting of water for irrigation, manufacturing or power purposes, or any system for the diversion and distribution of appropriating water, or property theretofore appropriated for any public use, except the right to cross the right of way of any railroad, canal or other property devoted to public use, upon payment of just compensation."

Add to section 8 the following: "The court shall further fix the time within which said proposed impounding works shall be completed. Within 60 days after the rendition of the decree or order of the court determining the right to condemn in favor of the petitioner, the owner of the condemned property or works may file a bond, to be approved by the court, conditioned as specified in section 5 of this act, that he will, within the time fixed in said decree for the completion of said works, construct the same in the manner specified and provided in said decree. Then said action shall be stayed for the period of 60 days after the rendition of said decree to permit the filing and approval of said bond.

"In case the respondent in said proceeding shall fail to give said bond within 60 days, then the court shall proceed to assess damages as provided for in this act, and by law, and, thereafter, in case the respondent, or some other person in his behalf, shall fail to construct said works in the manner and within the time specified in said decree, then the court shall, upon motion of the petitioner, proceed to fix the damages as provided by this act and by the law."

Amend section 12 to read section 14, and further amend said section by adding the following words: "This act shall not effect any eminent domain proceeding now pending in any court, nor any rights involved therein, and all such rights shall be determined under existing laws, including the existing laws of eminent domain."

Amend said bill by adding a new section, to be numbered 12, and to read as follows:

"Sec. 12. Any corporation which may erect impounding works or reservoirs under the provisions of this act shall have the right, upon the vote of the holders of two-thirds of its shares of capital stock cast at a meeting of the stockholders duly called, to sell all or a part of its property on such terms as such stockholders may determine to an association of persons or corporations composed exclusively of users of the water from said storage works, or to a corporation composed of stockholders all of whom are users of water from said storage works."

Further amend said bill by adding a new section, to be numbered 13 and to read as follows:

"Sec. 13. Any person, association of persons or corporation who shall reservoir water for sale under the provisions of this act shall be deemed to have undertaken a public service. Water shall be supplied up to the storage capacity of his or its reservoir or reservoirs without discrimination of any kind between present or future users, at uniform and reasonable prices for the service rendered. The owner of such

reservoir or reservoirs shall have the right to make rules and regulations governing the use of the stored water, and the quantity of water which may be supplied for irrigation in each locality, and the time when the same shall be used. Nothing herein contained shall prevent the distribution of stored water among the users according to the natural requirements of the soil, and seepage and evaporation may be taken into account in fixing the price of service to different localities."

Strike out section 13 of bill.

ROBERT DUNN, Chairman.

We concur in this report: S. A. Crandall, Wm. Coate, W. A. Henry, G. W. Bassett, W. F. Haynes, W. T. Muse.

The following amendment by Mr. Dickson was lost:

Strike out in section 6 all after the word "act" in line 17 up to and including the word "purpose" in line 24.

A motion to reconsider the vote on the above amendment was lost.

The following amendment by Mr. Dickson was lost:

After the word "act" in line 39, section 6, of the printed bill, add the following, "*provided*, however, that nothing in this act shall be construed to mean that any water so stored shall ever be diverted to lands outside the natural basin or watershed in which any storage reservoir or reservoirs may be located until all the available lands within such watershed have been supplied with water."

The following amendment by Mr. Quinn was adopted:

Add section 14, to read as follows:

"Sec. 14. This act shall not affect any eminent domain proceedings now pending in any court nor the rights involved therein, and such rights shall be determined under the laws now existing, including the existing laws of eminent domain."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 385 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 57, nays 9, absent or not voting 28.

Those voting yea were: Bassett, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Collins, Craigue, Crandall, Delanty, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Hopp, Howard, Hunter, Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lingerman, Lyons, McNicol, Moldstad, Muse, Peaslee, Pogue, Quinn, Raine, Roberts, Roth, Stark, Stevenson,

Thacker, Tibbetts, Veness, Wells, White, Whitney, Wilson (J. B.), and Witter—57.

Those voting nay were: Cameron, Dickson, Dix, Johnson (J. T.), Kees, Megler, Ranck, Thompson, and Wilson (R. B.)—9.

Those absent or not voting were: Allis, Carle, Comstock, Cooney, Corliss, Denton, Ferguson, Griffin, Hastings, Henry, Howell, Jeffries, Knoblock, Maloney, McCoy, Mackenzie, Merrill, Morgan, Morrill, Palmer, Parcel, Philbrick, Reise, Weir, Williams, York, Zenkner, and Mr. Speaker—28.

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

On motion of Mr. Easterday the vote on House bill No. 58 was reconsidered.

By unanimous consent the bill was returned to second reading.

The following amendment by Mr. Easterday was adopted and the clerk ordered to make the change in the engrossed bill:

“Each grand and petit juror shall receive for each day’s attendance upon the Superior Court, besides mileage, \$3.”

The bill was read a third time, placed upon final passage, and passed by the following vote: Yeas 66, nays 5, absent or not voting 23.

Those voting yea were: Allis, Bassett, Benn, Brewer, Brown, Butler, Child, Coate, Cole, Collins, Corliss, Craigue, Crandall, Denton, Dickson, Dilling, Durham, Easterday, Eidemiller, Emery, Field, Fletcher, Frostad, Gleason, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Levy, Lewis, Lindsley, Lingerman, Lyons, McNicol, Megler, Merrill, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—66.

Those voting nay were: Cameron, Dix, Gray, Jeffries, and Witter—5.

Those absent or not voting were: Carle, Clark, Comstock, Cooney, Delanty, Dunn, Ferguson, Fitzgerald, Griffin, Henry, Howell, Knoblock, Maloney, McCoy, Mackenzie, Morgan, Morrill, Reise, Stevenson, Thacker, Weir, York, and Zenkner—23.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 123, entitled "An act defining the crime of rape."

Also Senate bill No. 92, An act to amend section 4, providing for the leasing of county property.

Also Senate bill No. 94, defining the offense of barratry.

Also House bill No. 147, to prohibit the maintaining of gambling resorts.

Also House bill No. 26, to prohibit the operating of nickel-in-the-slot machines.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Craigie, Senate bills Nos 155 and 160 were made a special order for Tuesday at 2:30 p. m.

The speaker appointed Messrs. R. B. Wilson, Roth, Kees, Cooney and Hare as members of the Calendar Committee.

The House took a recess at 12:25 till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Messrs. Allis, Benn, Brown, Carle, Clark, Durham, Emery, Ferguson, Henry, Howard, Jeffries, Kees, Lingerman, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Stevenson, Weir, York and Zenkner.

Messrs. Zenkner, Moldstad, Henry, Emery, Durham, Ferguson and Roberts were excused.

MESSAGES FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,

OLYMPIA, March 7, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR—I have the honor to inform you that the Governor has this day approved the following:

House bill No. 70, entitled "An act providing for the compulsory at-

tendance in school of children between the ages of 8 and 15 years, and prescribing penalties, and repealing all acts or parts of acts in conflict therewith."

House bill No. 59, entitled "An act defining criminal anarchy and prescribing penalties for those who advocate, advise or teach criminal anarchy, or cause or permit the publication of the doctrines thereof, or who participate in an assemblage of anarchists."

House bill No. 201, entitled "An act to require statements of facts and evidence produced in support of claims made to the Legislature against the state for money or property, and to perpetuate the record of same."

House bill No. 55, entitled "An act to provide for the close season for trout fishing in the streams or lakes within the county of Chelan, and declaring an emergency."

House bill No. 177, entitled "An act providing for the protection of orphan, homeless, neglected or abused children, and conferring powers upon the judges of the Superior Court, the county commissioners and 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,' etc., approved February 14, 1899."

House bill No. 90, entitled "An act declaring it to be a part of the public policy of the State of Washington that all public work for it, or any political subdivision created by its laws, shall be performed in work days of not more than eight hours each, except in cases of extraordinary emergency, with provisions for carrying out such policy."

House bill No. 15, entitled "An act to prohibit the carrying on of the business of barbering on Sunday, and providing a penalty for the violation thereof.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.
STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 7, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR—I have the honor to inform you that the Governor has this day approved the following:

House bill No. 26, entitled "An act amending section 1 of an act entitled 'An act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines or other devices of like character wherein there enters an element of chance,' being Chapter CXLIX of the Session Laws of 1901, being section 1964 of Pierce's Washington Code."

House bill No. 147, entitled "An act to prohibit the maintaining of gambling resorts, declaring the same a felony, and prescribing a penalty therefor.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

SECOND READING OF BILLS.

On motion of Mr. Quinn, the House took up Senate bill No. 170, to amend sections 2563 and 2580 of Ballinger's Code.

The bill was read the second time by sections, and Senate bill No. 170 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Bassett, Brewer, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Hopp, Hunter, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Stark, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (R. B.), Witter, and Mr. Speaker—56.

Those absent or not voting were: Allis, Benn, Brown, Carle, Clark, Comstock, Dickson, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Hastings, Henry, Howard, Howell, Jeffries, Kees, King, Lingerman, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Roth, Stevenson, Thompson, Weir, Wilson (J. B.), York, and Zenkner—38.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

The Senate has concurred in house amendments to Senate bill No. 75, relating to the survey, lease, etc., of the state's granted school and other lands.

Also to Senate bill No. 61, An act for the relief of Edson Gerry.

Also to Senate bill No. 58, relating to the office of Assistant Secretary of State.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Veness, the House concurred in Senate amendments to House bill No. 255.

On motion of Mr. Brewer, the Committee on Enrolled bills was empowered to correct errors in spelling in all enrolled bills.

House memorial No. 11; relating to a lighthouse between Destruction island and Westport beach.

On motion of Mr. Philbrick the rules were suspended, the second reading was considered the third, and House memorial No. 11 was placed on final passage and passed by the following vote: Yeas 52, nays 0, absent or not voting 42.

Those voting yea were: Bassett, Brewer, Butler, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty,, Denton, Dilling, Dunn, Field, Fitzgerald; Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Hopp, Howard, Hunter, Johnston (J. T.), Jones, King, Knoblock, Lindsley, Lyons, Maloney, Mackenzie, McNicol, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Stark, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (R. B.), Witter, and Mr. Speaker—52.

Those absent or not voting were: Allis, Benn, Brown, Cameron, Carle, Child, Clark, Comstock, Craigue, Dickson, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Hastings, Henry, Howell, Jeffries, Johnston (H.), Kees, Levy, Lewis, Lingerman, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Roth, Stevenson, Thompson, Weir, Whitney, Wilson (J. B.), York, and Zenkner—42.

House bill No. 399, amending an act to provide for the selection and survey, etc., of the state's granted lands.

The bill was read the second time by sections, and House bill No. 399 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 51, nays 3, absent or not voting 40.

Those voting yea were: Bassett, Butler, Child, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McNicol, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (R. B.), Witter, and Mr. Speaker—51.

Those voting nay were: Field, Haynes, and Stark—3.

Those absent or not voting were: Allis, Benn, Brewer, Brown, Cameron, Carle, Clark, Coate, Cole, Comstock, Dilling, Durham, Easterday, Eidemiller, Emery, Ferguson, Hastings, Henry, How-

ell, Jeffries, Kees, Levy, Lingerman, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Roth, Stevenson, Thompson, Weir, Whitney, Wilson (J. B.), York, and Zenkner—40.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 23, 1903.

MR. SPEAKER:

We, your Committee on Game and Game Fish, to whom was referred House bill No. 359, entitled "An act establishing hunters' license," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass with the following amendments:

Amend section 1 by striking out the word "unlawful" in line five (5), section 1, of printed bill, and substitute the word "lawful" in lieu thereof.

Amend section 1 by striking out that part of section 1 between the words "Auditor" in line 20 and the word "to" in line 21 after the word "Washington," and insert the following: "The county auditor shall remit to the State Treasurer of the State of Washington seventy-five (75) per cent of the license fees so collected (less the expense of printing and issuing of such licenses). And further amend section 1 by inserting between the words "deputies" and "all" in line 22 of printed bill the following, "and shall pay to the county treasurer the balance of such fees to be placed in the game protection fund."

M. E. FIELD, Chairman.

We concur in this report: Ralph L. Philbrick, Mark White, Chas. S. Gleason, B. H. Morgan, J. A. Veness, M. J. Maloney.

The following amendment by Mr. Dickson was adopted.

Strike out section 1 of the original bill and insert the following in lieu thereof:

"Section 1. It is hereby prohibited and hereafter it shall be unlawful for any resident or nonresident of the State of Washington to hunt for, pursue, take, catch or kill any of the game animals, fowl or birds protected by the laws of the state during the open season when it is lawful to kill the same without such person having in his possession at the time of such taking, catching or killing a license therefor duly issued to him by the auditor of the county in which he is a resident, or, in case of a nonresident, by the auditor of any county. The county auditor of each and every county in the State of Washington is hereby authorized to issue such license under the provisions of this act. Such license shall be numbered and dated, and shall contain the name and postoffice address of the person to whom such license is granted. All licenses provided for in this act shall be issued as follows:

"Upon application therefor by any person, either a resident or non-resident of this state, an annual license shall be issued to such person by the county auditor to whom such application shall be made for the purpose of hunting for, taking, catching or killing any of the game birds, animals or fowl protected by the laws of the State of Washington, and which said license shall entitle the holder to hunt for, pursue, take, catch or kill any of the game animals or birds in any county within the State of Washington during the open season when it is lawful to kill the same for the term of one year in any legal manner as provided by the laws of the State of Washington. The fee for such license shall be one dollar (\$1), which sum shall be collected by the county auditors and paid over to the county treasurers, and by said treasurers placed in the game protection fund.

"All fines collected under the provisions of this act or collected under the provisions of any of the game laws of this state shall be turned over to the county treasurer, and by him placed in the game protection fund, which fund shall be applied to the payment of salaries of game wardens for the protection and propagation of game so far as the same will apply."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 359 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 42, nays 18, absent or not voting 34.

Mr. Dickson changed his vote from yea to nay and gave notice that on Monday at 2 p. m. he would move for a reconsideration.

Those voting yea were: Butler, Child, Coate, Cole, Corliss, Craigue, Delanty, Dilling, Dunn, Easterday, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Jeffries, Jones, King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, McNicol, Megler, Palmer, Parcel, Quinn, Ranck, Stark, Tibbetts, Veness, White, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—42.

Those voting nay were: Bassett, Cameron, Collins, Cooney, Denton, Dickson, Dix, Howard, Hunter, Johnson (J. T.), Mackenzie, Muse, Philbrick, Pogue, Roth, Thacker, Thompson, and Witter—18.

Those absent or not voting were: Allis, Benn, Brewer, Brown, Carle, Clark, Comstock, Crandall, Durham, Eidemiller, Emery, Ferguson, Griffin, Henry, Howell, Johnston (H.), Kees, Lingerman, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine,

Reise, Roberts, Stevenson, Weir, Wells, Whitney, Williams, York, and Zenkner—34.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, your Committee on State School and Granted Lands, to whom was referred House bill No. 378, entitled "An act reserving certain state school lands from sale or lease, and declaring an emergency," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended by inserting "Be it enacted by the Legislature of the State of Washington" after the title.

L. B. HASTINGS, Chairman.

We concur in this report: A. H. Parcel, W. H. Thacker, L. N. Griffin, S. W. Roberts, W. A. Carle.

The following amendment by Mr. Butler was adopted:

That section 2 be stricken from the bill and the words "declaring an emergency" be stricken from the title.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 378 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Bassett, Brewer, Butler, Child, Coate, Cole, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McNicol, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Roth, Stark, Thacker, Tibbetts, Veness, White, Williams, Wilson (R. B.), Witter, and Mr. Speaker—61.

Those absent or not voting were: Allis, Benn, Brown, Cameron, Carle, Clark, Comstock, Durham, Eidemiller, Emery, Ferguson, Griffin, Henry, Howell, Kees, Lingerian, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Stevenson, Thompson, Weir, Wells, Whitney, Wilson (J. B.), York, and Zenkner—33.

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

By unanimous consent the House passed to Senate bill No. 125, relating to the Washington State Historical Society.

On motion of Mr. Easterday, section 5 was ordered stricken out and the title amended to conform with the body of the bill.

The bill was read the second time by sections, and Senate bill No. 125 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 62, nays 0, absent or not voting 32.

Those voting yea were: Allis, Bassett, Brewer, Butler, Cameron, Coate, Cole, Collins, Cooney, Corliss, Craigie, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, McNicol, Megler, Muse, Palmer, Parcel, Pogue, Quinn, Ranck, Roth, Stak, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (R. B.), Witter, and Mr. Speaker—62.

Those absent or not voting were: Benn, Brown, Carle, Child, Clark, Comstock, Dickson, Durham, Eidemiller, Emery, Ferguson, Griffin, Henry, Howell, Kees, Lingerman, McCoy, Merrill, Moldstad, Morgan, Morrill, Peaslee, Philbrick, Raine, Reise, Roberts, Stevenson, Weir, Whitney, Wilson (J. B.), York, and Zenkner—32.

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

On motion of Mr. McNicol, House bill No. 390 was passed on the calendar and allowed to retain its place on second reading.

Senate bill No. 29, relating to justices of the peace and constables in cities having more than 5000 inhabitants.

The bill was read the second time by sections, and Senate bill No. 29 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 33, nays 11, absent or not voting 50.

Those voting yea were: Bassett, Brewer, Butler, Cameron, Coate, Cole, Collins, Delanty, Dickson, Dilling, Dunn, Fletcher, Gleason, Gray, Gunderson, Hopp, Johnson (J. T.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, Megler, Palmer, Pogue, Roth, Stark, Tibbetts, Wells, and Mr. Speaker—33.

Those voting nay were: Craigue, Dix, Easterday, Hastings, Johnston (H.), Parcel, Ranck, Thompson, White, Williams, and Witter—11.

Those absent or not voting were: Allis, Benn, Brown, Carle, Child, Clark, Comstock, Cooney, Corliss, Crandall, Denton, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Griffin, Haynes, Henry, Howard, Howell, Hunter, Jeffries, Levy, Lingerman, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Peaslee, Philbrick, Quinn, Raine, Reise, Roberts, Stevenson, Thacker, Veness, Weir, Whitney, Wilson (J. B.), Wilson (R. B.), York, and Zenkner—50.

House bill No. 422, relating to amendments to city charters.

The bill was read the second time by sections, and House bill No. 422 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 54, nays 0, absent or not voting 40.

Those voting yea were: Bassett, Brewer, Butler, Cameron, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dix, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howard, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Lewis, Lindsley, Lyons, Maloney, Mackenzie, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Ranck, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (R. B.), Witter, and Mr. Speaker—54.

Those absent or not voting were: Allis, Benn, Brown, Carle, Child, Clark, Comstock, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Griffin, Henry, Howell, Hunter, Jeffries, King, Levy, Lingerman, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Quinn, Raine, Reise, Roberts, Stevenson, Weir, Whitney, Wilson (J. B.), York, and Zenkner—40.

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

Senate bill No. 109, amending section 709 of Ballinger's Code.

The bill was read the second time by sections, and Senate bill No. 109 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 37, nays 9, absent or not voting 48.

Those voting yea were: Bassett, Brewer, Butler, Cameron, Child, Coate, Cole, Craigue, Crandall, Delanty, Dilling, Dix, Easterday, Field, Fitzgerald, Fletcher, Gleason, Gray, Gunderson, Hopp, Jeffries, Johnson (J. T.), Jones, King, Levy, Lewis, Lindsley, Lyons, Megler, Muse, Pogue, Reise, Roth, Thacker, Tibbetts, Wells, and Mr. Speaker—37.

Those voting nay were: Collins, Corliss, Hastings, Johnston (H.), Maloney, Philbrick, Thompson, White, and Witter—9.

Those absent or not voting were: Allis, Benn, Brown, Carle, Clark, Comstock, Cooney, Denton, Dickson, Dunn, Durham, Eidemiller, Emery, Ferguson, Frostad, Griffin, Haynes, Henry, Howard, Howell, Hunter, Kees, Knoblock, Lingerman, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Quinn, Raine, Ranck, Roberts, Stark, Stevenson, Veness, Weir, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, and Zenkner—48.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, a majority of your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 394, entitled "An act requiring persons who sell or manufacture so-called patent medicines to cause the ingredients thereof to be plainly printed on the outside of the bottles or boxes in which they are sold," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

C. S. EMERY, Chairman.

We concur in this report: L. G. Allis, E. E. Butler, J. B. Wilson, S. W. Roberts.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

I, a minority of your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 394, entitled "An act requiring persons who sell or manufacture so-called patent medicines to cause the ingredients thereof to be plainly printed on the outside of the bottles," etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

J. A. DIX.

The bill was read the second time by sections, and House bill No. 394 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 39, nays 23, absent or not voting 32.

Those voting yea were: Bassett, Butler, Cameron, Collins, Corliss, Craigue, Crandall, Durham, Easterday, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, Maloney, Megler, Palmer, Parcel, Philbrick, Pogue, Ranck, Roth, Stark, Thompson, Tibbetts, Wells, White, Wilson (J. B.), and Witter—39.

Those voting nay were: Child, Coate, Cole, Cooney, Delanty, Dilling, Dix, Dunn, Griffin, Jeffries, King, Levy, Lewis, Lindsley, Lyons, Mackenzie, Muse, Quinn, Thacker, Veness, Williams, Wilson (R. B.), and Mr. Speaker—23.

Those absent or not voting were: Allis, Benn, Brewer, Brown, Carle, Clark, Comstock, Denton, Dickson, Eidemiller, Emery, Ferguson, Fletcher, Henry, Howell, Knoblock, Lingerman, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Stevenson, Weir, Whitney, York, and Zenkner—32.

By unanimous consent the House passed to consideration of Senate bill No. 172, providing for the organization and government of river improvements in Vancouver.

On motion of Mr. Quinn the rules were suspended, the first reading was considered the second, the second the third, and Senate bill No. 172 was placed on final passage and passed by the following vote: Yeas 51, nays 7, absent or not voting 36.

Mr. Philbrick changed his vote from yea to nay.

Those voting yea were: Bassett, Butler, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Denton, Dilling, Dunn, Durham, Easterday, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lyons, Maloney, Mackenzie, Megler, Parcel, Pogue, Quinn, Roth, Stark, Thacker, Tibbetts, Wells, Williams, Wilson (R. B.), and Mr. Speaker—51.

Those voting nay were: Corliss, Dix, Griffin, Hastings, Philbrick, Ranck, Thompson, and White—7.

Those absent or not voting were: Allis, Benn, Brewer, Brown, Cameron, Clark, Comstock, Dickson, Eidemiller, Emery, Fergu-

son, Henry, Hopp, Jeffries, Kees, Lingerman, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Peaslee, Raine, Reise, Roberts, Stevenson, Veness, Weir, Whitney, Wilson (J. B.), Witter, York, and Zenkner—36.

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

On motion of Mr. Megler, the emergency clause was passed over till Monday.

REPORTS OF STANDING COMMITTEES.

By unanimous consent the House returned to reports of standing committees.

Senate bill No. 192: Recommend it do pass.

House bill No. 252: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 386: Recommend it be referred to the Committee on Claims and Auditing.

The report was adopted.

House bill No. 220: Recommend it do pass.

House bill No. 292: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 192: Recommend it do pass as amended.

House bill No. 327: Recommend it do pass.

House bill No. 244: Recommend it do pass.

Senate bill No. 155: Recommend it do pass.

Senate bill No. 160: Recommend it do pass.

Senate bill No. 212: Recommend it do pass.

Senate bill No. 169: Recommend it be substituted for House bill No. 370 and it do pass.

Senate substitute bill No. 133: Recommend it do pass as amended.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 110, 92, 12, 66, 349, 25, 100, 121, 120, 6, 175, 163, 31, 132, 164, 404, 167, 62, 130, 160, 55, 201, 59, 177, 15, 90, 70, 147, 26, 323, 112, 214, 19, 97, 48, 295, 4 and 79, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie, W. H. Fletcher.

Mr. Frostad rose to a question of personal privilege and stated that when the vote was taken on final passage of House bill No.

147 he was shown on roll call as voting against the bill, whereas he should have been recorded as voting in favor of the bill, such statement being corroborated by Messrs. Lewis and Parcel.

The following resolution by Mr. Gleason was adopted:

Resolved, That each standing committee of the House be hereby instructed and directed to report back to the House on or before Tuesday, March 10, at 10 o'clock a. m. all House and Senate bills which were referred to such committees prior to March 5.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 113, entitled "An act appropriating money for the payment of certain judgments," with the following amendment: Add to section 1: "Each of said claimants shall satisfy this said judgment in full upon the acceptance of the amounts above specified."

Also House bill No. 20, An act relating to the registration of voters.

Also House bill No. 207, An act making application to the Congress of the United States to call a convention for proposing amendments to the constitution of the United States.

Also House bill No. 75, An act relating to revenue and taxation, with the following amendments: Strike out all of the sentence beginning in line 10 of the printed bill with the words "Provided, however." Amend section 2 to read: "Sec. 2. An emergency exists, and this act shall take effect immediately."

Also House bill No. 233, An act for the relief of Geo. A. Brooke.

Also House bill No. 157, An act to provide for the selection of the state's granted, school and tide lands.

Also House bill No. 126, An act making appropriation for certain deficiencies for fiscal periods.

Also House bill No. 295, An act providing for the settlement of taxes assessed against mining property.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 180, entitled "An act providing for the organization of mutual marine and fire insurance companies."

Also Senate bill No. 134, An act providing for the protection and propagation of the food fishes.

Also Senate bill No. 188, An act providing for the giving of notice of application for the appointment of guardians.

Also Senate bill No. 247, An act relating to public printing and binding.

Also Senate bill No. 214, An act to redistrict cities of the first class into wards.

Also Senate bill No. 224, An act relating to fees and compensation of justices of the peace.

Also Senate bill No. 228, An act for the relief of H. C. Anderson.

Also Senate bill No. 211, An act for the protection of hotel, boarding house, restaurant and lodging house keepers.

Also Senate memorial No. 9, in relation to government assistance for disabled soldiers and sailors living near Orting.

Also Senate bill No. 226, An act making an appropriation for the purpose of completing the chemistry building of the Washington Agricultural College.

Also Senate bill No. 187, An act relating to assessments for local improvements.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

FIRST READING OF SENATE BILLS.

By unanimous consent the House returned to first reading of Senate bills.

Senate bill No. 180, providing for the organization of mutual marine and fire insurance companies.

Referred to the Committee on Insurance.

Senate bill No. 134, providing for the protection and propagation of food fish.

Referred to the Committee on Fisheries.

Senate bill No. 188, providing for the giving of notice of applications for the appointment of guardians.

Referred to the Committee on Judiciary.

Senate bill No. 247, relating to public printing and binding.

Referred to the Committee on Printing and Supplies.

Senate bill No. 214, to redistrict cities of the first class into wards.

Referred to the Committee on Municipal Corporations.

Senate bill No. 224, relating to fees and compensation of justices of the peace.

Referred to the Committee on Judiciary.

Senate bill No. 228, for the relief of H. C. Anderson.

Referred to the Committee on Appropriations.

Senate bill No. 211, for the protection of hotel, boarding house and restaurant keepers.

Referred to the Committee on Judiciary.

Senate bill No. 226, making an appropriation for the purpose of completing the chemistry building of the Washington Agricultural College.

Referred to the Committee on Agricultural College and School of Science.

Senate bill No. 187, relating to assessments for local improvements.

Referred to the Committee on Judiciary.

Senate memorial No. 9, in relation to government assistance for disabled soldiers and sailors living near Orting.

On motion of Mr. Jones the rules were suspended, the first reading was considered the second, the second the third, and Senate memorial No. 9 was placed on final passage and passed by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Bassett, Brewer, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Craigie, Delanty, Dickson, Dilling, Dunn, Durham, Easterday, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Howard, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lyons, Maloney, Megler, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Ranck, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (R. B.), and Mr. Speaker—56.

Those absent or not voting were: Allis, Benn, Brown, Carle, Clark, Comstock, Crandall, Denton, Dix, Eidemiller, Emery, Ferguson, Fletcher, Henry, Hopp, Howell, Hunter, Jeffries, Levy, Lingerman, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Raine, Reise, Roberts, Stevenson, Weir, Whitney, Wilson (J. B.), Witter, York, and Zenkner—38.

SECOND READING OF BILLS.

By unanimous consent the House passed to second reading of House bill No. 419, fixing maximum rate of interest on money loaned on personal property.

Referred to the Committee on Internal Improvements and Indian affairs.

The speaker signed in open session House bills Nos. 48, 97, 214, 112 and 323.

The House adjourned at 4:55 p. m. till 10 a. m. Monday.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

FIFTY-SEVENTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Monday, March 9, 1903. }
10 o'clock a. m. }

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bassett, Carle Cole, Collins, Henry, Jeffries, McCoy, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Roberts, Stark, Stevenson, Veness, White, Witter, York, and Zenkner.

Messrs. Bassett and Quinn were excused.

Rev. G. A. Sawin offered prayer.

On motion of Mr. Pogue, the complete reading of the minutes of Saturday was dispensed with and the same were approved as if read.

PETITIONS.

From citizens of Garfield county, in favor of the passage of House bills Nos. 145 and 222.

Referred to the Committee on Public Morals.

The House concurred in Senate amendments to House bills Nos. 75 and 113.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

Senate bill No. 40, relating to the protection of birds and their nests, etc., is herewith returned to the House for correction.

J. W. LYSONS, Secretary of the Senate.

REPORTS OF STANDING COMMITTEES.

Senate bill No. 214: Recommend it do pass.

Mr. Maloney moved a reconsideration of the vote by which Senate bill No. 109 failed to pass.

The motion prevailed.

Mr. Gleason moved that the reconsideration go over till the afternoon.

The motion prevailed.

SECOND READING OF BILLS.

House bill No. 424, empowering boards of county commissioners to accept the right of way for the construction of highways.

On motion of Mr. Roth, the emergency clause was stricken from the title and the body of the bill.

The bill was read the second time by sections, and House bill No. 424 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Jones, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Levy, Lewis, Lingerman, Mackenzie, Maloney, Megler, Morrill, Muse, Parcel, Pogue, Raine, Ranck, Roth, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—60.

Those absent or not voting were: Bassett, Carle, Collins, Corliss, Crandall, Easterday, Eidemiller, Henry, Hunter, Jeffries, King, Lindsley, Lyons, McCoy, McNicol, Merrill, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Quinn, Reise, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Witter, York, and Zenkner—34.

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

House bill No. 360, An act for the relief of O. A. Bowen.

On motion of Mr. Megler, the emergency clause was stricken from the title and the body of the bill.

The bill was read the second time by sections, and House bill No. 360 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 53, nays 6, absent or not voting 35.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Child, Clark, Coate, Cole, Cooney, Craigue, Delanty, Dilling, Dix, Dunn, Durham, Emery, Fitzgerald, Ferguson, Frostad, Field, Fletcher, Gleason, Gray, Griffin, Gunderson, Hastings, Hopp, Howard, Jones, Kees, Knoblock, Levy, Lyons, Mackenzie, Maloney, Megler, Morrill, Muse, Parcel, Pogue, Raine, Ranck, Roth, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), Wilson (R. B.), and Mr. Speaker—53.

Those voting nay were: Denton, Dickson, Howell, Johnson (J. T.), Johnson (H.), and Lingerman—6.

Those absent or not voting were: Bassett, Carle, Collins, Comstock, Corliss, Crandall, Easterday, Eidemiller, Haynes, Henry, Hunter, Jeffries, King, Lewis, Lindsley, McCoy, McNicol, Merrill, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Quinn, Reise, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Witter, York, and Zenkner—35.

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

Mr. Thompson was called to the chair.

On motion of Mr. Roth, House bill No. 217 was passed on the calendar and ordered to keep its place on the calendar for consideration this afternoon, immediately after the special order.

Senate bill No. 97, amending an act relating to the taking of judgments.

The following amendment by Mr. Johnston was adopted:

After the word "entered" in line 4, section 1, of printed bill, insert the words "by the clerk."

The bill was read the second time by sections, and Senate bill No. 97 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 46, nays 4, absent or not voting 44.

Mr. Johnston changed his vote from yea to nay for the purpose of reconsideration.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Coate, Cole, Cooney, Delanty, Denton, Dickson, Dix, Dunn,

Durham, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Griffin, Gunderson, Howell, Johnson (J. T.), Jones, Kees, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roth, Tibbetts, Williams, and Wilson (J. B.)—46.

Those voting nay were: Clark, Hastings, Johnston (H.), and Wells—4.

Those absent or not voting were: Bassett, Cameron, Carle, Collins, Comstock, Corliss, Craigue, Crandall, Dilling, Easterday, Eidemiller, Gray, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, King, Lindsley, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Philbrick, Quinn, Roberts, Stark, Stevenson, Thacker, Thompson, Veness, Weir, White, Whitney, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—44.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

We, your Committee on Counties and County Boundaries, to whom was referred House bill No. 240, entitled "An act in relation to the support of the poor and indigent, and establishing the liabilities of counties in reference thereto, and providing for the enforcement thereof," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line eight, section five, of the printed bill, and line eleven, section five of the original bill, after the word "may" and before the word "recover," insert the following words, "ninety days after demand and non-payment.

S. A. WELLS, Chairman.

We concur in this report: Jerry Cooney, William Coate, W. L. Thompson, L. B. Hastings, Robert Dunn.

The following amendment by Mr. Fletcher was lost:

Strike out all of section 1 after the word "mandatory," and to the period after the word "class."

On motion of Mr. Griffin, House bill No. 240 was indefinitely postponed.

House bill No. 432, transferring certain funds to the general fund.

The bill was read the second time by sections, and House bill No. 432 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 57, nays 1, absent or not voting 36.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lewis, Lingerman, Lyons, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Ranck, Reise, Roth, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), and Mr. Speaker—57.

Mr. Denton voted nay.

Those absent or not voting were: Bassett, Cameron, Carle, Collins, Corliss, Crandall, Dickson, Easterday, Eidemiller, Fitzgerald, Henry, Hopp, Jeffries, King, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Raine, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Wilson (R. B.), Witter, York, and Zenkner—36.

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

House bill No. 395, amending section 2368 of Ballinger's Code.

The bill was read the second time by sections, and House bill No. 395 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 52, nays 3, absent or not voting 39.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dunn, Durham, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Levy, Lewis, Lingerman, Lyons, Megler, Morrill, Muse, Palmer, Peaslee, Pogue, Raine, Reise, Roth, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), and Mr. Speaker—52.

Those voting nay were: Griffin, Parcel and Ranck—3.

Those absent or not voting were: Bassett, Cameron, Carle, Collins, Corliss, Crandall, Denton, Dix, Easterday, Eidemiller, Fitzgerald, Henry, Hopp, Hunter, Jeffries, Kees, King, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Roberts, Stark, Stevenson, Thacker, Thompson, Veness, White, Whitney, Wilson (R. B.), Witter, York, and Zenkner—39.

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

House bill No. 397, amending an act to provide for the assessment and collection of taxes.

The bill was read the second time by sections, and House bill No. 397 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 50, nays 3, absent or not voting 41.

Mr. Frostad changed his vote from nay to yea.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling Dix, Dunn, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Howell, Johnston (H.), Jones, Knoblock, Levy, Lewis, Lingerman, Lyons, Megler, Morrill, Muse, Peaslee, Pogue, Raine, Ranck, Reise, Roth, Thompson, Tibbetts, Weir, Wells, Williams, and Wilson (J. B.)—50.

Those voting nay were: Griffin, Palmer, and Parcel—3.

Those absent or not voting were: Bassett, Cameron, Carle, Collins, Corliss, Crandall, Denton, Durham, Easterday, Eide-miller, Fitzgerald, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Kees, King, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—41.

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

House bill No. 396, amending an act in relation to a uniform system of public schools.

• The bill was read the second time by sections, and House bill No. 396 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 55, nays 2, absent or not voting 37.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lewis, Lingerman, Lyons, Megler, Mor-

rill, Muse, Palmer, Peaslee, Pogue, Reise, Roth, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), and Mr. Speaker—55.

Those voting nay were: Parcel and Ranck—2.

Those absent or not voting were: Bassett, Cameron, Carle, Collins, Corliss, Crandall, Easterday, Eidemiller, Fitzgerald, Henry, Hopp, Howard, Hunter, Jeffries, King, Lindsley, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Raine, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Wilson (R. B.), Witter, York, and Zenkner—37.

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

House bill No. 426, relating to the cause of action and claims in favor of or against minors, imbeciles and insane persons.

The bill was read the second time by sections, and House bill No. 426 passed the third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 53, nays 0, absent or not voting 41.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Comstock, Cooney, Craigie, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Emery, Ferguson, Fletcher, Frostad, Gleason, Griffin, Gunderson, Hastings, Haynes, Hopp, Howell, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Levy, Lewis, Lingerman, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roth, Thompson, Tibbetts, Weir, Wells, Williams, Wilson (J. B.), and Mr. Speaker—53.

Those absent or not voting were: Bassett, Cameron, Carle, Cole, Collins, Corliss, Crandall, Denton, Easterday, Eidemiller, Field, Fitzgerald, Gray, Henry, Howard, Hunter, Jeffries, Kees, King, Lindsley, Lyons, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Roberts, Stark, Stevenson, Thacker, Veness, White, Whitney, Wilson (R. B.), Witter, York, and Zenkner—41.

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

On motion of Mr. Johnston, the House took a recess till 1:30 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 1:30 p. m.

Roll call showed all members present except Messrs. Bassett, Benn, Collins, Fitzgerald, Howell, McCoy, Merrill, Moldstad, and Morgan.

Messrs. Moldstad and Bassett were excused.

SECOND READING OF BILLS.

House bill No. 415, to amend section 4869 of Ballinger's Code.

The following amendment by Mr. Quinn was adopted:

Amend the title as follows "and providing for the suspension of the statutes of limitation thereby."

The following amendment by Mr. Gleason was adopted:

Amend title by inserting after the word "code" the words "being Sec. 326 of Pierce's Code."

The bill was read the second time by sections, and House bill No. 415 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 65, nays 1, absent or not voting 28.

Those voting yea were: Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Cooney, Corliss, Craigie, Crandall, Delanty, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Gleason, Gray, Griffin, Gunderson, Haynes, Hopp, Howard, Hunter, Johnson (J. T.), Johnston (H.), Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, McNicol, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stevenson, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Witter, York, and Mr. Speaker—65.

Mr. Whitney voted nay.

Those absent or not voting were: Allis, Bassett, Benn, Clark, Collins, Comstock, Denton, Dilling, Fitzgerald, Fletcher, Frostad, Hastings, Henry, Howell, Jeffries, Jones, Kees, King, McCoy, Merrill, Moldstad, Morgan, Philbrick, Stark, Thacker, Veness, Wilson (R. B.), and Zenkner—28.

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

House bill No. 354, amending an act relating to the sale of property under execution, decrees and order of sale.

The bill was read the second time by sections, and House bill No. 354 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 57, nays 6, absent or not voting 31.

Those voting yea were: Allis, Benn, Brewer, Brown, Cameron, Carle, Child, Coate, Cole, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Eidemiller, Ferguson, Field, Gray, Gunderson, Haynes, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Levy, Lewis, Lingerman, Lyons, McNicol, Megler, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Witter, and Mr. Speaker—57.

Those voting nay were: Dix, Howell, Mackenzie, Muse, Palmer, and York—6.

Those absent or not voting were: Bassett, Butler, Clark, Collins, Easterday Emery, Fitzgerald, Fletcher, Frostad, Gleason, Griffin, Hastings, Henry, Kees, King, Knoblock, Lindsley, Maloney, McCoy, Merrill, Moldstad, Morgan, Morrill, Philbrick, Raine, Stark, Stevenson, Veness, Whitney, Wilson (R. B.), and Zenkner—31.

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

On motion of Mr. Hopp, the original copies of House bills Nos. 399, 422, 378, 418 and 236 and House memorial No. 11 were considered the engrossed copies and were ordered transmitted to the senate.

Senate bill No. 55, for the protection of occupants of land who have made improvements thereon.

The bill was read the second time by sections, and Senate bill No. 55 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 62, nays 3, absent or not voting 29.

Those voting yea were: Allis, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fletcher, Gray, Gunderson, Haynes, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lyons, Maloney, Mackenzie, Mc-

Nicol, Megler, Morrill, Muse, Palmer, Peaslee, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stevenson, Thacker, Thompson, Tibbetts, Weir, Williams, Wilson (J. B.), Witter, York, and Mr. Speaker—62.

Those voting nay were: Benn, Johnston (H.), and Linger-
man—3.

Those absent or not voting were: Bassett, Brown, Collins, Denton, Easterday, Fitzgerald, Frostad, Gleason, Griffin, Hastings, Henry, Hopp, Kees, Levy, Lindsley, McCoy, Merrill, Moldstad, Morgan, Parcel, Philbrick, Raine, Stark, Veness, Wells, White, Whitney, Wilson (R. B.), and Zenkner—29.

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

On motion of Mr. Dickson, the reconsideration of the vote by which House bill No. 359 failed to pass was made a special order for Tuesday at 2 p. m.

The speaker signed in open session House bills Nos. 49, 233, 20, 119, 93, 126, 207, 19, 136, 95, 4 and 295.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 9, 1903.

To the Honorable the Speaker and Members of the House of Representatives of the Eighth Legislature, State of Washington:

GENTLEMEN—I herewith return House bill No. 160, having disapproved section 2 thereof. The reasons constraining me to disapprove said section are as follows: Under the law as it now stands the decisions of the boards of county commissioners of the several counties, sitting as boards of equalization, are final as to the assessable value of property for purposes of taxation. The courts will not interfere with the judgment of county assessors, or county boards of equalization, as to values, when that judgment is honestly exercised. The Supreme Court of this state, after reviewing its own decisions upon this question, says:

"These decisions may be summarized as follows: Fraud on the part of the assessing officer may be presumed from a palpably excessive or exorbitant overvaluation. The court will grant relief for an arbitrary, fraudulent, or malicious excessive valuation by the assessing officer. Where the assessing officer has exercised an honest judgment, and no fraud or arbitrary or capricious action in making the assessment is shown, or can be presumed, the court will not interfere. Where it appears that the assessing officer endeavored honestly to get at the true value, and there is an honest difference of opinion as to the value, the judgment of the officer is conclusive."—*Templeton vs. Pierce County*, 25 Wash., 381.

Section 2 of House bill No. 160 would change this rule. It would permit the judgment of assessing officers as to the value of property to be called in question in every instance—even when that judgment had been honestly and conscientiously exercised. Any one appearing before a board of county commissioners, sitting as a board of equalization, and asking for a reduction in the assessed value of property, whether real or personal, and failing to obtain the same, could within 30 days bring an action in the Superior Court to determine the value of such property. And an appeal would lie from the Superior Court to the Supreme Court. The final determination of the values of property must be lodged in some tribunal. At present that duty is within the province of county boards of equalization. Section 2 would impose that burden upon the Supreme Court—would make it the final arbiter of the value of all property, both real and personal, in the state. County Commissioners, as a rule, are engaged in the active duties of life, and are, presumably, well acquainted with values in their several localities. Judges of our courts, from the very necessity of the case, are withdrawn from business affairs and pursuits, and can not be expected to have any great knowledge of property values throughout the entire state.

If assessing officers act fraudulently, or arbitrarily, or capriciously, in making assessments, instead of exercising their honest judgment, the courts will review the actions of such officers upon complaint of any one feeling himself aggrieved. This affords full protection to the property owner. It is with some reluctance that I set up my own judgment in this matter against that of the lawmaking power, but I firmly believe the present rule much preferable to that which would obtain should section 2 be permitted to stand.

Should you not agree with me in this, let us briefly consider the section in question from another point of view. No matter how honestly or conscientiously the board of equalization may perform its duties, any property owner not satisfied with the value placed upon his property may bring an action in the Superior Court to determine its value. Not satisfied with the decision of the Superior Court, he may appeal to the Supreme Court. Overburdened as that court is—and the volume of its business is constantly increasing—it might be at least two years before a decision would be handed down. What would happen in the meantime? Could the auditor extend the taxes upon the tax roll? The value of the property not being determined, how could this be done? After, say two years, a final decision is rendered, but that decision simply determines the value of the property. That is all the court under the section in question can do. It is silent as to the procedure to be followed after the court determines the value. How is the property in question to be subjected to taxation? This section certainly opens the door to confusion and would certainly result in increased litigation.

In some counties in the state a few individuals, or corporations, own a very large proportion of the taxable property. If they, dissatis-

fied with the judgment of the board of equalization as to values, should take the question into court, what would be the result? Taxes could not be levied upon this property while its value was in dispute. Where would the revenues come from in the meantime? Would the burden be borne by the smaller property holders or would indebtedness have to be incurred? After a decision was finally obtained, how would the property be subjected to taxation for the time intervening between the commencement and the termination of the action? These are some of the questions that naturally present themselves to the mind upon the reading of this section. Rather than face the litigation and confusion resulting therefrom, that would necessarily arise under this section, boards of equalization might be tempted to yield to the importunities of powerful interests at the expense of small property holders. The section in question, as I view it, would be of no benefit to any one except the tax-dodger—and to him it would present an additional avenue of escape from bearing his fair share of the public burden.

Respectfully yours,

HENRY McBRIDE, Governor.

Mr. Johnston moved that House bill No. 160, which was vetoed by the Governor, be made a special order for tomorrow at 11 a. m. The motion was lost.

On motion of Mr. York the bill was taken up for consideration.

On roll call the Governor's veto to section 2 of House bill No. 160 was sustained by the following inverse vote: Yeas 9, nays 67, absent or not voting 18.

Mr. Easterday changed his vote from yea to nay.

Those voting to pass the bill over the veto of the Governor were: Brown, Corliss, Crandall, Eidemiller, Fletcher, Johnston (H.), Roberts, White, and York—9.

Those voting against the passage of the bill over the veto were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dix, Easterday, Emery, Ferguson, Field, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Howard, Howell, Hunter, Jeffries, Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, McNicol, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—67.

Those absent or not voting were: Bassett, Coate, Dilling,

Dunn, Durham, Fitzgerald, Hastings, Henry, Hopp, Johnson (J. T.), McCoy, Merrill, Moldstad, Morgan, Philbrick, Veness, Wells, and Whitney—18.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

We, a majority of your Committee on Insurance, to whom was referred House bill No. 217, entitled "An act to appropriate, for the relief of firemen and for the encouragement of volunteer fire companies, a part of the premiums received by fire insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass, with the following amendemnts:

In section 1, line 1, of the printed bill, and of original bill, strike the words "town or village" and in lieu thereof insert the words "of first, second and third class." In same section, line 3, of the printed bill and line 4 of the original bill, strike the word "auditor" and substitute therefor the words "insurance commissioner." In same section, line 8, of the printed bill, and line 10 of the original bill, strike the word "no" and insert in lieu thereof the word "not." In same section, line 9, of the printed bill, and line 12 of the original bill, after the word "auditor" insert the words "or state insurance commissioner."

In section 2, line 1, of the printed bill, and lines 1 and 2 of the original bill, strike the words "state auditor" and insert in lieu thereof the words "insurance commissioner." In same section, line 2 of printed and original bills, strike the word "the" and insert in lieu thereof the word "such," and also strike the words "towns and villages." In same section, line 4, of printed bill and line 5 of original bill, after the word "statement" insert the words "to the insurance commissioner." In same section, line 5 of printed bill and line 7 of original bill, strike the words "town or village." In same section, line 6 of printed bill, and line 7 of original bill, strike the words "1st day of June" and insert in lieu thereof the words "31st day of December."

In section 3, line 2, of the printed and original bills, after the word "each" insert the word "of," and after the word "such" strike the words "city, town or village," and insert in lieu thereof the words "cities of the first, second and third class"; also in same line of printed bill and line 3 of original bill, strike the word "two" and insert in lieu thereof the word "one."

In section 4, line 1, of printed and original bills, strike the word "September" and insert in lieu thereof the word "May." In same section, line 2 of printed bill and lines 2 and 3 of original bill, after the word "city" strike the comma and the words "town and village." In

same section, line 3, of printed bill, and line 4 of original bill, strike the word "two" and insert in lieu thereof the word "one." In same section, line 4 of printed bill, and lines 5 and 6 of original bill, strike the words "town or village." In same section, lines 7 and 10 of printed bill, and lines 5, 6 and 13 of original bill, after the word "city" strike the comma and the words "town or village."

Strike all of section 5, and in lieu thereof insert the following:

"Sec. 5. If the provisions of this act are not complied with on or before the first day of February in each year, the commissioner shall revoke the certificate of authority to do business in this state issued to the company, corporation or association failing to comply with the same."

F. W. Comstock, G. W. Jeffries, Fred Eidemiller, A. J. Reise, N. J. Craigue, Geo. W. Hopp.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

We, a minority of your Committee on Insurance, to whom was referred House bill No. 217, entitled "An act to appropriate, for the relief of firemen and for the encouragement of volunteer fire companies, a part of the premiums received by fire insurance companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do not pass.

J. A. VENESS, Chairman.

We concur in this report: C. L. Mackenzie, G. E. Dickson.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 217 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 42, nays 38, absent or not voting 14.

Mr. Levy changed his vote from yea to nay for the purpose of reconsideration.

Those voting yea were: Allis, Benn, Brewer, Butler, Child, Collins, Comstock, Craigue, Crandall, Dilling, Dunn, Durham, Easterday, Eidemiller, Ferguson, Fletcher, Frostad, Gray, Griffin, Gunderson, Hopp, Hunter, Jeffries, Johnston (H), King, Lindsley, Lingerman, Lyons, Maloney, McNicol, Morrill, Philbrick, Quinn, Reise, Roberts, Roth, Stark, Thacker, Williams, Wilson (R. B.), York, and Mr. Speaker—42.

Those voting nay were: Brown, Cameron, Clark, Cole, Cooney, Corliss, Delanty, Denton, Dickson, Dix, Emery, Field, Gleason, Hastings, Haynes, Howard, Howell, Jones, Kees, Knoblock, Levy, Lewis, Mackenzie, Megler, Muse, Parcel, Peaslee,

Pogue, Raine, Ranck, Stevenson, Thompson, Tibbetts, Veness, Weir, White, Witter, and Zenkner—38.

Those absent or not voting were: Bassett, Carle, Coate, Fitzgerald, Henry, Johnson (J. T.), McCoy, Merrill, Moldstad, Morgan, Palmer, Wells, Whitney, and Wilson (J. B.)—14.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 239, entitled: "An act relating to the orders, judgments and opinions of the supreme court of Washington"

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

By unanimous consent the House returned to consideration of the emergency clause to Senate bill No. 172.

On roll call the emergency clause passed by the following vote: Yeas 67, nays 2, absent or not voting 25.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigie, Delanty, Dunn, Durham, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Hunter, Jeffries, Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Megler, Morrill, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, White, Williams, Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—67.

Those voting nay were: Crandall and Dix—2.

Those absent or not voting were: Bassett, Cameron, Carle, Clark, Denton, Dickson, Dilling, Eidemiller, Fitzgerald, Henry, Howell, Johnson (J. T.), Kees, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Muse, Palmer, Veness, Wells, Whitney, and Wilson (J. B.)—25.

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

SPECIAL ORDER.

Reconsideration of the vote by which Senate bill No. 109 failed to pass.

On roll call Senate bill No. 109 passed by the following vote: Yeas 62, nays 2, absent or not voting 30.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Dickson, Dilling, Dunn, Emery, Ferguson, Field, Fletcher Frostad, Gleason, Gray, Gunderson, Haynes, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Maloney, Mackenzie, Megler, Morrill, Muse, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Weir, Wilson (J. B.), Wilson (R. B.), York, Zenkner, and Mr. Speaker—62.

Those voting nay were: Dix and Griffin—2.

Those absent or not voting were: Bassett, Cameron, Craigue, Denton, Durham, Easterday Eidemiller, Fitzgerald, Hastings, Henry, Hunter, Jeffries, Jones, Kees, Lyons, McCoy, McNicol, Merrill, Moldstad, Morgan, Palmer, Parcel, Peaslee, Thompson, Veness, Wells, White, Whitney, Williams, and Witter—30.

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

Mr. Raine was called to the chair.

Senate substitute bill No. 156, relating to a state library.

The bill was read the second time by sections, and Senate substitute bill No. 156 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 72, nays 2, absent or not voting 20.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Craigue, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, Megler, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir,

Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—72.

Those voting nay were: Delanty and Griffin—2.

Those absent or not voting were: Bassett, Brown, Comstock, Crandall, Eidemiller, Field, Fitzgerald, Hastings, Henry, Jeffries, Maloney, McCoy, McNicol, Merrill, Moldstad, Morgan, Morrill, Roth, Thompson, and Whitney—20.

The emergency clause was passed by the following vote: Yeas 71, nays 3, absent or not voting 20.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—71.

Those voting nay were: Corliss, Emery, and Maloney—3.

Those absent or not voting were: Bassett, Brown, Cameron, Cooney, Dickson, Durham, Fitzgerald, Hastings, Levy, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Ranck, Roth, Thompson, Whitney, and Mr. Speaker—20.

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

By unanimous consent the House returned to the reconsideration of the vote by which Senate bill No. 97 failed to pass this morning.

On roll call the bill passed by the following vote: Yeas 68, nays 2, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, Megler, Mor-

rill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Weir, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—68.

Those voting nay were: Kees and Wells—2.

Those absent or not voting were: Bassett, Brown, Clark, Coate, Corliss, Crandall, Durham, Fitzgerald, Griffin, Hastings, Hunter, Jeffries, McCoy, McNicol, Merrill, Moldstad, Morgan, Philbrick, Ranck, Reise, Stevenson, Thompson, White, and Whitney—24.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

The president has signed House bill No. 48, entitled: "An act relating to the issuance of licenses to soldiers and sailors for the purpose of peddling."

Also, House bill No. 97, to amend sections 5396 and 5397 of Ballinger's code, relating to garnishment.

Also, House bill No. 112, to amend an act relating to garnishment in justice courts.

Also, House bill No. 214, relating to expenses incurred in the construction of a system of drainage in certain districts.

Also, House bill No. 323, to amend section 1 of an act relating to state board of health.

And the same are hereby transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

The president has signed House bill No. 49, entitled: "An act for the prevention of the spread of contagious diseases, defining the methods," etc.

Also House bill No. 233, for the relief of Geo. A. Brooke.

Also, House bill No. 20, amending sections 1451 and 1453, Ballinger's Codes, relating to registration of voters.

Also House bill No. 119, compelling the attendance of children at certain schools.

Also, House bill No. 93, enabling school boards in cities of 50,000 or more to establish parental schools, and amending section 92, Code of Public Instructions.

Also, House bill No. 126, making appropriations for certain deficiencies prior to March 31, 1903, and for other purposes.

Also, House bill No. 207, making application to congress of the U. S. to call constitutional convention to propose amendments to U. S. constitution.

Also, House bill No. 19, an act prescribing a limit upon certain assessments for local improvements and declaring an emergency.

Also, House bill No. 136, for the protection of game animals and birds, and repealing conflicting acts.

Also, House bill No. 95, amending section 221, regulating the practice and proceedings in civil actions, approved December 1, 1881.

Also House bill No. 4, creating a state board of accountancy, etc.

Also, House bill No. 295, providing for the settlement of taxes assessed against mining property for certain years, and declaring an emergency.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 41, entitled "An act amending section 3 of an act entitled 'An act providing for and regulating the selection of jurors in the superior courts of the state; and providing for the appointment of jury commissioners,' etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In the eleventh line of the engrossed bill, section, 1, strike out the word "thirty" between the word "within" and the word "days" in said line and insert in lieu thereof the word "twenty."

J. H. EASTERDAY, Chairman.

We concur in this report: Chas. S. Gleason, Joseph B. Lindsley, Chas. D. King.

The speaker resumed the chair.

Mr. Raine moved that Senate bill No. 41 be indefinitely postponed.

The motion was lost.

The bill was read the second time by sections, and Senate bill No. 41 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 39, nays 30, absent or not voting 25.

Messrs. Stevenson, Levy, Quinn and Maloney changed their

vote from yea to nay for the purpose of reconsideration.

Those voting yea were: Allis, Benn, Cameron, Carle, Child, Cole, Cooney, Craigue, Denton, Dunn, Easterday, Ferguson, Field, Gleason, Gray, Gunderson, Haynes, Henry, Howell, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Lewis, Mackenzie, Megler, Muse, Reise, Stark, Thacker, Thompson, Wells, White, Wilson (J. B.), Wilson (R. B.), Zenkner, and Mr. Speaker—39.

Those voting nay were: Brewer, Brown, Butler, Collins, Comstock, Corliss, Delanty, Dilling, Dix, Eidemiller, Emery, Fletcher, Frostad, Knoblock, Levy, Lingerman, Lyons, Maloney, Morrill, Parcel, Pogue, Quinn, Raine, Roberts, Stevenson, Tibbetts, Veness, Weir, Williams, Witter, and York—30.

Those absent or not voting were: Bassett, Clark, Coate, Crandall, Dickson, Durham, Fitzgerald, Griffin, Hastings, Hopp, Howard, Johnson (J. T.), Lindsley, McCoy, McNicol, Merrill, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Ranck, Roth, and Whitney—25.

On motion of Mr. Allis, House bill No. 382 was substituted on the calendar for Senate bill No. 129.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred House bill No. 382, entitled "An act providing for the manner of paying warrants issued under an act of the legislature of the State of Washington," etc., have had the same under consideration and we respectfully report the same back to the House with the recommendation that it do pass as amended.

After the word "and" in the fifth line of the original bill, being the last word in said line, section 1, insert the figure "3."

Strike out the parenthetical marks and the interrogation point enclosed therein after the word "and" in the sixth line of section 1 of the printed bill and substitute in lieu thereof the figure "3."

J. H. EASTERDAY, Chairman.

We concur in this report: Joseph B. Lindsley, Chas. S. Gleason, S. A. Wells.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 382 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 55, nays 2, absent or not voting 37.

Those voting yea were: Allis, Benn, Brewer, Child, Coate, Cole, Collins, Comstock, Corliss, Craigue, Crandall, Delanty, Dickson, Dix, Dunn, Easterday, Eidemiller, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Jones, Knoblock, Lewis, Lingerman, Lyons, Maloney, Megler, Muse, Palmer, Philbrick, Pogue, Reise, Roberts, Stark, Stevenson, Thompson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—55.

Those voting nay were were: Butler and Parcel—2.

Those absent or not voting were: Bassett, Brown, Cameron, Carle, Clark, Cooney, Denton, Dilling, Durham, Emery, Fitzgerald, Hastings, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, King, Levy, Lindsley, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Peaslee, Quinn, Raine, Ranck, Roth, Thacker, Weir and Whitney—37.

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

RESOLUTION.

Resolved, That Storey Buck, chief clerk of the House, be authorized to have the copy of the House Journal prepared for the printer, together with a suitable index, and that he be allowed for such work the compensation provided for in the general appropriation bill; the State Auditor to issue a warrant for one-half the amount when the printer's receipt is filed in his office, and for the balance when the printer shall have certified that the reading of proofs on the Journal and index has been completed and found to be correct.

The resolution was adopted.

REPORTS OF STANDING COMMITTEES.

By unanimous consent the House returned to reports of standing committees.

House bill No. 280: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 351: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 78: Recommend it take its place on calendar.

Senate bill No. 185: Recommend it do pass.

Senate bill No. 27: Recommend it take its place on calendar.

Senate bill No. 186: Recommend it do pass.

Senate bill No. 209: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 89: Recommend it do pass.

Senate bill No. 9: Recommend it do pass as amended.

House bill No. 211: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 247: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 347: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 149: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 224: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 37: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 182: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 277: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 67: Recommend it be indefinitely postponed.

The report was adopted.

On motion of Mr. Gleason, the House returned to first reading of Senate bills.

Senate bill No. 239, "An act relating to judgments and opinions of the supreme court of Washington."

On motion of Mr. Easterday, all Senate bills hereafter read the first time were ordered placed immediately on the calendar.

Mr. Philbrick moved to reconsider the vote by which Senate bills were ordered placed on the calendar.

The motion prevailed, and Mr. Easterday's motion on reconsideration was lost.

Senate bill No. 239 was referred to the Committee on Judiciary.

House bill No. 371, amending an act to enable cities of the first class to exercise the right of eminent domain.

The bill was read the second time by sections, and House bill No. 371 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Benn, Brewer, Butler, Carle, Child, Coate, Cole, Colliins, Comstock, Cooney, Craigue, Delanty, Denton, Dickson, Dilling, Durham, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howell, Johnson (J. T.), Johnson (H.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, Megler, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Reise, Roberts, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—63.

Those absent or not voting were: Allis, Bassett, Brown, Cameron, Clark, Corliss, Crandall, Dix, Dunn, Eidemiller, Fitzgerald, Hastings, Howard, Hunter, Jeffries, King, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Philbrick, Quinn, Raine, Rank, Thacker, Weir, Wells, Whitney and York—31.

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

On motion of Mr. Easterday, the House returned to reports of standing committees.

Senate bill No. 239: Recommend it take its place on the calendar.

On motion of Mr. Roth, the House took a recess at 4:40 p. m. till 7:30 p. m.

EVENING SESSION.

The House was called to order by the speaker at 7:30 p. m.

Roll call showed all members present except Messrs. Bassett, Cameron, Coate, Comstock, Craigue, Dickson, Dilling, Easterday, Ferguson, Fitzgerald, Griffin, Hastings, Hunter, King, Lewis, Lindsley, Lingerman, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Palmer, Peaslee, Quinn, Roth, Stevenson, Veness, Whitney and Zenkner.

Mr. Bassett and the members of the Committee on Appropriations were excused.

RESOLUTION.

By Mr. Thompson:

Resolved, That no vote shall be reconsidered by this House except

upon a two-thirds vote of the members present requesting such reconsideration.

The resolution was lost.

Mr. Frostad moved a call of the House.

Roll call showed 71 members present and 23 members absent, of whom 14 were excused.

Those present were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Maynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lyons, McCoy, Mackenzie, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—71.

Those excused were: Bassett, Denton, Dickson, King, Lewis, Lingerman, Maloney, Megler, Stevenson and Whitney—14.

Those absent and unexcused were: Cameron, Coate, Comstock, Craigue, Dilling, Ferguson, Field, Fitzgerald, Hastings, McNicol, Moldstad, Quinn and Veness.

On motion of Mr. Philbrick, the call of the House was dispensed with.

Messrs. Lewis, Morrill and Dilling reported themselves to the speaker.

SECOND READING OF BILLS.

House bill No. 39, relating to the inspection of oils.

The following amendments by Mr. York were lost:

Strike out the word "emit" in line 7, section 1, and insert the word "ignite" in lieu thereof.

Strike out the word "flash" and insert "fire" in line 8, section 1.

Strike out the words "a combustible vapor" in line 8, section 1.

Strike out the word "flash" in line 10, section 1.

Add to line 11, after the word "thinable," "or the Tagliabeau open electric tester."

On motion of Mr. Roth, Senate bill No. 89 was substituted for House bill No. 39.

Senate bill No. 89, to provide for the marking, labeling and inspecting of all barrels, tanks, etc., containing petroleum oil.

The bill was read the second time by sections, and Senate bill No. 89 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lyons, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—74.

Those absent or not voting were: Bassett, Cameron, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, King, Lewis, Lingerman, Maloney, Megler, Quinn, Raine, Stevenson, Veness and Whitney—20.

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

House bill No. 282, regulating the manufacture and sale of vinegar.

The bill was read the second time by sections, and House bill No. 282 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 66, nays 2, absent or not voting 26.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lyons, McCoy, Mackenzie, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Weir, Wells, White, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—66.

Those voting nay were—Philbrick and Thompson—2.

Those absent or not voting were: Bassett, Cameron, Clark, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, Griffin, Jeffries, King, Lewis, Lingerman, Maloney, McNicol, Megler, Palmer, Quinn, Raine, Stevenson, Veness, Whitney and Wilson (R. B.)—26.

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

Senate bill No. 183, granting the Ilwaco Railway & Navigation Company right to construct and maintain booms.

The bill was read the second time by sections, and House bill No. 183 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lyons, McCoy, Mackenzie, Moldstad, Morgan, Morrill, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—69.

Those absent or not voting were: Bassett, Cameron, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, Howard, King, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Muse, Palmer, Quinn, Raine, Roth, Stevenson and Veness—25.

The emergency clause passed by the following vote: Yeas 66, nays 0, absent or not voting 28.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lindsley, Lyons, McCoy, Mackenzie, Moldstad, Morgan, Morrill, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Weir,

Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—66.

Those absent or not voting were: Bassett, Cameron, Comstock, Corliss, Craigue, Denton, Dickson, Durham, Eidemiller, Ferguson, Field, Fitzgerald, Howard, Hunter, King, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Muse, Palmer, Quinn, Raine, Roth, Stevenson and Veness—28.

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

On motion of Mr. Hopp, the original copies of House bills Nos. 371 and 354 were ordered to stand as the engrossed copies.

Senate bill No. 202, relating to the employment of convicts.

The bill was read the second time by sections, and Senate bill No. 202 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 66, nays 1, absent or not voting 27.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Levy, Lyons, McCoy, Mackenzie, Moldstad, Morgan, Morriil, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Roberts, Stark, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—66.

Mr. Lindsley voted nay.

Those absent or not voting were: Bassett, Cameron, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, Howard, King, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Muse, Palmer, Quinn, Raine, Roth, Stevenson, Thacker and Veness—27.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, a majority of your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 61, entitled "An act to regulate and define the practice of optometry and creating a board of examiners,

have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it be indefinitely postponed.

C. S. EMERY, Chairman.

We concur in this report: J. B. Wilson, E. E. Butler, S. W. Roberts.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, a minority of your Committee on Medicine, Surgery and Hygiene, to whom was referred House bill No. 61, entitled "An act to define and regulate the practice of optometry and creating a board of examiners," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass.

J. A. DIX.

The following amendment by Mr. Lindsley was lost:

Amend House bill No. 61 by striking out of said bill all of section 14.

The bill was read the second time by sections, and House bill No. 61 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 56, nays 11, absent or not voting 27.

Those voting yea were: Allis, Benn, Brown, Carle, Child, Clark, Coate, Cole, Cooney, Corliss, Crandall, Delanty, Dilling, Dunn, Eidemiller, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Lindsley, Lyons, McCoy, Merrill, Morgan, Morrill, Peaslee, Philbrick, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—56.

Those voting nay were: Butler, Collins, Emery, Howel, Jeffries, Levy, Mackenzie, Moldstad, Muse, Parcel and Pogue—11.

Those absent or not voting were: Bassett, Brewer, Cameron, Comstock, Craigie, Denton, Dickson, Dix, Durham, Easterday, Ferguson, Field, Fitzgerald, Howard, Hunter, King, Lewis, Lingerman, Maloney, McNicol, Megler, Palmer, Quinn, Raine, Stevenson, and Veness—27.

On motion of Mr. Roth, the emergency clause was ordered stricken from the title and the body of the bill, and as so amended the title of the bill stand as the title of the act.

House bill No. 438, relating to the duties of treasurers of cities having more than 20,000 inhabitants.

The following amendment by Mr. Gleason was adopted:

Strike out the emergency clause, and insert in lieu thereof "an emergency exists and this act shall take effect immediately."

The following amendment by Mr. Easterday was adopted:

In section 1, line 10, after the word "city" insert the following: "Upon payment to this city, 2 per cent. per annum on the daily average balance."

The bill was read the second time by sections, and House bill No. 438 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 58, nays 3, absent or not voting 33.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Hunter, Jeffries, Johnson (J. T.), Jones, Kees, Knoblock, Lyons, McCoy, Mackenzie, Moldstad, Morrill, Philbrick, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—58.

Those voting nay were: Johnston (H.), Lindsley and Parcel—3.

Those absent or not voting were: Bassett, Cameron, Comstock, Crague, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, Howard, Howell, King, Levy, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Morgan, Muse, Palmer, Peaslee, Quinn, Raine, Stevenson, Thacker, Veness and Zenkner—33.

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

On motion of Mr. Corliss, the emergency clause was ordered stricken from the title and from the body of the bill.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 3, 1903.

MR. SPEAKER:

We, your Committee on Public Morals, to whom was referred House bill No. 309, entitled "An act to punish husbands who connive at the prostitution of their wives," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend the title by adding thereto the words "and men who are supported in whole or in part by any prostitute."

In section 1, line 4, of the printed bill and line 6 of the original bill, after the word "therein" and before the word "is," insert the words "and every man who is supported in whole or in part from the earnings of any prostitute."

G. W. BASSETT, Chairman.

We concur in this report: Jos. Ferguson, L. G. Allis, Pat McCoy, William H. Lewis, Chas. I. Roth.

The following amendment by Mr. Easterday was adopted:

"Sec. 2. Any male person who lives with, or who lives off of, in whole or in part, or accepts any of the earnings of a prostitute, or connives in or solicits or attempts to solicit any male person or persons to have sexual intercourse, or cohabit with a prostitute, or who shall invite, direct or solicit any person to go to a house of ill fame for any immoral purpose; or any person who shall entice, decoy, place, take or receive any female child or person under the age of eighteen years, into any house of ill-fame or disorderly house, or any house, for the purpose of prostitution; or any person who, having in his or her custody or control such child, shall dispose of it to be so received, or to be received in or for any obscene, indecent or immoral purpose, exhibition or practice, shall be deemed guilty of a felony and upon conviction thereof shall be imprisoned in the penitentiary not less than one year nor more than five years, and fined in any sum not less than one thousand dollars nor more than five thousand dollars."

The following substitute for the title offered by Mr. Easterday was adopted:

"An act relating to husbands who connive at the prostitution of their wives, and to persons who live off or accept the earnings of prostitutes of houses of ill-fame, or solicit persons to go to houses of ill-fame for immoral purposes, or who permit or solicit females under eighteen years of age to enter any house of ill-fame or other house for immoral purposes, declaring the violation hereof a felony and fixing a punishment."

The bill was read the second time by sections, and House bill No. 309 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Lindsley, Lyons, McCoy, Mackenzie, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Ranck, Reise, Roberts, Roth, Stark,

Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Mr. Speaker—70.

Those absent or not voting were: Bassett, Cameron, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Field, Fitzgerald, King, Levy, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Palmer, Quinn, Raine, Stevenson, Veness and Zenkner—24.

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

House bill No. 384, amending an act relating to school teachers who violate their contract.

The following amendment by Mr. Gunderson was adopted:

After the second figure "1," line 1, insert the words "of Chapter CXXXVI, Session Laws of 1901."

In line 4 strike out the word "sixty" and insert in place thereof "forty-five."

The bill was read the second time by sections, and House bill No. 384 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 59, nays 6, absent or not voting 29.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Collins, Cooney, Crandall, Delanty, Dix, Dunn, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knoblock, Lindsley, Lyons, McCoy, Mackenzie, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Stark, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Mr. Speaker—59.

Those voting nay were: Cole, Corliss, Dilling, Eidemiller, Philbrick and York—6.

Those absent or not voting were: Bassett, Cameron, Comstock, Craigue, Denton, Dickson, Durham, Easterday, Emery, Ferguson, Field, Fitzgerald, Hastings, Hunter, King, Levy, Lewis, Lingerman, Maloney, McNicol, Megler, Merrill, Palmer, Quinn, Raine, Roth, Stevenson, Veness and Zenkner—29.

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

REPORTS OF STANDING COMMITTEES.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred House bills Nos. 49, 233, 20, 119, 93, 126, 207, 19, 136, 95, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted;

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie, W. H. Fletcher.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bill No. 113, entitled "An act appropriating money for the payment of certain judgments against the State of Washington," have compared the same with the engrossed bill and find it correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie, W. H. Fletcher.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred engrossed House bill No. 157, entitled "An act to provide for the selection, management, reclamation, lease and disposition of the state's lands," have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie, W. H. Fletcher.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 9, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bill No. 75, entitled "An act amending section 21 of chapter LXXI. of the laws of 1897," etc., have compared same with the engrossed bill and find it correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie, W. H. Fletcher.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 4, 1903.

MR. SPEAKER: /

We, your Committee on Banks and Banking, to whom was referred amended Senate bill No. 4, entitled "An act providing for the incorporation of trust companies, and defining their powers and duties," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass when amended as follows:

In section 1, line 5, of the printed bill and line 7 of the original bill, after the word "dollars" insert a period and the words "*Provided, That* in cities having less than 25,000 inhabitants, such companies may be organized with \$50,000 capital, and in cities having less than 10,000 inhabitants such companies may be organized with \$25,000 capital."

In section 6, line 2, of the printed bill, which is also line 2 of the original bill, after the word "employe" insert the words "from its trust funds."

In section 6, line 3, of the printed bill, and line 4 of the original bill, after the word "way" insert the words "out of its trust funds."

In section 6, line 6, of the printed bill, and line 8 of the original bill, strike the word "misdemeanor" and substitute in lieu thereof the word "felony."

G. E. DICKSON, Chairman.

We concur in this report: G. W. Bassett, M. J. Maloney, J. A. Veness, G. W. Jeffries, Pat McCoy, T. A. Hunter.

The speaker signed in open session House bills Nos. 157, 75 and 113.

The following amendments by Mr. Wells to amended Senate bill No. 4 were lost:

In section 4, strike out all of lines 43 to 54, inclusive.

In section 4, strike out lines 24 to 32, inclusive; also, strike out last word in line 36 and first 13 words in line 37.

The following amendment by Mr. Emery was adopted:

In section 1, strike out the word "other" in line 6; after the word "any" and before the word "business;" also strike out in line 6 the words "than such as relates to its formation and organization."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and amended Senate bill No. 4 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 38, nays 25, absent or not voting 31.

Messrs. Gleason and Lyons changed their votes from yea to nay.

Those voting yea were: Allis, Carle, Child, Coate, Cole, Collins, Cooney, Delanty, Dilling, Dunn, Eidemiller, Emery, Field, Fletcher, Frostad, Gunderson, Henry, Howard, Johnson (J. T.), Jones, Lewis, Lindsley, McCoy, Mackenzie, Morrill, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Tibbetts, Williams, Wilson (R. B.), Witter, York and Zenkner—38.

Those voting nay were: Benn, Brown, Butler, Corliss, Crandall, Dix, Easterday, Gray, Griffin, Hastings, Haynes, Johnston (H.), Kees, Knoblock, Lyons, Moldstad, Muse, Parcel, Stark, Thacker, Weir, Wells, White, Wilson (J. B.) and Mr. Speaker—25.

Those absent or not voting were: Bassett, Brewer, Cameron, Clark, Comstock, Craigue, Denton, Dickson, Durham, Ferguson, Fitzgerald, Gleason, Hopp, Howell, Hunter, Jeffries, King, Levy, Lingerman, Maloney, McNicol, Megler, Merrill, Morgan, Palmer, Quinn, Roth, Stevenson, Thompson, Veness and Whitney—31.

On motion of Mr. Fletcher, House bills No. 282 and 61 were ordered to be considered as engrossed.

The House adjourned at 10:10 p. m.

STOREY BUCK,
Chief Clerk.

W. H. HARE,
Speaker.

FIFTY-EIGHTH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Washington, Tuesday, March 10, 1903. }
10 o'clock a. m.

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bassett, Corliss, Easterday, McCoy and McNicol.

Mr. Bassett was excused.

Rev. A. G. Sawin offered prayer.

On motion of Mr. Allis, the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

PETITIONS.

From citizens of Walla Walla and from other citizens of the State of Washington in favor of the passage of House bill No. 192. Petitions were received and placed on file.

REPORTS OF STANDING COMMITTEES.

House bill No. 402: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 443: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 8: Recommend it take its place on the calendar.

Senate bill No. 187: Recommend it take its place on the calendar.

Senate bill No. 188: Recommend it take its place on the calendar.

Senate bill No. 224: Recommend it take its place on the calendar.

Senate bill No. 211: Recommend it do pass as amended.

House bill No. 155: Recommend it take its place on the calendar.

Senate bill No. 247: Recommend it do pass.

House bill No. 442: Recommend it do pass as amended.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA. Wash., March 10, 1903.

MR. SPEAKER:

The Senate has passed Senate concurrent resolution No. 13, relating to the introduction of the omnibus appropriation bill.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA. Wash., March 10, 1903.

MR. SPEAKER:

The president has signed House bill No. 157, entitled "An act to amend the act to provide for the selection, management and disposition of the state's lands."

Also House bill No. 75, amending the act relating to revenue and taxation.

Also House bill No. 113, appropriating money for the payment of certain judgments against the state.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA. Wash., March 10, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 61, entitled "An act for the relief of Edson Gerry."

Also Senate bill No. 33, entitled "An act providing for the incorporation of subordinate lodges."

Also Senate substitute bill No. 58, entitled "An act to provide for assistance for and fix the compensation of the Secretary of State."

Also Senate bill No. 75, entitled "An act to amend sections 13, 15, 23, 28, 31 and 62 of an act entitled 'An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted school, tide, oyster and other lands.'"

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SECOND READING OF BILLS.

House substitute bill No. 380, granting a bounty for the encouragement of the manufacture of sugar.

The bill was read the second time by sections, and House bill No. 380 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 52, nays 15, absent or not voting 27.

Those voting yea were: Allis, Benn, Brewer, Brown, Carle, Clark, Coate, Cooney, Corliss, Crandall, Delanty, Dickson, Dilling, Dunn, Eidemiller, Ferguson, Fitzgerald, Fletcher, Gleason, Gray, Griffin, Gunderson, Henry, Hopp, Hunter, Jeffries, Kees, Lewis, Lindsley, Lingerman, McCoy, Megler, Merrill, Morgan, Morrill, Muse, Pogue, Quinn, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Weir, Wells, White, Wilson (J. B.), Wilson (R. B.), York, Zenkner and Mr. Speaker—52.

Those voting nay were: Butler, Cameron, Collins, Denton, Dix, Howard, Howell, Johnson (J. T.), Knoblock, Moldstad, Parcel, Philbrick, Ranck, Williams and Witter—15.

Those absent or not voting were: Bassett, Child, Cole, Comstock, Craigue, Durham, Easterday, Emery, Field, Frostad, Hastings, Haynes, Johnston (H.), Jones, King, Levy, Lyons, Maloney, Mackenzie, McNicol, Palmer, Peaslee, Raine, Stevenson, Thompson, Veness, and Whitney—27.

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

By unanimous consent, the House passed to the consideration of the emergency clause in House bill No. 382.

The emergency clause passed by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Fitzgerald, Gleason, Gray, Griffin, Gunderson, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, Kees, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—69.

Mr. Denton voted nay.

Those absent or not voting were: Bassett, Cameron, Carle, Craigue, Dickson, Durham, Easterday, Field, Fletcher, Frostad, Hastings, Haynes, Johnston (H.), King, Levy, Maloney, Mackenzie, McNicol, Moldstad, Peaslee, Roth, Stevenson, Thompson and Whitney—24.

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

RESOLUTION.

House concurrent resolution No. 15, by Mr. Merrill:

Be it resolved by the House, the Senate concurring, That by unanimous consent the Joint Committee on Appropriations be allowed at this time to introduce an omnibus appropriation bill.

On roll call, the resolution was adopted by the following vote: Yeas 78, nays 2, absent or not voting 14.

Those voting yea were: Allis, Benn, Brewer, Brown, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—78.

Those voting nay were: Levy and Peaslee—2.

Those absent or not voting were: Bassett, Butler, Carle, Clark, Comstock, Craigue, Denton, Durham, Easterday, Field, Haynes, Maloney, McNicol and Parcel—14.

On motion of Mr. Quinn, the House passed to the reconsideration of the vote by which Senate substitute bill No. 41 failed to pass.

On roll call, Senate substitute bill No. 41 failed to pass by the following vote: Yeas 43, nays 36, absent or not voting 15.

Those voting yea were: Benn, Cameron, Child, Cole, Cooney, Craigue, Dickson, Dix, Dunn, Ferguson, Fitzgerald, Gleason, Gray, Gunderson, Henry, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Kees, Knoblock, Lindsley, Maloney, McCoy, Mackenzie, Megler, Merrill, Morgan, Palmer, Quinn, Reise, Roth, Stark, Thacker, Thompson, Veness, Wells, Whitney, Wilson (J. B.), Wilson (R. B.), Zenkner and Mr. Speaker—43.

Those voting nay were: Allis, Brown, Butler, Clark, Collins, Comstock, Corliss, Crandall, Delanty, Dilling, Eidemiller, Emery, Field, Fletcher, Frostad, Griffin, Hastings, Jones, Levy, Lingerman, Lyons, Moldstad, Morrill, Muse, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Stevenson, Tibbetts, Weir, White, Witter and York—36.

Those absent or not voting were: Bassett, Brewer, Carle, Coate, Denton, Durham, Easterday, Haynes, Hopp, Hunter, King, Lewis, McNicol, Peaslee and Williams—15.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

We, your Committee on Commerce and Manufacturing, to whom was referred House bill No. 241, entitled "An act prohibiting the leaving of iron or steel in saw logs, and providing penalties for violation," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line 1 of section 1 of original and printed bills, after the word "person," insert the word "knowingly."

Strike out all of sections 2 and 3.

B. H. MORGAN, Chairman.

We concur in this report: Jos. Ferguson, K. P. Frostad, W. A. Carle, N. J. Craigue, G. B. Gunderson, Wm. Delanty, Pat McCoy, Fenton Merrill.

The bill was read the second time by sections, the amendments

recommended by the committee were adopted, and House bill No. 241 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Brown, Butler, Cameron, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—73.

Those absent or not voting were: Bassett, Benn, Brewer, Coate, Crandall, Denton, Durham, Easterday, Fitzgerald, Haynes, Jones, Lindsley, Maloney, Mackenzie, McNicol, Parcel, Peaslee, Philbrick, Raine, Stevenson and York—21.

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

On motion of Mr. Gleason, the House passed to reconsideration of the vote by which Senate bill No. 4 failed to pass.

On roll call, Senate bill No. 4 passed by the following vote: Yeas 69, nays 11, absent or not voting 14.

Those voting yea were: Allis, Benn, Brown, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Delanty, Dickson, Dilling, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), King, Levy, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Morgan, Morrill, Palmer, Peaslee, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams Wilson (R. B.), York, Zenkner and Mr. Speaker—69.

Those voting nay were: Butler, Corliss, Denton, Dix, Johnston (H.), Kees, Lingerman, Moldstad, Muse, Parcel and Thacker—11.

Those absent or not voting were: Bassett, Brewer, Crandall, Durham, Easterday, Haynes, Jones, Knoblock, McNicol, Philbrick, Quinn, Whitney, Wilson (J. B.), and Witter—14.

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

Mr. Levy moved that the House reconsider the vote by which House bill No. 217 failed to pass.

The motion prevailed.

On roll call, House bill No. 217 passed by the following vote: Yeas 51, nays 25, absent or not voting 18.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Child, Coate, Collins, Comstock, Craigue, Crandall, Dilling, Dunn, Durham, Eidemiler, Ferguson, Fitzgerald, Fletcher, Frostad, Gray, Griffin, Gunderson, Hastings, Hunter, Jeffries, Levy, Lindsey, Lingerman, Lyons, Maloney, Merrill, Moldstad, Morgan, Morrill, Palmer, Philbrick, Quinn, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Weir, Wells, White, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—51.

Those voting nay were: Cameron, Cole, Cooney, Corliss, Delanty, Denton, Dickson, Dix, Field, Henry, Hopp, Howard, Howell, Lewis, Mackenzie, Muse, Parcel, Peaslee, Pogue, Raine, Ranck, Roberts, Tibbetts, Veness and Witter—25.

Those absent or not voting were: Bassett, Carle, Clark, Easterday, Emery, Gleason, Haynes, Johnson J. T.), Johnston (H.), Jones, Kees, King, Knoblock, McCoy, McNicol, Megler, Whitney and Wilson (R. B.)—18.

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

Mr. Wells was called to the chair.

RESOLUTION

By Mr. Thompson.

Be it resolved, That in order to reconsider the vote upon any bill upon which a vote has been taken, except where a reconsideration has been moved prior to the adoption of this resolution, it shall require a two-thirds vote of the members present for such reconsideration.

The resolution was adopted.

On motion of Mr. Hopp, House bills Nos. 382, 380 and 241 were ordered to be considered as engrossed.

Senate bill No. 142, providing for an amendment to the constitution.

The bill was read the second time by sections, and Senate bill No. 142 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 77, nays 3, absent or not voting 14.

Those voting yea were: Allis, Brewer, Brown, Butler, Cameron, Carle, Child, Clarke, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Howard, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and York—78.

Those voting nay were: Benn, Howell and Muse—3.

Those absent or not voting were: Bassett, Crandall, Dunn, Easterday, Haynes, Hopp, Johnson (J. T.), Lindsley, McNicol, Palmer, Parcel, Weir, Zenkner and Mr. Speaker—14.

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

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has refused to concur in the House amendments to Senate bill No. 40, relating to the protection of birds and their nests, etc., and the House is respectfully requested to recede from the same.

And the bill is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

Mr. Emery moved that the House do not recede from its amendment to Senate bill No. 40, and that it demand a Conference Committee.

The motion prevailed, and Messrs. Lewis, Field and Emery were appointed as members of the Conference Committee.

House bill No. 327, providing for improvement of graves of state's dead soldiers.

The bill was read the second time by sections, and House bill No. 327 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 75, nays 0, absent or not voting 19.

Those voting yea were: Allis, Benn, Brewer, Butler, Cameron, Child, Clark, Coate, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Durham, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Jeffries, Jones, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—75.

Those absent or not voting were: Bassett, Brown, Carle, Cole, Corliss, Dunn, Easterday, Eidemiller, Haynes, Howell, Hunter, Johnson (J. T.), Johnston (H.), Kees, King, Lindsley, Morrill, Philbrick and Quinn—19.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

We, your Committee on Irrigation, to whom was referred House bill No. 429, entitled "An act authorizing the construction of dams on meandered streams within the State of Washington for the purpose of diverting the water for irrigation and power," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

In line 1 of title in printed and original bill, after the word "on," insert the word "meandered."

In line 2 of printed bill and line 3 of original strike out the word "running" and insert in lieu thereof the word "meandered."

After the last word in the printed and original bill add: "*Provided*, that any dam or dams constructed under this act shall be constructed with a runway so as to permit fish to go up said stream."

ROBERT DUNN, Chairman.

We concur in this report: G. W. Bassett, R. B. Wilson, Irving T. Cole, W. F. Haynes, J. J. Cameron, W. T. Muse, M. E. Field, W. A. Henry, Wm. Coate, S. A. Crandall.

The following amendment by Mr. McCoy was adopted:

Add to section 1: "*Provided, however, that any dam constructed across a stream which can be utilized for floating saw logs, shingle bolts or other timber products shall be so constructed as to have ample and sufficient sluice-ways, so that such logs, shingle bolts or other timber products can be passed through the dam without detriment or injury; and provided further, that no water shall be diverted from such stream to such an extent as to deprive loggers from having sufficient water to float their products.*"

The following amendment by Mr. Quinn was adopted:

Amend by inserting at the end of line 7 a semi-colon (;) instead of a period (.), and also the following words: "and the power of eminent domain may be exercised to acquire such right and construct such dam and works for such purpose."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 429 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 72, nays 3, absent or not voting 19.

Those voting yea were: Allis, Benn, Brown, Butler, Child, Clark, Coate, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dilling, Durham, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—72.

Those voting nay were: Corliss, Dix and York—3.

Those absent or not voting were: Bassett, Brewer, Cameron, Carle, Cole, Crandall, Dickson, Dunn, Easterday, Eidemiller, Haynes, Howell, Hunter, Lindsley, Maloney, Megler, Morrill, Philbrick and Raine—19.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Harbors and Waterways, to whom was referred Senate bill No. 138, entitled "An act creating a lien upon steamships, vessels and boats in favor of tugboat companies," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amended by inserting the word "wilfully" between the words "shall" and "fail," in line 2 of printed bill.

E. R. YORK, Chairman.

We concur in this report: W. H. Fletcher, John Gray, Wm. Delanty, Conrad Knoblock, G. W. Jeffries, E. B. Benn.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and Senate bill No. 138 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 60, nays 17, absent or not voting 17.

Those voting yea were: Allis, Benn, Brown, Butler, Cameron, Carle, Clark, Coate, Cooney, Corliss, Craigue, Dickson, Dix, Durham, Emery, Field, Fletcher, Gleason, Griffin, Gunderson, Hastings, Henry, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis, Lingerman, Lyons, McCoy, Mackenzie, Megler, Moldstad, Morgan, Morrill, Palmer, Peaslee, Philbrick, Pogue, Quinn, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Veness, Weir, Wells, White, Whitney, Wilson (J. B.), Witter, York and Zenkner—60.

Those voting nay were: Collins, Crandall, Delanty, Dilling, Dunn, Eidemiller, Ferguson, Fitzgerald, Frostad, Gray, Hopp, Merrill, Muse, Parcel, Ranck, Tibbetts and Wilson (R. B.)—17.

Those absent or not voting were: Bassett, Brewer, Child, Cole, Comstock, Denton, Easterday, Haynes, Howell, Hunter, Lindsley, Maloney, McNicol, Raine, Thompson, Williams and Mr. Speaker—17.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 7, 1903.

MR. SPEAKER:

We, your Joint Committee on Appropriations, to whom was referred House bill No. 192, entitled "An act to provide for the establishment and maintenance of a branch of the state soldiers' home for honorably

discharged soldiers, sailors and marines," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 3, line 4, of original bill, and line 2 of printed bill by striking out the word "thirty," and insert in lieu thereof the word "ten."

Amend section 5, line 4, of original bill, and line 3 of printed bill by striking out the word "ten," and insert in lieu thereof the word "one."

FENTON MERRILL, Chairman.

We concur in this report: J. G. Megler, M. J. Maloney, G. W. Bassett, J. B. Lingerman, J. A. Veness, E. J. Durham, E. M. Denton, William H. Lewis, G. E. Dickson, Edgar C. Raine, Chas. D. King.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 192 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 66, nays 1, absent or not voting 27.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Coate, Cooney, Crague, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Henry, Hopp, Howard, Johnston (H.), Kees, King, Knobloch, Lewis, Lingerman, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—66.

J. T. Johnson voted nay.

Those absent or not voting were: Bassett, Cameron, Carle, Child, Clark, Cole, Collins, Comstock, Corliss, Dickson, Easterday, Eidemiller, Emery, Griffin, Hastings, Haynes, Howell, Hunter, Jeffries, Jones, Levy, Lindsley, Lyons, McNicol, Roberts, York and Mr. Speaker—27.

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

RESOLUTION.

By Mr. Palmer:

Resolved, That the per diem of S. P. Carusi, docket clerk of the House, be made the same as that of the minute or calendar clerk, and that he be allowed back pay for his services.

The resolution was adopted.

House bill No. 174, to establish and maintain a fish hatchery on Dakota creek.

The following amendments by Mr. Megler were adopted:

Strike out section 1 and insert new section, to read as follows, viz.:

"Section 1. That the Fish Commissioner is hereby authorized and empowered to establish and maintain fish hatcheries on the following streams: Big or Little Skookum bay, Mason county; Big Quilicene river, Jefferson county; Gray's river, Wahkiakum county; Dakota creek, Whatcom county: *Provided*, that the said streams are suitable for the hatching of salmon."

Strike out section 2.

Amend title to read: "An act to establish fish hatcheries on different streams in this state."

The bill was read the second time by sections, and House bill No. 174 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Child, Clark, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dilling, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Howard, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Lewis, Lingerman, Maloney, McCoy, Mackenzie, Megler, Merrill, Molstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Philbrick, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—70.

Those absent or not voting were: Bassett, Brewer, Cameron, Coate, Cole, Comstock, Crandall, Dickson, Dix, Dunn, Easterday, Haynes, Hopp, Howell, Jeffries, Levy, Lindsley, Lyons, McNicol, Muse, Pogue, Thompson, York and Mr. Speaker—24.

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

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, Wash.. March 10, 1903.

MR. PRESIDENT AND MR. SPEAKER:

Your Conference Committee on Senate bill No. 40 are unable to

agree, and ask that the powers of a Free Conference Committee be conferred upon us.

WILLIAM H. LEWIS.
C. S. EMERY,
M. E. FIELD.
G. GARBER,
WARREN W. TOLMAN,
E. B. PALMER.

The report was adopted and the committee was invested with the powers of a free conference committee.

The House took a recess at noon till 1:30 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 1:30 p. m.

Roll call showed all members present except Messrs. Bassett, Brown, Durham, King, McCoy and Moldstad.

Mr. Bassett was excused.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,
OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The president has appointed Senators Tolman, Garber and Palmer as a Conference Committee on Senate bill No. 40.

J. W. LYSONS, Secretary of the Senate.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,
OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred engrossed House bills Nos. 415 and 384, have compared the same with the original bills, and find them correctly engrossed.

Respectfully submitted,

GEO. W. HOPP, Chairman.

We concur in this report: Joseph B. Lindley, J. J. Fitzgerald, Glenn N. Ranck.

REPORTS OF COMMITTEES.

By unanimous consent the House returned to reports of standing committees.

House substitute bill No. 30: Recommend it be printed and do pass.

House bill No. 454: Recommend it be printed and do pass.

Senate bill No. 90, to promote fruit growing.

The bill was read the second time by sections, and Senate bill No. 90 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Child, Clark, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gray, Gunderson, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knobloch, Levy, Lewis, Lingerman, Maloney-McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—77.

Those absent or not voting were: Bassett, Brewer, Cameron, Cole, Durham, Easterday, Fletcher, Gleason, Griffin, Hastings, Haynes, Henry, King, Lindsley, Lyons, Moldstad and Philbrick—17.

The emergency clause passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Child, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Henry, Hopp, Howard, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—78.

Those absent or not voting were: Bassett, Brewer, Cameron,

Clark, Cole, Durham, Easterday, Fletcher, Griffin, Hastings, Haynes, Jeffries, Lindsley, Moldstad, Philbrick and White—16.

On motion of Mr. Megler the clerk was ordered to amend the title by adding the words "and declaring an emergency." As so amended, there being no objection, the title of the bill was ordered to stand as the title of the act.

Senate bill No. 73, relating to the public schools.

The bill was read the second time by sections, and Senate bill No. 73 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 74, nays 0, absent or not voting 20.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Coate, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Hopp, Howard, Howell, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Pogue, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—74.

Those absent or not voting were: Bassett, Brown, Cameron, Clark, Cole, Comstock, Crandall, Durham, Emery, Field, Haynes, Henry, Johnson (J. T.), Lindsley, Mackenzie, Peaslee, Philbrick, Raine, Reise and Veness—20.

The emergency clause passed by the following vote: Yeas 77, nays 0, absent or not voting 17.

Those voting yea were: Allis, Brewer, Brown, Butler, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Weir, Wells, White, Whitney,

Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—77.

Those absent or not voting were: Bassett, Benn, Cameron, Carle, Clark, Comstock, Crandall, Durham, Easterday, Emery, Field, Gunderson, Haynes, Philbrick, Raine, Reise and Veness—17.

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

The speaker signed in open session Senate bills Nos. 58, 61, 75 and 33.

House bill No. 451, extending the right of eminent domain.

The bill was read the second time by sections, and House bill No. 451 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston H.), Jones, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Parcel, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thompson, Tibbetts, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. President—76.

Those absent or not voting were: Bassett, Clark, Comstock, Crandall, Dickson, Durham, Hastings, Haynes, Kees, Muse, Palmer, Peaslee, Philbrick, Raine, Thacker, Veness, Weir and Whitney—18.

The emergency clause was passed by the following vote: Yeas 74, nays 1, absent or not voting 19.

Mr. Griffin changed his vote from yea to nay.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Cooney, Craigue, Delanty, Denton, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), John-

ston (H.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Linger-
man, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill,
Moldstad, Morgan, Morrill, Parcel, Peaslee, Quinn, Raine, Ranck,
Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tib-
betts, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R.
B.), Witter, York, Zenkner and Mr. Speaker—74.

Mr. Griffin voted nay.

Those absent or not voting were: Bassett, Clark, Comstock,
Corliss, Crandall, Dickson, Durham, Easterday, Fletcher, Haynes,
Howell, King, Lyons, Muse, Palmer, Philbrick, Pogue, Veness
and White—19.

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

On motion of Mr. Field House bill No. 358 was indefinitely
postponed.

House bill No. 359, establishing hunters' licenses and providing
for the disposition of all moneys collected.

Mr. Dickson moved that House substitute bill No. 359 be sub-
stituted for House bill No. 359. The motion prevailed.

The substitute bill was placed upon final passage and passed by
the following vote: Yeas 74, nays 1, absent or not voting 19.

Those voting yea were: Allis, Brewer, Brown, Butler, Carle,
Child, Clark, Coate, Comstock, Craigue, Crandall, Delanty, Dick-
son, Dilling, Dix, Durham, Eidemiller, Emery, Ferguson, Field,
Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson,
Hastings, Henry, Hopp, Howell, Hunter, Jeffries, Johnson (J.
T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis,
Lindsley, Lingerman, Lyons, Maloney, McNicol, Megler, Merrill,
Moldstad, Morgan, Morrill, Palmer, Parcel, Peaslee, Pogue,
Raine, Ranck, Reise, Roth, Stark, Stevenson, Thompson, Tibbetts,
Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.),
Wilson (R. B.), Witter, York and Mr. Speaker—74.

Mr. Thacker voted nay.

Those absent or not voting were: Bassett, Benn, Cameron,
Cole, Collins, Cooney, Corliss, Denton, Dunn, Easterday, Haynes,
Howard, McCoy, Mackenzie, Muse, Phibrick, Quinn, Roberts and
Zenkner—19.

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

SPECIAL ORDER.

Senate bill No. 155, in regard to the Lewis and Clark Centennial Exposition.

The following amendment by Mr. Field was adopted.

Strike out "\$50,000," in line 2, section 10, and insert in lieu thereof "\$25,000."

The bill was read the second time by sections, and Senate bill No. 155 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Collins, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hoop, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—78.

Those absent or not voting were: Bassett, Cameron, Coate, Cole, Comstock, Corliss, Easterday, Griffin, Haynes, Hunter, Jeffries, Kees, Morgan, Philbrick, Reise and Tibbetts—16.

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

Senate bill No. 160, to provide for the collection, installation, and maintenance of the resources of the State of Washington at the Louisiana Purchase Exposition at St. Louis.

The following amendment by Mr. Field was offered:

Amend section 5, line 3, by striking "\$75,000" and inserting "\$60,000."

The following amendment was offered by Mr. Henry to Mr. Fields' amendment:

Amend by substituting for \$75,000, in section 5, the sum of \$100,000.

On roll call the amendment was lost by the following vote: Yeas 39, nays 51, absent or not voting 4.

Those voting yea were: Allis, Benn, Brewer, Coate, Cole, Col-

lins, Delanty, Denton, Dilling, Dunn, Durham, Emery, Fitzgerald, Fletcher, Gleason, Gray, Hastings, Henry, Hopp, Howard, Jeffries, Kees, King, Knobloch, Lindsley, Lingerman, Lyons, Maloney, Megler, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Weir, Whitney, Williams and Mr. Speaker—39.

Those voting nay were: Brown, Butler, Cameron, Carle, Child, Clark, Comstock, Cooney, Corliss, Craigie, Crandall, Dickson, Dix, Easterday, Eidemiller, Ferguson, Field, Frostad, Griffin, Gunderson, Howell, Hunter, Johnson (J. T.), Johnston (H.), Jones, Levy, Lewis, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roth, Tibbetts, Veness, Wells, White, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—51.

Those absent or not voting were: Bassett, Haynes, Morgan and Morrill—4.

The amendment of Mr. Field was withdrawn.

The bill was read the second time by sections, and Senate bill No. 160 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 78, nays 13, absent or not voting 3.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Delanty, Denton, Dickson, Dilling, Dunn, Durham, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Hunter, Jeffries, Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Moldstad, Morrill, Palmer, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), York, Zenkner and Mr. Speaker—78.

Those voting nay were: Cameron, Corliss, Crandall, Dix, Eidemiller, Fitzgerald, Howell, Johnson (J. T.), Muse, Parcel, Philbrick, Tibbetts and Witter—13.

Those absent or not voting were: Bassett, Haynes and Morgan—3.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has refused to concur in House amendments to Senate bill No. 98, relating to making unknown heirs parties defendant, etc., and the House is requested to recede from the same.

And the bill is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has concurred in House amendments to Senate bill No. 125, relating to the State Historical Society.

Also in House amendments to Senate bill No. 4, relating to trust companies.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 159, entitled "An act to amend section 1406 of Ballinger's Codes, relating to transmitting election returns from precincts to the county auditor, with following amendments:

Section 1, line 4, between the words "and" and "the," strike the word "where" and insert the word "when."

Same section, line 5, before the word "sent," strike the word "where" and insert the word "when."

Also House concurrent resolution No. 15, relating to omnibus appropriation bill.

Also House substitute bill No. 191, entitled "An act fixing the penalty for persons convicted a second and third time," with the following amendments:

"Sec. 4. It shall be the duty of the prosecuting attorney of any county, as soon as he has knowledge that a person charged with the offense of petit larceny or of any crime which under the laws of this state would amount to a felony, either within this state or elsewhere, to file in the superior court an information charging said person with having been convicted of petit larceny or a crime amounting to a felony, and serve copies of such informations upon such person, and if such person has been charged with said offense of petit larceny before any magistrate, upon said magistrate; and thereupon such magistrate shall certify all proceedings in the case to the superior court, and such proceedings shall be had as provided in section 2 of this act. In case, upon the trial and proceedings had in the superior court, the defendant shall

be found guilty of petit larceny, and the jury impaneled for that purpose shall fail to find the fact of such former conviction, the court shall sentence the defendant as in other cases of petit larceny. In case the jury impaneled for that purpose shall find the fact of such former conviction, the court shall sentence the defendant to the penitentiary for any term provided by law as the punishment for the crime of grand larceny."

Also House bill No. 53, entitled "An act relating to revenue and taxation," with the following amendments:

Add to the title the following words: "and declaring an emergency."

Add to the bill the following: "Sec. 2. An emergency exists, and this act shall take effect immediately."

Also House bill No. 205, entitled "An act relating to recognizances, stipulations, bonds and undertakings," with the following amendments:

Amend section 2, line 2, engrossed bill, by striking all of the line after the word "fiduciary."

Section 2, line 1, by inserting after the word "trustee" the words "guardian, executor, administrator."

And the same are herewith transmitted.

J. W. Lysons, Secretary of the Senate.

The House concurred in Senate amendments to House substitute bill No. 191.

The House concurred in Senate amendments to House bill No. 53.

On motion of Mr. Hopp the original copies of House bill No. 327 and House substitute bill No. 359 were ordered to stand as engrossed bills.

SENATE BUSINESS.

The House concurred in Senate amendments to House bill No. 205.

Mr. Philbrick rose to a point of order in regard to the adoption of Senate amendment to House bill No. 53 on the emergency clause.

The speaker ruled that the point was well taken and ordered a roll call.

On roll call the House sustained its adoption of Senate amendment to the emergency clause on House bill No. 53 by the following vote: Yeas 69, nays 2, absent or not voting 23.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Clark, Coate, Cole, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Emery, Fergu-

son, Fitzgerald, Fletcher, Gleason, Gray, Griffin, Gunderson, Henry, Howard, Howell, Hunter, Johnson (J. T.), Jones, Kees, King, Knobloch, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Muse, Palmer, Peaslee, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—69.

Those voting nay were: Moldstad and York—2.

Those absent or not voting were: Bassett, Brewer, Cameron, Child, Comstock, Craigue, Dickson, Eidemiller, Field, Frostad, Hastings, Haynes, Hopp, Jeffries, Johnston (H.), Levy, Lyons, Morgan, Morrill, Parcel, Philbrick, Thompson and White—23.

The following report of the Free Conference Committee on Senate bill No. 40 was adopted:

OLYMPIA, Wash., March 10, 1903.

MR. PRESIDENT AND MR. SPEAKER:

We, your Free Conference Committee, to whom was referred Senate bill No. 40, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the following amendments to such bill be adopted:

Amend section 2, line 7, by striking out the period after the word "act" and inserting a comma and the words "and the provisions of this act shall not apply to any person who shall kill any bird on his own enclosed premises while such bird is destroying fruit or grain."

And your committee further recommends that as amended the bill do pass.

M. E. Field, C. S. Emery, William H. Lewis, Warren W. Tolman, G. Garber, E. B. Palmer.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 86, entitled "An act relating to electric railroads and railways, and plants for manufacturing and transmitting electric power," have had the same under consideration, and we respectfully report the same back to the House, with the recommendation that it do pass as amended.

Strike out the entire title, and substitute in lieu thereof the following: "An act relating to electric railroads, street and other electric railways, and corporations incorporated for the construction, ownership or operation thereof, the right of eminent domain therefor, the use of streets and roads thereby and leases and sales thereof heretofore or hereafter made."

In lines 9 and 10 of the engrossed bill, section 1, after the word "railways," strike out the words "and transmission lines for transmitting electric power."

In lines 18 and 19 of section 1 of the engrossed bill, after the word "railway," strike out the words "or such transmission line."

In line 54 of the engrossed bill, section 1, after the word "interest," substitute a ",", for the "." and add the following words: "and shall require such railroad or railway and its appurtenances to be placed in such location on or along the road or street as the board finds will cause the least interference with other uses of the road or street."

In line 55 of section 1 of the engrossed bill, after the word "railway," strike out the words "or transmission line."

In line 65 of section 1 of the engrossed bill, after the word "railway," insert "on or along such county road or county street."

In line 68 of section 1 of the engrossed bill strike out the words "at such crossing."

In lines 5 and 6 of section 2 of the engrossed bill strike out the words "or for manufacturing and transmitting electric power."

In line 18 of section 2 of the engrossed bill, after the word "railway," strike out the words "or transmission line."

In lines 6, 7 and 8 of section 3 of the engrossed bill strike out the words "or for manufacturing and transmitting and selling electric power."

In lines 12, 13, 14 and 15 of section 3 of the engrossed bill strike out the words "or the whole or any part of the plant for manufacturing and transmitting or distributing electric power or energy."

In lines 22 and 23 of section 3 of the engrossed bill strike out the words "each of the corporations concerned," and insert in lieu thereof the words "the lessor or grantor corporation."

The reason that your committee recommends the striking out of the matters above mentioned is to avoid any question of doubt that might arise from including these matters in the same bill with the other matters conveyed by the bill. Your committee has therefore drafted and reports herewith a supplemental bill, embodying the matters which have been recommended to be stricken out of the original bill. Your committee recommends that the supplemental bill be known as "House supplemental bill to Senate bill No. 86," and recommends that both the original bill as amended and the supplemental bill as herewith reported do pass.

CHAS. S. GLEASON, Chairman.

We concur in this report: S. A. Wells, Herchmer Johnston.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 86 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 69, nays 3, absent or not voting 22.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Clark, Cole, Collins, Cooney, Craigue, Crandall, Delanty, Dilling, Dix, Dunn, Durham, Easterday, Emery, Ferguson, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Hopp, Howard, Howell, Hunter, Jeffries, Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Merrill, Moldstad, Morrill, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—69.

Those voting nay were: Cameron, Child and Parcel—3.

Those absent or not voting were: Bassett, Brewer, Coate, Comstock, Corliss, Denton, Dickson, Eidemiller, Field, Fitzgerald, Fletcher, Haynes, Henry, Johnson (J. T.), Kees, Knobloch, Megler, Morgan, Muse, Palmer, Peaslee and Stevenson—22.

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

Mr. Gleason was called to the chair.

House supplemental bill to Senate bill No. 86, relating to electric railways and railroads.

The bill was read the second time by sections.

House supplemental bill to Senate bill No. 86 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 73, nays 0, absent or not voting 21.

Those voting yea were: Allis, Benn, Brown, Butler, Carle, Child, Clark, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, Knobloch, Levy, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, Megler, Merrill, Moldstad, Peaslee, Philbrick, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Zenkner—73.

Those absent or not voting were: Bassett, Brewer, Cameron, Coate, Crandall, Fitzgerald, Haynes, Hopp, King, Lyons, Maloney, McNicol, Morgan, Morrill, Muse, Palmer, Parcel, Ranck, Stevenson, Whitney and Mr. Speaker—21.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

We, your Committee on Fisheries, to whom was referred House bill No. 315, entitled "An act amending 'An act providing for the protection and propagation of food fishes,'" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass when amended as follows:

In section 1, line 38, of the printed bill, and line 49 of the original bill, strike the words "and fifty cents."

In section 1, line 40, of the printed bill, and line 52 of the original bill, after the word and period "month.", insert the words: "The Fish Commissioner shall pay the amount of one dollar of the amount collected for each thousand fish, as herein directed, to the treasurer of the county in which the trap, pound-net or fish-wheel is located for county and state purposes, and the county treasurer shall remit twenty per cent. of the amount received to the State Treasurer for the general fund."

CHAS I. ROTH, Chairman.

We concur in this report: J. G. Megler, J. H. Easterday, Jerry Cooney, R. B. Wilson, W. R. Williams, L. Levy, G. W. Jeffries.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 315 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 69, nays 1, absent or not voting 24.

Those voting yea were: Allis, Benn, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Johnston (H.), Jones, King, Knobloch, Lewis, Lindsley, Lingerman, Lyons, McCoy, Megler, Merrill, Moldstad, Morrill, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Wil-

liams, Wilson (J. B.), Wilson (R. B.), York and Zenkner—69.

Mr. Griffin voted nay.

Those absent or not voting were: Bassett, Brewer, Clark, Craigie, Crandall, Durham, Fitzgerald, Gray, Haynes, Jeffries, Johnson (J. T.), Kees, Levy, Maloney, Mackenzie, McNicol, Morgan, Muse, Raine, Ranck, Stevenson, Whitney, Witter and Mr. Speaker—24.

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

Mr. Easterday moved that the House refuse to recede from its amendments to Senate bill No. 98, and that a conference committee of three be appointed.

The motion prevailed and the speaker appointed Messrs. Quinn, Lindsley and Easterday as members of the committee.

House bill No. 369, amending an act relating to the assessment and collection of taxes.

The following amendment by Mr. Jones was adopted.

Amend section 1, line 13, by inserting after the word "Act" the following words, "and the cost of service of summons."

The bill was read the second time by sections, and House bill No. 369 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 70, nays 8, absent or not voting 16.

Those voting yea were: Benn, Brown, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Crandall, Delanty, Dickson, Dilling, Dix, Easterday, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, Kees, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morrill, Palmer, Parcel, Peaslee, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—70.

Those voting nay were: Brewer, Craigie, Dunn, Eidemiller, Johnston (H.), Quinn, Thacker and York—8.

Those absent or not voting were: Allis, Bassett, Butler, Child, Corliss, Denton, Durham, Fitzgerald, Haynes, Hopp, McNicol, Morgan, Muse, Philbrick, Raine and Stevenson—16.

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

House substitute bill No. 453, making an appropriation for sundry expenses.

The following amendment was offered by Mr. Levy :

Section 1, strike out the figures "\$11,979.80," in line 5, and insert "\$9,832.80."

On roll call the amendment was adopted by the following vote : Yeas 41, nays 37, absent or not voting 16.

Mr. Howard and Mr. Morrill changed their votes from yea to nay.

Those voting yea were : Allis, Benn, Butler, Cameron, Carle, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Durham, Easterday, Frostad, Gray, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lyons, Moldstad, Muse, Palmer, Parcel, Philbrick, Ranck, Stark, Thacker, Weir, Wells, Williams, Wilson (J. B.), Witter and Zenkner—41.

Those voting nay were : Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason, Griffin, Gunderson, Henry, Howard, Howell, Lewis, Lindsley, Lingerman, Maloney, McCoy, Mackenzie, Megler, Merrill, Morrill, Peaslee, Pogue, Quinn, Reise, Roberts, Stevenson, Thompson, Tibbetts, Veness, White, Wilson (R. B.) and York—37.

Those absent or not voting were : Bassett, Brewer, Brown, Child, Corliss, Fitzgerald, Hastings, Haynes, Hopp, Hunter, McNicol, Morgan, Raine, Roth, Whitney and Mr. Speaker—16.

The following amendments by Mr. Levy were adopted :

Strike out figures "\$3525.69," in line 9, and insert "\$2976.69."

Strike out figures "\$8060.72," in line 10, and insert "\$6811.42."

Add at end of section 1 the following words: "All of said sums to be in full payment of all claims made under this act."

The bill was read the second time by sections, and House bill No. 453 passed to third reading.

The bill was placed upon final passage and passed by the following vote : Yeas 55, nays 19, absent or not voting 20.

Messrs. Lewis, Lingerman and Eidemiller changed their votes from yea to nay.

Those voting yea were : Allis, Benn, Brewer, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney,

Craigie, Crandall, Delanty, Durham, Easterday, Frostad, Gleason, Gray, Gunderson, Hastings, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lingerman, Lyons, McCoy, Mackenzie, Moldstad, Muse, Palmer, Parcel, Pogue, Ranck, Reise, Roberts, Roth, Stark, Thacker, Wells, White, Williams, Wilson (J. B.), Witter and Zenkner—55.

Those voting nay were: Dickson, Dilling, Dix, Eidemiller, Emery, Ferguson, Field, Fletcher, Griffin, Hunter, Lewis, Lindsley, Megler, Merrill, Peaslee, Thompson, Tibbetts, Veness and Wilson (R. B.)—19.

Those absent or not voting were: Bassett, Brown, Corliss, Denton, Dunn, Fitzgerald Haynes, Henry, Maloney, McNicol, Morgan, Morrill, Philbrick, Quinn, Raine, Stevenson, Weir, Whitney, York and Mr. Speaker—20.

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

House bill No. 244, for the construction of armories for the national guard.

The bill was read the second time by sections, and House bill No. 244 passed to third reading.

The bill was placed upon final passage and passed by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Allis, Benn, Brewer, Butler, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), Jones, Knobloch, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Wittter, York, Zenkner and Mr. Speaker—79.

Those absent or not voting were: Bassett, Brown, Cameron, Corliss, Fitzgerald, Haynes, Howell, Johnston (H.), Kees, King, McNicol, Morgan, Philbrick, Raine and Weir—15.

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

On motion of Mr. Wells House bill No. 369 was ordered to be considered as engrossed.

REPORT OF COMMITTEE ON ENGROSSED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

Your Committee on Engrossed Bills, to whom was referred House bills Nos. 309 and 438, have compared same and find them correctly engrossed.

Respectfully submitted.

GEO. W. HOPP, Chairman.

We concur in this report: R. W. Jones, Joseph B. Lindsley, W. H. Fletcher.

The reports of the Committee on Claims and Auditing were received and adopted and the following accounts allowed:

D. Myers	\$10.00
Thurston County	30.00

REPORTS OF STANDING COMMITTEES.

House bill No. 152: Majority report recommends it do pass as amended; minority report recommends it be indefinitely postponed.

House bill No. 339: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 332: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 288: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 449: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 180: Recommend it do pass.

House bill No. 72: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 276: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 2: Without recommendation.

On motion of Mr. Lewis, it was indefinitely postponed.

House bill No. 434: Recommend it do pass.

House bill No. 433: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 362: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 54: Majority report recommends it do pass; minor-report recommends it be indefinitely postponed.

House bill No. 311: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

Senate bill No. 226: Recommend it do pass.

House bill No. 267: Majority report recommends it do pass; minority report recommends it be indefinitely postponed.

Senate bill No. 143: Recommend it do pass.

House bill No. 190: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 36: Recommend it be indefinitely postponed.

The report was adopted.

House bill No. 345: Recommend it be indefinitely postponed.

The report was adopted.

Senate bill No. 189: Recommend it do pass as amended.

Senate bill No. 54: Recommend it be indefinitely postponed.

The report was adopted.

The house concurred in the Senate amendments to House bills Nos. 205 and 159.

On motion of Mr. Dunn the House adjourned at 5:20 p. m.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

FIFTY-NINTH DAY.

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
OLYMPIA, WASHINGTON, Wednesday, March 11, 1903. }
10 o'clock a. m.

The House was called to order by the speaker at 10 a. m.

Roll call showed all members present except Messrs. Bassett, Benn, Butler, Cole, Collins, Crague, Dickson, Dilling, H. Johnston, Lewis, Whitney and R. B. Wilson.

Mr. Bassett was excused.

Rev. A. G. Sawin offered prayer.

On motion of Mr. Brewer the complete reading of the minutes of yesterday was dispensed with and the same were approved as if read.

RESOLUTION.

By Mr. Comstock :

Resolved, That the journal and assistant journal clerks and the minute and docket clerks be each allowed five days after the close of the session in which to finish the journal and docket work of this session.

The resolution was referred to the Committee on Rules and Order of Business.

REPORTS OF STANDING COMMITTEES.

House bill No. 425: Recommend it do pass.

Senate bill No. 176: Majority report recommends it be indefinitely postponed; minority report recommends it do pass.

House bill No. 437: Recommend it do pass.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 161, entitled "An act relating to the election of school directors."

Also House bill No. 196, entitled "An act to protect stockholders and persons dealing with corporations in this state."

Also House bill No. 284, entitled "An act to provide for the acceptance and receipt by superintendents of insane asylums of the state of moneys donated."

Also House bill No. 71, entitled "An act relating to building, loan and savings associations."

Also House bill No. 431, providing for the rate of interest to be paid on bonds in Stevens county.

Also House bill No. 238, entitled "An act authorizing the county commissioners to dedicate to the public land for streets and alleys in incorporated cities."

Also House bill No. 300, entitled "An act to prevent the duplication of corporate entitlement."

Also House bill No. 338, an act to amend Chapter CLXXIV, Session Laws 1901, with the following amendments:

Amend title to read as follows: "An act to amend section 1 of an act entitled 'An act regulating fraternal beneficiary societies, orders or associations,' approved March 18, 1901.

Amend section 1, line 1, by striking words commencing with "2," section 1, and ending with the figures "1901," and insert in lieu thereof: "That section 1 of an act entitled 'An act regulating fraternal, beneficiary societies, orders or associations,' approved March 18, 1901."

Also House bill No. 279, entitled "An act amending section 7038 of Ballinger's Code, defining murder in the second degree," with the following amendment:

Section 1, line 4, after the word "another," strike out the words "every such person."

Also House bill No. 34, entitled "An act authorizing the taking of private property for the use of public school districts," with the following amendment:

Section 12, line 2, after the word "proceedings," strike the comma and insert a period, then strike the remainder of the section.

Also House bill No. 51, amending section 5248a of Ballinger's Code with the following amendment:

Section 1, line 10, after the word "principal," add the following: "Provided, that nothing herein shall be construed as repealing or in any wise affecting section 5412 of Ballinger's Annotated Code and Statutes of Washington, as amended by the law of 1901, relative to the exemptions in garnishment suits."

Also House bill No. 41, to provide for the alteration, replat or vacation of any townsite, with the following amendments:

In section 4, in line 1, after the word "That," insert the word "thereafter."

Also House substitute bill No. 271, entitled "An act creating a state oyster land commission, and defining its duties."

Also House bill No. 421, in relation to admissions to the bar.

Also Senate concurrent resolution No. 14, in relation to the consideration of bills on the last day of the session.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 236, entitled "An act amending an act providing for the classification and government of municipal corporations," with the following amendments:

Section 3, line 9, strike out all after the word "and," and insert in lieu thereof the following: "all vacancies in the city council shall be filled by a majority vote of such city council."

Section 5 of the engrossed bill be amended to read the same as the section of the printed bill by striking the word "a" in the amendatory part and inserting the words "an attorney," as the same appears in line 13 of said section of the printed bill.

Section 6, line 7, printed bill, strike all after the word "and," and insert "all vacancies in the council shall be filled by a majority vote of said council."

Section 7, line 4, after the figures "1891" insert "the same being section 3485 of Pierce's Code."

Section 9, line 4, after the figures "1893," insert "the same being section 3487 of Pierce's Code."

In section 7, line 11, of the printed bill, after the words "pro tem.," add the following: "but the appointment of a councilman as mayor pro tem., or as clerk pro tem., shall not in any way abridge his right to vote upon all questions coming before such council."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Easterday, the House concurred in Senate amendments to House bills Nos. 338, 279, 34, 51 and 41.

On motion of Mr. Jones, House bill No. 161 was returned to the Senate for correction.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The president has appointed Senators Crow, Moore and Reser as a Conference Committee on Senate bill No. 98.

House bill No. 161 is herewith returned to the House, with Senate amendments as follows:

Section 1, line 7, strike out word "July" and insert in lieu thereof the word "January."

Also line 8, same, "July" to "January."

Section 2, line 3, strike out the word "last" and insert in lieu thereof the word "first."

Section 2, line 4, strike out the word "May" and insert in lieu thereof the word "December."

Section 2, line 4, strike out the figure "4" and insert in lieu thereof the figures "3."

Senate concurrent resolution No. 14 is herewith returned to the House with correction.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 82, entitled "An act relating to the prevention of forest fires," with the following amendments:

Amend the title by striking out the words "and auxiliary commission," in the second line thereof, and striking out the words "and repealing sections 7149, 7150, 7152 and 7153 of Ballinger's Annotated Codes and Statutes of Washington," in the third and fourth lines thereof.

Amend by striking out section 2 and inserting in lieu thereof the following:

"Section 2. That the county commissioners of the various counties shall constitute a county board of deputy forest fire wardens, and may appoint such deputy fire wardens as they may deem necessary, and pre-

scribe the territory to be patrolled by them, and fixing their compensation, and may remove them at pleasure."

Amend section 8 by striking the word "road," in the first line thereof, and by striking out the words "supervisor or official action as such," in the second line thereof, and inserting the words "deputy fire wardens" in lieu thereof, and in line 5 by striking the words "road supervisor of the district" and inserting in lieu thereof the words "deputy fire warden."

Amend section 9, lines 2 and 3, by striking out the words "at frequent intervals and."

Amend by adding to section 10 the following: "Any person who shall wilfully or heedlessly deface, destroy or remove any warning placard or notice posted under the requirements of this act shall be deemed guilty of a misdemeanor, and shall be punished by a fine not exceeding one hundred dollars for each offense, or by imprisonment in the county jail not exceeding three months."

Amend by striking out section 12 and inserting in lieu thereof the following:

"Sec. 12. It shall be unlawful for any person or corporation to operate any spark-emitting locomotive, logging or farm engine in this state at any time during the months of June to October, inclusive, or for any person to operate any logging or other engine in the immediate vicinity of any forest, slashing or chopping during the close season without such locomotive or engine is provided with and uses a safe and suitable device for arresting sparks. Any person, company or corporation who shall fail to provide and use such spark-arrester during the periods herein mentioned shall, upon conviction, pay a fine for each engine or locomotive for each day operated without such arrester of not less than ten nor more than fifty dollars, and shall be prohibited from further use of such locomotive or engine in such months or season until such arrester is provided and used therewith. Fines from this source shall be paid into the current expense fund of the county treasury. Patrolmen and wardens shall report any lack of sufficient arresters to the prosecuting attorney of their county, and the superior court of that county where suit is first instituted shall have jurisdiction of this offense."

Amend section 13, line 1, strike the words "so as."

Strike section 14.

The Senate has concurred in House amendments to Senate bill No. 83. And House bill No. 83 is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 91, entitled "An act making an appropriation for the relief of H. A. Percival.

Also House bill No. 99, providing for the selection of lands to support the University.

Also House bill No. 145, providing for an election on the liquor question on petition of a majority of voters, with the following amendments:

Section 3, line 11, strike figure "2" after word "section" and insert figure "1."

Section 6, line 7, strike out word "filled" and in lieu thereof insert the word "filed."

Section 8, line 1, insert after word "official" the words "within his respective jurisdiction."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House substitute bill No. 89, entitled "An act relating to the creating of the office of Tax Commissioner and Assistant Commissioner," with the following amendments:

Amend the title by striking out in the first line thereof the word "of," and insert in lieu thereof the words "state board of assessors."

Amend section 1 by striking out all of the section after the word "state," in the second line thereof, and insert in lieu of the words stricken, the following: "The State Auditor, the Secretary of State and the State Land Commissioners shall constitute a board named the state board of assessors, of which board the State Auditor shall be the chairman, and for the purposes of this act shall be known as the State Assessor. The board shall have the power to appoint a Commissioner and Assistant Commissioner of Taxation, who shall hold their office during the pleasure of said board. The Commissioner so appointed shall be *ex officio* secretary of the state board of assessors, and shall keep a record of all the proceedings of said board, which record, with all other papers or proceedings of said board, shall be a part of the records of the State Auditor's office, and of which the State Auditor shall be the lawful custodian.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 234, entitled "An act authorizing corporations organized for logging to improve streams of the state.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 202, entitled "An act relating to the employment of convicts."

Also Senate bill No. 142, providing for the amendment of the constitution of the State of Washington, giving the Legislature the power to employ chaplains for penal and reformatory institutions.

Also Senate bill No. 89, entitled "An act to provide for marking and inspecting all barrels, tanks and vessels containing oil."

Also Senate bill No. 160, providing for the erection of a state building at the Louisiana Purchase Exposition.

Also Senate bill No. 125, entitled "An act relating to the Historical Society."

Also Senate bill No. 183, entitled "An act granting to the Ilwaco Railway the right to construct booms."

Also Senate memorial No. 9, providing that \$100.00 be paid to disabled soldiers living outside of Orting.

Also Senate bill No. 97, entitled "An act to amend section 1 and to repeal section 2 of 'An act relating to the taking and entry of judgments.'"

Also Senate bill No. 170, relating to a school for defective youth.

Also Senate bill No. 138, entitled "An act creating a lien upon steamships in favor of tugboat companies."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CONCURRENT RESOLUTION.

Senate concurrent resolution No. 14, by Senator Hamilton:

Resolved by the Senate, the House concurring, That no bills be considered after 12 o'clock noon on Thursday, March 12, save such bills as may be reported by Conference Committees.

Mr. Jones moved to amend by adding after the word "conference" the words "and Calendar Committee."

The amendment was lost.

Mr. R. B. Wilson moved to substitute "5 p. m." for "12 o'clock noon."

The motion was lost.

The rules were suspended and the resolution was adopted.

SECOND READING OF BILLS.

House bill No. 450, for the relief of E. H. Hoover & Co.

The bill was read the second time by sections, and House bill No. 450 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 65, nays 0, absent or not voting 29.

Those voting yea were: Allis, Carle, Child, Clark, Coate, Collins, Comstock, Corliss, Crandall, Delanty, Denton, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jefferson, Johnson (J. T.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, McNicol, Megler, Merrill, Morrill, Muse, Philbrick, Pogue, Quinn, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—65.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Butler, Cameron, Cole, Cooney, Craigie, Dickson, Dilling, Dix, Fletcher, Frostad, Hastings, Hunter, Johnston (H.), King, Maloney, Moldstad, Morgan, Palmer, Parcel, Peaslee, Raine, Roth, Thompson, Whitney and Williams—29.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 25, 1903.

MR. SPEAKER:

We, your Committee on Horticulture and Forestry, to whom was referred Senate bill No. 83, entitled "An act to encourage county agricultural associations and fairs, and to provide funds therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 2 of the engrossed bill by striking out the following words: "*Provided*, that in counties of the first, second, third and fourth class such tax levy shall not exceed one-eighth of one mill on the dollar," and insert in lieu thereof the words: "*Provided*, that in counties of the third and fourth classes such tax shall not exceed one-fourth of one mill on the dollar, and in counties of the first and second classes such tax shall not exceed one-eighth of one mill on the dollar."

E. C. WHITNEY, Chairman.

We concur in this report: N. J. Moldstad, J. I. Pogue, John Gray, K. P. Frostad, E. M. Denton, E. S. Collins.

The bill was read the second time by sections, the amendments

recommended by the committee were adopted, and Senate bill No. 83 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 78, nays 0, absent or not voting 16.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Carle, Child, Clark, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Howard, Howell, Johnson (J. T.), Jones, Kees, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, Megler, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—78.

Those absent or not voting were: Bassett, Cole, Corliss, Dilling, Fletcher, Hastings, Hopp, Hunter, Jeffries, Johnston (H.), King, Levy, Maloney, McNicol, Merrill, and Thompson—16.

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

Mr. Emery moved that during the day House bills on the calendar be given the right of way over Senate bills on the calendar.

The motion prevailed.

House bill No. 222, in regard to the issue of licenses for the sale of intoxicating liquors.

The following amendment by Mr. Comstock was lost:

In line 6, section 1, after the word "licenses," add the following: "Provided, That whenever a majority of the persons entitled to vote at any election in which the sale or disposal of intoxicating liquors is involved shall file with the board of county commissioners a petition or request to grant such license or licenses for the sale or disposal of intoxicating liquors within said county or voting precinct, the said board of county commissioners shall grant such license or licenses.

The following amendment by Mr. Comstock was adopted:

In line 5, section 2, after the word "license," add the following: "Provided, that whenever a majority of the persons entitled to vote at any election in which the sale or disposal of intoxicating liquors is involved in any incorporated city, town or ward in any such city or town, shall file with the city or town council a petition or request to grant such license or licenses for the sale or disposal of intoxicating liquors

within said incorporated city or town or ward in such city or town, the said city or town council shall grant such license or licenses."

The following amendment by Mr. Kees was lost:

Strike out section 2.

The bill was read the second time by sections, and House bill No. 222 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 59, nays 7, absent or not voting 28.

Mr. Griffin changed his vote from yea to nay.

Those voting yea were: Allis, Brewer, Butler, Cameron, Child, Coate, Collins, Cooney, Corliss, Craigie, Delanty, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Howard, Howell, Johnson (J. T.), Jones, King, Lingerman, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, Wells, Williams, Wilson (J. B.), Wilson (R. B.), Witter, and York—59.

Those voting nay were: Comstock, Griffin, Jeffries, Levy, Stevenson, Weir, and White—7.

Those absent or not voting were: Bassett, Benn, Brown, Carle, Clark, Cole, Crandall, Denton, Dilling, Field, Fletcher, Hastings, Hopp, Hunter, Johnston (H.), Kees, Knoblock, Lewis, Lindsley, Lyons, Maloney, McCoy, Mackenzie, McNicol, Thompson, Whitney, Zenkner, and Mr. Speaker—28.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

We, your Committee on Mines and Mining, to whom was referred House bill No. 445, entitled "An act relating to the proper ventilation and safety of mines and prescribing the manner of appointment of inspectors, making it a misdemeanor for violation of certain rules and regulations in regard thereto, and providing a punishment therefor," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it pass as amended:

Amend section 10 by striking out after the words "per annum" in line 2 of printed bill, the words "and ten cents a mile for each mile

actually traveled," and insert the words "and his actual traveling expenses incurred."

Strike out in line 4, printed bill, the words "printing and the compensation of deputies" and insert the words "and printing."

In line 5 insert between the words "and" and "expenses" the words "all other," and between the words "expenses" and "shall" insert the words "connected with his office."

Geo. W. Tibbetts, Jerry Cooney, John Gray, S. A. Crandall, W. W. Brown, M. E. Field, James Weir.

Mr. Jones was called to the chair.

The bill was read the second time by sections, the amendments recommended by the committee were adopted and House bill No. 445 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 61, nays 0, absent or not voting 33.

Those voting yea were: Allis, Benn, Brown, Butler, Cameron, Child, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Easterday, Ferguson, Field, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Jones, Kees, King, Knoblock, Levy, Lingerman, McCoy, Mackenzie, Megler, Morgan, Palmer, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Tibbetts, Weir, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, and Zenkner—61.

Those absent or not voting were: Bassett, Brewer, Carle, Clark, Cole, Crandall, Dilling, Durham, Eidemiller, Emery, Fitzgerald, Fletcher, Griffin, Hastings, Hunter, Jeffries, Johnston (H.), Lewis, Lindsley, Lyons, Maloney, McNicol, Merrill, Moldstad, Morrill, Muse, Peaslee, Philbrick, Roth, Thacker, Thompson, Veness, and Mr. Speaker—33.

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

House bill No. 409, relating to the control of public and free libraries, etc.

The bill was read the second time by sections, and House bill No. 409 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 70, nays 0, absent or not voting 24.

Those voting yea were: Benn, Butler, Child, Coate, Comstock, Cooney, Craigue, Crandall, Delanty, Dilling, Dix, Dunn, Durham,

Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnson (J. T.), Jones, King, Knoblock, Levy, Lindsley, Lingerman, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Muse, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Spéaker—70.

Those absent or not voting were: Allis, Bassett, Brewer, Brown, Cameron, Carle, Clark, Cole, Collins, Corliss, Denton, Dickson, Fletcher, Griffin, Hunter, Johnston (H.), Kees, Lewis, Lyons, Maloney, McNicol, Morrill, Peaslee, and Weir—24.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 27, 1903.

MR. SPEAKER:

We, your Committee on Counties and County Boundaries, to whom was referred House bill No. 366, entitled "An act to provide the method of establishing and organizing new counties in the State of Washington;" have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Section 1, line 2, of the printed bill and line 3 of the original bill, in the space between the words "least" and "square," insert the words "fourteen hundred."

Section 2, line 5, of the printed bill and line seven of the original bill, in the space between the words "least" and "square," insert the words "fourteen hundred."

Section 4, line 4, of the printed bill and line 5 of the original bill, between the words "territory" and "shall," insert the words "sought to be organized into a new county."

Section 5, line 21, of the printed bill and line 24 of the original bill, strike out the word "one" and insert in lieu thereof the word "two."

Section 6, line 1, of the printed bill and line two of the original bill, strike out the words "three-fifths" and insert in lieu thereof the words "two-thirds."

S. A. WELLS, Chairman.

We concur in this report: Jerry Cooney, L. B. Hastings, W. R. Williams, J. B. Lingerman, L. W. Griffin.

The following amendment by Mr. Mackenzie was lost:

Strike out the words "a majority of" in line 1 and add after the word "county," in line 5, section 1, the following:

Provided, That the number of such petitioners shall always equal at least a majority of the voters in any organized county whose territory would be lessened or increased by the creation of such new county before any election can be ordered."

Mr. Parcel moved that the bill be indefinitely postponed.

The motion was lost.

The following amendments by Mr. Coate were lost:

Strike out in line 2 of section 1, the figures "1400" and insert "1800."

Strike out in line 5 of section 2 the figures "1400" and insert "1800."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and House bill No. 366 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas, 51, nays 24, absent or not voting 19.

Those voting yea were: Benn, Brewer, Child, Clark, Comstock, Cooney, Craigue, Crandall, Dilling, Easterday, Eidemiller, Ferguson, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Hunter, Jeffries, Johnson (J. T.), King, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Morgan, Morrill, Palmer, Phibrick, Quinn, Raine, Ranck, Reise, Roberts, Stark, Weir, Wells, White, Whitney, Wilson (J. B.), and York—51.

Those voting nay were: Butler, Cameron, Coate, Collins, Dickson, Dix, Dunn, Fitzgerald, Frostad, Howell, Jones, Mackenzie, Merrill, Moldstad, Muse, Parcel, Pogue, Roth, Tibbetts, Veness, Williams, Wilson (R. B.), Witter, and Mr. Speaker—24.

Those absent or not voting were: Allis, Bassett, Brown, Carle, Cole, Corliss, Delanty, Denton, Durham, Emery, Fletcher, Johnston (H.), Kees, Knoblock, Peaslee, Stevenson, Thacker, Thompson, and Zenkner—19.

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

At noon the House took a recess till 2 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 2 p. m.

Roll call showed all members present except Mr. Bassett.

Mr. Bassett was excused.

On motion of Mr. Gunderson, the House refused to concur in Senate amendments to House bill No. 89.

Mr. Easterday moved that a committee of five be appointed and given the privilege of a Free Conference Committee.

The motion was adopted and the speaker appointed Messrs. Gunderson, Jones, Hopp, Roth and Easterday as members of the committee.

On motion of Mr. Easterday the House concurred in Senate amendments to House bill No. 82.

On motion of Mr. Jones the House concurred in Senate amendments to House bills Nos. 161 and 145 and 286.

The speaker signed in open session House substitute bill No. 225, House bills Nos. 205, 53, 191, 159, Senate bills Nos. 138, 170, 97, 83, 9, 125, 160, 142 and 202, and Senate substitute bill No. 189.

On motion of Mr. Hopp, House bills Nos. 409 and 450 were ordered considered as engrossed.

SECOND READING OF BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

We, your joint Committee on Appropriations, to whom was referred House bill No. 30, entitled "An act providing for the survey, establishment and repair of certain state highways, making an appropriation therefor." have had the same under consideration, and we respectfully report back to the House the following committee substitute bill, and that it do pass.

FENTON MERRILL, Chairman.

We concur in this report: J. G. Megler, M. J. Maloney, Edgar C. Raine, J. B. Lingerman, Chas. D. King, E. C. Whitney, Jos. Ferguson, J. A. Veness, William H. Lewis, E. M. Denton, J. M. Stevenson, G. E. Dickson.

The following amendment by Mr. R. B. Wilson to House substitute bill No. 30 was lost:

Strike out the words "one-half" in line 13 of section 5.

The following amendments by Mr. Maloney were adopted:

Amend section 7 as follows:

In line 19 strike "Newport" and insert "Northport."

In line 20 strike "north," where the word occurs the first time, and insert "east," and where it occurs the second time in the same line substitute for it the word "west."

In line 21, strike "north" and insert "west," and in the same line, strike "southeasterly" and insert "southwesterly."

Strike out the word "loop" in line 16 and insert the word "Lucke" in lieu thereof.

The following amendment by Mr. Clark was lost:

In line 10 of the printed copy strike out the words "From section nine (9), township nineteen (19) north, range seven (7) east, W.M.," and insert in lieu thereof the words "Start from the town of Enumclaw."

The following amendment by Mr. R. B. Wilson was lost:

Add the following: "*Provided*, That construction shall not begin on any state road unless the state highway commissioner is satisfied that the amount appropriated be at least one-half the total amount necessary to complete said road."

The bill was read the second time by sections, and House substitute bill No. 30 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 68, nays 11, absent or not voting 15.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Coate, Cole, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dunn, Durham, Easterday, Eidemiller, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Levy, Lewis, Lindsley, Lingerman, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Palmer, Philbrick, Pogue, Raine, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, Wells, White, Whitney, Williams, York, Zenkner, and Mr. Speaker—68.

Those voting nay were: Cameron, Clark, Dix, Emery, Howard, Howell, Muse, Parcel, Ranck, Wilson (R. B.), and Witter—11.

Those absent or not voting were: Bassett, Carle, Child, Collins, Denton, Field, Kees, Knoblock, Lyons, Mackenzie, Morrill, Peaslee, Quinn, Reise, and Wilson (J. B.)—15.

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

On motion of Mr. Lewis, a printed bill with the amendments was ordered substituted for the engrossed bill.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has refused to concur in the House amendments to Senate bill No. 155, and the president has appointed the following conference committee: Senators Rands, Cornwell, Tolman, Hailey and Hamilton.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 144, entitled "An act providing for a system of grammar school examinations."

Also, Senate bill No. 237, "An act empowering cities of the first class to license real estate, loan, investment, bond, lodging house or custom house brokers."

Also, House bill No. 194, "An act relating to revenue and taxation."

Also, House bill No. 364, "An act for the relief of P. J. McGowen and Sons."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 223, entitled "An act for the protection of shade trees and hedges on public highways."

Also, House bill No. 302, providing for annexing certain county territory to a contiguous territory.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 223, entitled "An act for the protection of shade trees and hedges on public highways."

Also House bill No. 302, providing for annexing certain county territory to a contiguous county.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The president has signed House substitute bill No. 225, entitled "An act providing for the incorporation and regulation of mutual fire insurance companies."

Also, House bill No. 205, "An act relating to recognizances, stipulations, bonds, etc."

Also, House bill No. 53, "An act amending an 'Act to provide for the assessment and collection of taxes.'"

Also, House substitute bill No. 191, "An act fixing the penalty for persons convicted a second and third time of felony."

Also, House bill No. 159, "An act to amend section 1406 of Ballinger's code of Washington, relating to transmission of election returns."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 251, entitled "An act relating to the enrolment of the militia."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Hopp, the House passed to the consideration of House bill No. 454, An act making appropriations for the maintenance of and construction of buildings and other improvements at, and other sundry expenses for the various state institutions and offices, and for the sundry civil expenses of the state government.

The following amendment by Mr. Gunderson was lost:

Strike out "\$1500" in line 69 and insert "\$1800;" also in the same line strike out "\$3000" and insert "\$3600."

The following amendment by Mr. Cameron was lost:

Strike out all words and figures in line 149.

The following amendment by Mr. Lindsley was lost:

Amend by adding line No. 149½, as follows:

"149½ For Florence Crittenden Home at Spokane, \$50.00 per month, \$1200.00."

The following amendment by the Appropriation Committee was adopted:

Add to the end of line 152, after the words "per year," the following: 'Provided, That at least one institute shall be held in each county of the state in each year.'

The following amendment by Mr. Mackenzie was lost:

In line 161, strike "1000" and insert "500.00."

The following amendment by Mr. Hopp was lost :

Amend line 205 by striking out "\$1400" and inserting "\$400."

The following amendment by Mr. Mackenzie was adopted :

Strike out line 251.

The following amendment was offered by Mr. Philbrick :

In line 205 strike out "1400" and insert "800."

On roll call the amendment failed to pass by the following vote :
Yeas 34, nays 49, absent or not voting 16.

Mr. Eidemiller changed his vote from yea to nay.

Those voting yea were: Benn, Brown, Butler, Carle, Clark, Cole, Collins, Comstock, Denton, Field, Fitzgerald, Frostad, Gunderson, Hopp, Howell, Jeffries, Kees, Knoblock, Levy, Lyons, Mackenzie, Muse, Parcel, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Wilson (R. B.), Witter, and Zenkner—34.

Those voting nay were: Allis, Brewer, Child, Coate, Cooney, Corliss, Craigue, Crandall, Delanty, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fletcher, Gray, Griffin, Hastings, Haynes, Hunter, Johnston (J. T.), Jones, King, Lewis, Lingerman, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Peaslee, Quinn, Reise, Stevenson, Thacker, Thompson, Tibbetts, Veness, White, Williams, York, and Mr. Speaker—49.

Those absent or not voting were: Bassett, Cameron, Gleason, Henry, Howard, Johnston (H.), Lindsley, Morrill, Palmer, Roth, Weir, Wells, Whitney, and Wilson (J. B.)—16.

The following amendment by Mr. Benn was lost :

Amend line 205 as follows:

After "1903" insert the words "in full payment," and strike out the figures "\$1400.00" and substitute the figures "\$1000."

The following amendment by Mr. Mackenzie was lost :

Strike out lines 257 to 266, inclusive.

The bill was read the second time by sections, and House bill No. 454 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 69, nays 16, absent or not voting 9.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Carle, Coate, Cole, Collins, Comstock, Corliss, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Hunter,

Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, McCoy, Megler, Merrill, Moldstad, Morgan, Morrill, Peaslee, Philbrick, Pogue, Raine, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), York, and Mr. Speaker—69.

Those voting nay were: Cameron, Child, Cooney, Fitzgerald, Howell, Jeffries, Levy, Maloney, Mackenzie, Muse, Parcel, Quinn, Ranck, Reise, Witter, and Zenkner—16.

Those absent or not voting were: Bassett, Clark, Craigue, Hopp, Kees, McNicol, Palmer, Weir, and Wilson (R. B.)—9.

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

On motion of Mr. Roth, the House passed to consideration of Senate bill No. 247, relating to public printing and binding.

The bill was read the second time by sections, and Senate bill No. 247 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 71, nays 0, absent or not voting 23.

Those voting yea were: Allis, Brewer, Butler, Carle, Cole, Collins, Cooney, Crandall, Denton, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Griffin, Hastings, Haynes, Henry, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knobloch, Levy, Lewis, Lindsley, Lingerman, McCoy, Mackenzie, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner, and Mr. Speaker—71.

Those absent or not voting were: Bassett, Benn, Brown, Cameron, Child, Clark, Coate, Comstock, Corliss, Craigue, Delanty, Dickson, Dilling, Field, Gunderson, Howell, Hunter, Lyons, Maloney, McNicol, Quinn, Stevenson, and Weir—23.

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

RESOLUTIONS.

By Mr. Brewer:

Resolved, That the Committee on Enrolled Bills be authorized to

employ any necessary additional help for the enrolling of bills.

The resolution was adopted.

By Mr. Levy:

Resolved, That the bill of F. M. Halstead for \$9.00 overtime in preparing transcript of testimony taken before joint committee of House and Senate to investigate alleged frauds in public printing be allowed.

The resolution was adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 122, entitled "An act to provide for the extermination of coyotes and wolves," with the following amendments:

That there be added to the title the words "and making an appropriation therefor," and add to section 5 the words: "*provided*, that the credits herein provided for shall not exceed fifty thousand (\$50,000.00) dollars."

Also House bill No. 328, "An act authorizing towns of the fourth class to select an official newspaper for the publication of ordinances."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 65, entitled "An act amending 37 sections of the code of public instruction and repealing certain sections of same," with the following amendments:

Section 9, line 59, insert after the word "district" the following: "or any private school within his resident district up to the 9th grade."

Section 21, line 23, insert after the words "New Year" the word "or."

Section 21, line 24, strike the words "or on Memorial day."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House concurred in Senate amendments to House bill No. 122.

On motion of Mr. Thompson, House bill No. 434, providing for the incorporation of water, oil and gas companies, was indefinitely postponed.

On motion of Mr. Gunderson, the House concurred in Senate amendments to House bill No. 65.

On motion of Mr. Megler, the speaker appointed Messrs. Meg-

ler, Veness, Stevenson, Craigue and Cooney as members of a Free Conference Committee, to act with a like committee of the Senate in the consideration of amendments to Senate bill No. 155.

On motion of Mr. Roth, the House took a recess at 4:05 p. m. till 7:30 p. m.

EVENING SESSION.

The House was called to order by the speaker at 7:30 p. m.

Roll call showed all members present except Messrs. Bassett, Coate, Muse, Raine, Weir, and Zenkner.

Mr. Bassett was excused.

The speaker signed in open session Senate bill No. 184 and House bills Nos. 421, 300, 196, 41, 99, 431, 238, 51 and 338.

The following report of the Free Conference Committee on Senate bill No. 98 was received and adopted:

OLYMPIA, Wash., March 11, 1903.

To the President and Members of the Senate and to the Speaker and Members of the House of Representatives:

We, your Conference Committee on Senate bill No. 98, entitled "An act authorizing the making of unknown heirs of deceased persons, and unknown persons, parties defendant in actions pertaining to real estate, and providing for service on such unknown defendants," respectfully report that we have had said bill under consideration, and recommend that the House do recede from its amendment to said bill.

HERMAN D. CROW,

WM. HICKMAN MOORE,

W. P. RESER,

Senate Committee

P. F. QUINN,

JOSEPH B. LINDSLEY,

J. H. EASTERDAY,

House Committee.

SECOND READING OF BILLS.

House memorial No. 12.

On motion of Mr. Philbrick, the rules were suspended, the first reading was considered the second and third, and House memorial No. 12 was placed upon final passage and passed by the following vote: Yeas 60, nays 0, absent or not voting 34.

Those voting yea were: Benn, Brewer, Brown, Butler, Child, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty,

Denton, Dilling, Dix, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Knoblock, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Morrill, Parcel, Philbrick, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Veness, White, Williams, Wilson (J. B.), Witter, and Mr. Speaker—60.

Those absent or not voting were: Allis, Bassett, Cameron, Carle, Clark, Coate, Cole, Dickson, Dunn, Durham, Fletcher, Henry, Howell, Hunter, Kees, King, Levy, Lewis, Lindsley, Merrill, Moldstad, Morgan, Muse, Paimer, Peaslee, Pogue, Stevenson, Thompson, Weir, Wells, Whitney, Wilson (R. B.), York, and Zenkner—34.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

We, your Committee on Judiciary, to whom was referred Senate bill No. 211, entitled "An act for the protection of hotel, boarding house, restaurant, and lodging house keepers, and providing a penalty," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amendment: Strike out the words "negotiable paper" in the ninth and tenth lines, section 2, of the engrossed bill, and insert in lieu thereof the words "bank check or draft."

J. H. EASTERDAY, Chairman.

We concur in this report: Herchmer Johnston, S. A. Wells, Irving T. Cole, L. H. Brewer, C. S. Gleason, E. R. York, James T. Johnson.

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 211 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 67, nays 0, absent or not voting 27.

Those voting yea were: Allis, Benn, Brown, Butler, Cameron, Child, Coate, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dilling, Dix, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings Haynes, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, King, Knoblock, Levy, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Moldstad, Morrill, Muse, Parcel, Quinn, Raine, Ranck, Reise, Roberts, Stark, Thack-

er, Thompson, Tibbetts, Veness, White, Whitney, Williams, Wilson (J. B.), Witter, York, and Mr. Speaker—67.

Those absent or not voting were: Bassett, Brewer, Carle, Clark, Cole, Dickson, Dunn, Durham, Field, Fletcher, Henry, Johnston (H.), Kees, Lewis, Lindsley, Merrill, Morgan, Palmer, Peaslee, Philbrick, Pogue, Roth, Stevenson, Weir, Wells, Wilson (R. B.), and Zenkner—27.

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

Senate bill No. 85, for the relief of the Puget Sound Sawmill & Shingle Company.

The bill was read the second time by sections, and Senate bill No. 85 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 57, nays 0, absent or not voting 37.

Those voting yea were: Benn, Brewer, Brown, Butler, Child, Coate, Cole, Comstock, Cooney, Crandall, Delanty, Dix, Easterday Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Haynes, Henry, Howard, Hunter, Jeffries, Johnson (J. T.), Jones, Knoblock, Levy, Lingerman, McCoy, Mackenzie, McNicol, Megler, Morgan, Morrill, Muse, Palmer, Parcel, Philbrick, Raine, Ranck, Reise, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, White, Whitney, Williams, Wilson, (J. B.), Witter, York, and Mr. Speaker—57.

Those absent or not voting were: Allis, Bassett, Cameron, Carle, Clark, Collins, Corliss, Craigue, Denton, Dickson, Dilling, Dunn, Durham, Fletcher, Griffin, Hastings, Hopp, Howell, Johnston (H.), Kees, King, Lewis, Lindsley, Lyons, Maloney, Merrill, Moldstad, Peaslee, Pogue, Quinn, Roberts, Stevenson, Weir, Wells, Wilson (R. B.), and Zenkner—37.

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

On motion of Mr. Quinn, Senate bill No. 100, An act relating to the removal from state lands of timber purchased from the state, was indefinitely postponed.

Senate bill No. 226, making an appropriation for the purpose of completing the chemistry building of the Washington Agricultural College.

The bill was read the second time by sections, and Senate bill No. 226 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 47, nays 6, absent or not voting 41.

Mr. Fletcher changed his vote from nay to yea.

Those voting yea were: Brewer, Butler, Cameron, Child, Coate, Cole, Corliss, Delanty, Dickson, Dilling Dix, Eidemiller, Emery, Fitzgerald, Fletcher, Gleason, Gunderson, Hastings, Henry, Hunter, Johnson (J. T.), Jones, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Mackenzie, McNicol, Merrill, Morgan, Palmer, Pogue, Quinn, Raine, Reise, Roberts, Roth, Stark, Thacker, Tibbetts, Wells, Whitney, Williams, Wilson (J. B.), Witter, and Mr. Speaker—47.

Those voting nay were: Hopp, Howard, Howell, Muse, Parcel, and Ranck—6.

Those absent or not voting were: Allis, Bassett, Benn, Brown, Carle, Clark, Collins, Comstock, Cooney, Craigue, Crandall, Denton, Dunn, Durham, Easterday, Ferguson, Field, Frostad, Gray, Griffin, Haynes, Jeffries, Johnston (H.), Kees, King, Levy, Maloney, McCoy, Megler, Moldstad, Morrill, Peaslee, Philbrick, Stevenson, Thompson, Veness, Weir, White, Wilson (R. B.), York, and Zenkner—41.

On motion of Mr. Ranck, the House reconsidered the vote by which Senate bill No. 226 failed to pass.

On roll call Senate bill No. 226 passed by the following vote: Yeas 79, nays 0, absent or not voting 15.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Child, Coate, Cole, Collins, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Morrill, Palmer, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, and Mr. Speaker—79.

Those absent or not voting were: Bassett, Carle, Clark, Comstock, Dunn, Durham, Griffin, Kees, Moldstad, Muse, Parcel, Peaslee, Weir, Wilson (R. B.), and Zenkner—15.

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

MESSAGES FROM THE HOUSE.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has passed Senate bill No. 360, entitled "An act for the relief of O. A. Bowen.

Also, House bill No. 172, "An act making a deficiency appropriation for deputy fish commissioner."

Also, House bill No. 408, for the relief of various persons furnishing materials for capitol building, with the following amendments:

In section 1, line 4, of the printed bill, in the column marked "amount allowed" strike the figures "\$165.56" and insert in lieu thereof the figures "\$206.95." In line 5 of the same column strike the figures "\$388.04" and insert the figures "\$485.05."

In line 12 of the same column strike the figures "\$188.96" and insert the figures "\$236.20."

In line 13 of the same column strike the figures "\$464.44" and insert the figures "\$580.54."

In line 15 of the same column strike the figures "\$191.91" and insert the figures "\$239.88."

In line 18 of the same column strike the figures "\$1234.72" and insert the figures "\$1543.39."

In line 19 insert the following: "Capital National Bank of Olympia, cash advanced for labor and material, \$1119.35."

In line 20 of the same column strike the figures "\$3697.48" and insert the figures "\$5475.21."

Also House bill No. 309, "An act to punish husbands who connive at the prostitution of wives."

Also, House bill No. 43, providing for the assessment of mining claims, with the following amendment:

At the end of line 3 of section 1, of the engrossed bill, after the word "deposits" insert the words "other than coal."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The president has appointed the following conference committee on

House substitute bill No. 89: Senators Sumner, Ruth, Hamilton, Rasher and Warburton.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 11, 1903.

MR. SPEAKER:

The Senate has sustained the veto of the Governor on Senate bill No. 178, relating to the law of libel.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 10, 1903.

MR. SPEAKER:

The Senate has made the committee heretofore named as a conference committee on Senate bill No. 40, a committee on free conference.

The Senate has adopted the free conference committee report on Senate bill No. 40.

The Senate has sustained the veto of the Governor, of Senate bill No. 123.

J. W. LYSONS, Secretary of the Senate.

Senate bill No. 136, An act to provide for the acceptance by the State of Washington from the United States of certain desert lands.

On motion of Mr. Fletcher the rules were suspended, the first reading was considered the second and the second the third, and Senate bill No. 136 was placed on final passage and passed by the following vote: Yeas 76, nays 0, absent or not voting 18.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Child, Coate, Cole, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Morrill, Muse, Parcel, Pogue, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner, and Mr. Speaker—76.

Those absent or not voting were: Bassett, Carle, Clark, Collins, Dunn, Durham, Griffin, Haynes, Kees, Levy, Moldstad, Palmer, Peaslee, Philbrick, Quinn, Roth, Weir, and Wilson (R. B.)—18.

The emergency clause passed by the following vote: Yeas 63, nays 0, absent or not voting 31.

Those voting yea were: Allis, Benn, Brewer, Brown, Butler, Cameron, Child, Coate, Comstock, Cooney, Craigue, Crandall, Dickson, Dilling, Dix, Durham, Easterday, Eidemiller, Ferguson, Field Fletcher, Frostad, Gray, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Jeffries, Jones, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Megler, Moldstad, Morgan, Morrill, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Thompson, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), Witter, York, Zenkner, and Mr. Speaker—63.

Those absent or not voting were: Bassett, Carle, Clark, Cole, Collins, Corliss, Delanty, Denton, Dunn, Emery, Fitzgerald, Gleason, Griffin, Haynes, Hopp, Johnson (J. T.), Johnston (H.), Kees, Lindsley, Maloney, Mackenzie, Merrill, Muse, Palmer, Peaslee, Reise, Roth, Stevenson, Thacker, Weir, and Wilson (R. B.)—31.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 3, 1903.

MR. SPEAKER:

We, your Committee on Revenue and Taxation, to whom was referred Senate bill No. 120, entitled "An act to exempt certain property of schools and colleges from taxation, etc.," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend section 1 by inserting after the words "maintenance of such institution" a ":" and the following words: "*And provided further, That the real estate so exempted shall not exceed ten acres in extent and shall be used exclusively for college or campus purposes; and provided further, That real estate owned or controlled by such institutions and leased or rented by them for the purpose of deriving revenue therefrom shall not be exempted from taxation under the provisions of this act.*"

Strike emergency clause in title and in bill (all of section 3).

A. H. Parcel, R. W. Jones, E. R. York, Wm. Coate, J. B. Wilson.

The following amendments by Mr. Johnston were lost:

In line 1, section 1, of the printed bill, after the word "all" and before the word "property," insert the word "real."

Strike out the words "real and personal" in line 2 of said printed bill.

The following amendment by Mr. Cole was lost :

Strike out, in lines 2 and 3 of section 1, the words "or in part."

The following amendment by Mr. Jones was adopted :

Add to section 1:

"*Provided further*, That the annual income from each endowment is equal to or exceeds all income from tuitions received by such institutions."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 120 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 55, nays 13, absent or not voting 26.

Those voting yea were: Allis, Butler, Child, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Durham, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hopp, Howard, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lingerman, Lyons, Maloney, McCoy, Mackenzie, Megler, Merrill, Morgan, Morrill, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roth, Stark, Thacker, Tibbetts, Wells, White, Whitney, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—55.

Those voting nay were: Cameron, Cole, Corliss, Dickson, Dilling, Hastings, Henry, Howell, Johnston (H.), Lindsley, Muse, Roberts and Veness—13.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Carle, Clark, Coate, Dix, Dunn, Field, Griffin, Haynes, Hunter, Jeffries, Kees, Levy, McNicol, Moldstad, Palmer, Peaslee, Philbrick, Stevenson, Thompson, Weir, Wilson (R. B.) and Witter—26.

The emergency clause failed to pass by the following vote: Yeas 53, nays 14, absent or not voting 27.

Those voting yea were: Allis, Butler, Child, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Durham, Easterday, Eidemiller, Emery, Fitzgerald, Fletcher, Frostad, Gleason, Gray, Gunderson, Hopp, Howard, Johnson (J. T.), Jones, King, Knoblock, Lewis, Lingerman, Lyons, Maloney, McCoy, Megler, Merrill, Morrill, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roth,

Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), York and Mr. Speaker—53.

Those voting nay were: Benn, Cameron, Cole, Corliss, Dickson, Dilling, Ferguson, Hastings, Henry, Howell, Lindsley, Mackenzie, Muse and Roberts—14.

Those absent or not voting were: Bassett, Brewer, Brown, Carle, Clark, Coate, Dix, Dunn, Field, Griffin, Haynes, Hunter, Jeffries, Johnston (H.), Kees, Levy, McNicol, Moldstad, Morgan, Palmer, Peaslee, Philbrick, Thompson, Weir, Wilson (R. B.), Witter and Zenkner—27.

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

Mr. H. Johnson was called to the chair.

RESOLUTION.

By Mr. Lewis.

Resolved, That henceforth debate shall be limited as follows: No member shall be allowed to speak on a question more than five minutes and no member shall be allowed to occupy the time of another.

The resolution was lost.

The House concurred in Senate amendment to House bill No. 43.

Senate bill No. 99, "An act to amend an act entitled 'An act in relation to garnishments.'"

The bill was read the second time by sections, and Senate bill No. 99 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 64, nays 0, absent or not voting 28.

Those voting yea were: Allis, Butler, Cameron, Child, Coate, Cole, Collins, Comstock, Cooney, Craigie, Crandall, Delanty, Denton, Dickson, Dilling, Durham, Easterday, Eidemiller, Emery, Ferguson, Fitzgerald, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, McNicol, Megler, Merrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, Whitney, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—64.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Carle, Clark, Corliss, Dix, Dunn, Field, Fletcher, Griffin, Hunter, Jeffries, Kees, Maloney, Mackenzie, Moldstad, Morgan, Morrill, Palmer, Peaslee, Philbrick, Thompson, Weir, White, Wilson (R. B.), and Witter—28.

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

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 6, 1903.

MR. SPEAKER:

We, your Committee on Compensation and Fees for State and County Officers, to whom was referred Senate substitute bill No. 65, entitled "An act to amend an act entitled 'An act to amend sections 3 to 31, both inclusive, of an act entitled,' " etc., have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

JAMES PALMER, Chairman.

We concur in this report: W. L. Howell, Chas. D. King, S. A. Wells, W. H. Clarke.

The following amendment by Mr. Cole was adopted:

Amend, in line 9 of section 3, by substituting after "county commissioners" the word "two" for the word "one."

The following amendments by Mr. Benn were adopted:

Amend section 10 by striking out the word "four" in line 6 and inserting "five."

In section 11, line 6, strike out the word "four" and insert "five."

In section 12, line 6; strike out the word "four" and insert "five."

In section 13, strike out the word "four," insert "five" in line 6.

Section 14, in line 6, strike out the word "four" and insert "five."

In section 15, line 6, strike out the word "four" and insert "five."

In section 16, line 6, strike out the word "four" and insert "five."

The following amendment by Mr. Lewis was adopted:

In section 1, line 8, after the words "county attorney," strike out "twenty-two hundred" and insert "thirty-five hundred."

The following amendment was offered by Mr. Cameron:

Strike out all of the bill after section 8.

The following substitute to Mr. Cameron's amendment was offered by Mr. Roth:

Strike out sections 9, 10, 11, 12, 13 and 14.

Mr. Quinn moved that the bill be indefinitely postponed.

The motion was carried.

Senate bill No. 169, "An act for the relief of E. G. Bickerton."

The bill was read the second time by sections, and Senate bill No. 169 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 62, nays 1, absent or not voting 31.

Those voting yea were: Allis, Benn, Butler, Child, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Durham, Eidemiller, Emery, Ferguson, Frostad, Gleason, Gray, Gunderson, Hastings, Henry, Howard, Johnson (J. T.), Johnston (H.), Jones, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, McCoy, Mackenzie, Megler, Morgan, Morrill, Muse, Parcel, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Whitney, Williams, Wilson (J. B.), York, Zenkner and Mr. Speaker—62.

Mr. Roth voted nay.

Those absent or not voting were: Bassett, Brewer, Brown, Cameron, Carle, Clark, Corliss, Dix, Dunn, Easterday, Field, Fitzgerald, Fletcher, Griffin, Haynes, Hopp, Howell, Hunter, Jeffries, Kees, Maloney, McNicol, Merrill, Moldstad, Palmer, Peaslee, Philbrick, Thompson, Weir, Wilson (R. B.) and Witter—31.

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

The House adjourned at 9:55 p. m. till 9:30 a. m. tomorrow.

STOREY BUCK,

Chief Clerk

W. H. HARE,

Speaker.

SIXTIETH DAY

MORNING SESSION.

HOUSE OF REPRESENTATIVES,
 OLYMPIA, WASHINGTON, Thursday, March 12, 1903. }
 9:30 o'clock a. m. }

The House was called to order by the speaker at 9:30 a. m.

Roll call showed all members present except Mr. Bassett, excused.

Rev. A. G. Sawin offered prayer.

On motion of Mr. Gray, the complete reading of the minutes of yesterday was dispensed with, and the same were approved as if read.

FIRST READING OF SENATE BILLS.

Senate bill No. 237: Empowering cities to collect license fees from real estate agents.

Placed on second reading.

Senate bill No. 234: Relative to the use of rivers, lakes and streams by logging companies.

Placed on second reading.

Senate bill No. 144: Providing for a system of grammar school examination, and prescribing the duties of the Superintendent of Public Instruction.

Placed on second reading.

REPORTS OF STANDING COMMITTEES.

The following reports of the Committee on Claims and Auditing were received and the several accounts allowed:

Lowman & Hanford, Stationery and Printing Company.....	\$ 87.15
Olympia Light & Power Company.....	813.60
Chas. Willistow	1.50
N. J. Kirkendall.....	.75

SENATE BUSINESS.

The House refused to concur in Senate amendments to House

bill No. 408, and a Conference Committee, consisting of Messrs. Gleason, King and McNicol, was appointed.

SECOND READING OF BILLS.

House bill No. 306, "An act regulating the marking of food packages, and regulating weights and measures thereof."

The bill was read the second time by sections, and House bill No. 306 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 59, nays 0, absent or not voting 35.

Those voting yea were: Cameron, Carle, Child, Coate, Cole, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dix, Dunn, Durham, Eidemiller, Emery, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Henry, Howard, Kees, King, Knoblock, Lewis, Lindsley, Lingerman, Maloney, McCoy, McNicol, Merrill, Morgan, Morrill, Palmer, Parcel, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Stark, Thacker, Tibbetts, Veness, Weir, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—59.

Those absent or not voting were: Allis, Bassett, Brewer, Brown, Butler, Clark, Collins, Corliss, Dickson, Dilling, Easterday, Ferguson, Fletcher, Hastings, Haynes, Hopp, Howell, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Jones, Levy, Lyons, Mackenzie, Megler, Moldstad, Muse, Peaslee, Quinn, Roth, Stevenson, Thompson, Wells and Whitney—35.

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

On motion of Mr. Hopp, House bill No. 306 was considered engrossed.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 24, 1903.

MR. SPEAKER:

We, your Committee on Medicine, Surgery and Hygiene, to whom was referred Senate bill No. 111, entitled "An act providing for the regulation and control of bake-shops and bakeries," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend by striking out all the words after the word "direct," in line

4 of printed bill, and line 9 original bill, section 1, to end of section 1; and instead of the “,” after “direct” insert “.”

In line 2, section 6, printed bill, and line 5 original bill, strike out the word “may” and insert the word “shall.”

In line 2, section 8, printed bill, and line 4 of original bill, strike out the word “pulmonary.”

In line 3, printed bill, and line 7 original bill, section 8, insert the following words after the word “affection:” “or contagious disease;” and after the word “work,” same line and section, insert the words “or remain.”

C. S. EMERY, Chairman.

We concur in this report: L. G. Allis, E. E. Butler, J. B. Wilson, S. W. Roberts.

The first amendment by the committee was lost.

The second amendment by the committee was adopted.

The third amendment by the committee was adopted.

The bill was read the second time by sections, and Senate bill No. 111 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 72, nays 0, absent or not voting 22.

Those voting yea were: Allis, Benn, Brown, Cameron, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Corliss, Craigue, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, Mackenzie, McNicol, Megler, Merrill, Morgan, Palmer, Pogue, Quinn, Raine, Reise, Roberts, Stark, Thacker, Tibbetts, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner and Mr. Speaker—72.

Those absent or not voting were: Bassett, Brewer, Butler, Clark, Dilling, Fletcher, Henry, Hunter, Johnson (J. T.), Moldstad, Morrill, Muse, Parcel, Peaslee, Philbrick, Ranck, Roth, Stevenson, Thompson, Veness, Wells and York—22.

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

Senate bill No. 214, “An act authorizing the common council of cities of the first class to redistrict such cities into wards.”

The bill was read the second time by sections, and passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 64, nays 0, absent or not voting 30.

Those voting yea were: Aliis, Benn, Cameron, Coate, Collins, Cooney, Corliss, Crandall, Delanty, Denton, Dickson, Dix, Dunn, Durham, Eidemiller, Emery, Ferguson, Field, Fitzgerald, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Hopp, Howard, Howell, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Lewis, Lingerman, Lyons, Mackenzie, McNicol, Megler, Morgan, Palmer, Parcel, Philbrick, Pogue, Quinn, Raine, Ranck, Reise, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter and Zenkner—64.

Those absent or not voting were: Bassett, Brewer, Brown, Butler, Carle, Child, Clark, Cole, Comstock, Craigue, Dilling, Easterday, Fletcher, Henry, Hunter, Johnson (J. T.), Levy, Lindsley, Maloney, McCoy, Merrill, Moldstad, Morrill, Muse, Peaslee, Roth, Thompson, Wells, York and Mr. Speaker—30.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House substitute bill No. 88, entitled "An act providing for the protection of fish."

Also, House bill No. 368, relating to the appropriation of lands and highways for corporate purposes.

Also, House substitute bill No. 380, "An act granting a bounty for the encouragement of the production and manufacturing of sugar."

Also, House bill No. 105, providing for the levy and collection of road and bridge taxes, with the following amendments:

In section 8, line 6, after the word "interested" strike the comma and insert a period in lieu thereof, and strike all the rest of said section.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 395, entitled "An act to establish a uniform system of public schools," with the following amendments:

Section 1, line 4, strike the word "two" and insert in lieu the word "one."

Add to the section, "*provided*, unless the board of directors by unanimous vote of all the members thereof, shall determine upon a greater tax, not however, exceeding two per cent. upon all the taxable property of the district."

Also, House bill No. 396, "An act to amend section 117 of an act entitled 'An act to establish a uniform system of public schools.'"

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 397, entitled "An act to provide for the assessment and collection of taxes," with the following amendments:

In section 1, line 10, strike the word "twenty" and insert in lieu thereof the word "ten."

In section 1, line 10, after the word "mills," insert the following: "unless the board of directors thereof shall by unanimous consent of all its members determine upon a greater levy, not exceeding two per cent."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SECOND READING OF BILLS..

Senate bill No. 184, to appropriate money for the completion of the state capitol building.

The bill was read the second time by sections, and passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 58, nays 5, absent or not voting 31.

Those voting yea were: Allis, Brewer, Brown, Carle, Child, Coate, Cole, Collins, Craigue, Crandall, Delanty, Denton, Dickson, Durham, Eidemiller, Emery, Ferguson, Field, Frostad. Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard,

Howell, Jones, Kees, King, Knoblock, Lewis, Lyons, McCoy, Mackenzie, Megler, Merrill, Morgan, Palmer, Parcel, Pogue, Raine, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Witter, York, Zenkner and Mr. Speaker—58.

Those voting nay were: Corliss, Dix, Dunn, Lindsley and Thompson—5.

Those absent or not voting were: Bassett, Benn, Butler, Cameron, Clark, Comstock, Cooney, Dilling, Easterday, Fitzgerald, Fletcher, Hopp, Hunter, Jeffries, Johnson (J. T.), Johnston (H.), Levy, Lingerman, Maloney, McNicol, Moldstad, Morrill, Muse, Peaslee, Philbrick, Quinn, Ranck, Reise, Roth, Whitney and Wilson (R. B.)—31.

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

On motion of Mr. Craigue, the House concurred in Senate amendments to House bills Nos. 395 and 397.

On motion of Mr. Mackenzie, the House refused to concur in Senate amendment to House bill No. 105, and the speaker appointed Messrs. Mackenzie, Lewis and Coate as members of a Conference Committee.

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, Wash., March 11. 1903.

MR. PRESIDENT AND MR. SPEAKER:

We, your Committee appointed for free conference on House substitute bill No. 89, entitled "An act creating the offices of commissioner and assistant commissioner of taxation, prescribing their duties and making an appropriation therefor," respectfully report back that we have agreed to the amendments submitted herewith to said bill, and ask the Senate to recede from its amendment, and that the amendments of your Free Conference Committee be adopted.

G. B. GUNDERSON,

Chairman House and Senate Free Conference Committee.

We concur: Ed. S. Hamilton, A. S. Ruth, H. Rasher, O. E. Hailey, J. H. Easterday, C. I. Roth, R. W. Jones, Geo. W. Hopp.

The report was adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, Wash., March 12, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR: I have the honor to inform you that the Governor has this day approved the following:

House bill No. 48, entitled: An act to provide for the issuance of licenses to honorably discharged soldiers, sailors and marines of the military and naval service of the United States in the late war of the rebellion, who desire to carry on the business of pedlar.

House bill No. 97, entitled: An act to amend sections 5396 and 5397 of Ballinger's code relating to the issuance and service of the writ of garnishment.

House bill No. 112, entitled: An act to amend an act entitled "An act in relation to garnishment in justice courts," approved January 31, 1888, and repealing section 4 of said act.

House bill No. 214, entitled: An act to provide for the payment of expenses incurred in compliance with an act entitled "An act to provide for the establishment and creation of drainage districts," etc., approved March 20th, 1895.

House bill No. 323, entitled: An act to amend section one of an act entitled "An act to amend section 2615 of volume one of Hill's codes," etc.. "relating to the State Board of Health," approved March 16, 1897, being section 7542 of Pierce's Code.

House bill No. 49, entitled: An act for the prevention of the spread of contagious diseases, etc.

House bill No. 233, entitled: An act for the relief of George A. Brooke.

House bill No. 20, entitled: An act amending sections 1451 and 1453 of Ballinger's Codes and Statutes of Washington, relating to the registration of voters.

House bill No. 126, entitled: An act making appropriations for certain deficiencies, etc.

House bill No. 207, entitled: An act making application to the Congress of the United States of America to call a convention for proposing amendments to the constitution of the United States of America, as authorized by article 5 of the constitution of the United States of America.

House bill No. 136, entitled: An act for the protection of game animals and birds of the State of Washington. etc.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

SECOND READING OF BILLS.

Senate bill No. 212, granting to irrigation companies right-of-way over the state lands.

The bill was read the second time by sections, and Senate bill No. 212 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 44, nays 6, absent or not voting 44.

Those voting yea were: Brown, Butler, Carle, Cole, Collins, Comstock, Crandall, Delanty, Denton, Dix, Easterday, Eidemiller, Emery, Ferguson, Frostad, Gleason, Gray, Griffin, Hastings, Haynes, Henry, Howard, Howell, Johnston (H.), Jones, King, Knoblock, Lewis, Lindsley, Lingerman, McNicol, Megler, Morgan, Parcel, Peaslee, Pogue, Raine, Ranck, Stark, Tibbetts, Williams, York, Zenkner and Mr. Speaker—44.

Those voting nay were: Benn, Dunn, Hopp, Thompson, Weir and Wilson (J. B.)—6.

Those absent or not voting were: Allis, Bassett, Brewer, Cameron, Child, Clark, Coate, Cooney, Corliss, Craigue, Dickson, Dilling, Durham, Field, Fitzgerald, Fletcher, Gunderson, Hunter, Jeffries, Johnson (J. T.), Kees, Levy, Lyons, Maloney, McCoy, Mackenzie, Merrill, Moldstad, Morrill, Muse, Palmer, Philbrick, Quinn, Reise, Roberts, Roth, Stevenson, Thacker, Veness, Wells, White, Whitney, Wilson (R. B.) and Witter—44.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., February 26, 1903.

MR. SPEAKER:

We, your Committee on Labor and Labor Statistics, to whom was referred Senate substitute bill No. 18, entitled "An act to regulate the employment of child labor and to prohibit the employment of females as public messengers," have had the same under consideration, and we respectfully report the same back to the House with the recommendation that it do pass as amended.

Amend the title by inserting between the word "females," in the second line, and the word "as," in the third line of engrossed bill, the words "under the age of eighteen years."

Amend section 1 by striking out in lines 1 and 2 of engrossed bill the words "nor male person."

Also, in line 2 of section 1 of engrossed bill strike out the word "fourteen" and substitute the word "eighteen" therefor.

Also, add to the end of section 1 of engrossed bill the following:

"nor shall any child of either sex under the age of fourteen years be hired out to labor in any factory, mill, workshop or store at any time; *provided*, that any superior judge, living within the residence of any such child, may issue a permit for the employment of any child between the ages of twelve and fourteen years at any occupation not, in his judgment, dangerous or injurious to the health or morals of such child, upon evidence, satisfactory to him, that the labor of such child is necessary for its own support or for the assistance of any invalid parent. Such permits shall be issued for a definite time but shall be revocable at the discretion of the judge by whom they are issued."

W. A. CARLE, Chairman.

We concur in this report: G. B. Gunderson, P. F. Quinn, W. W. Brown, J. Lyons, N. J. Craigue, J. J. Fitzgerald, Wm. Delanty, James Palmer, Pat. McCoy, J. M. Stevenson, James Weir.

The following amendments by Mr. Cole were lost.

Amend section 1 by striking out all after the words "in this state."

Amend section . . by striking out from line . . the word "invalid."

The bill was read the second time by sections, the amendments recommended by the committee were adopted, and Senate bill No. 18 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 64, nays 8, absent or not voting 22.

Those voting yea were: Allis, Benn, Brown, Butler, Cameron, Carle, Coate, Cole, Comstock, Corliss, Craigue, Dilling, Dix, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Frostad, Gleason, Griffin, Gunderson, Hopp, Howard, Hunter, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Morgan, Parcel, Peaslee, Philbrick, Pogue, Quinn, Raine, Ranck, Roberts, Stevenson, Thacker, Tibbetts, Veness, Weir, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—64.

Those voting nay were: Delanty, Gray, Hastings, Haynes, Henry, Howell, Palmer and Thompson—8.

Those absent or not voting were: Bassett, Brewer, Child, Clark, Collins, Cooney, Crandall, Denton, Dickson, Dunn, Fitzgerald, Fletcher, Jeffries, Johnson (J. T.), Mackenzie, Moldstad, Morrill, Muse, Reise, Roth, Stark and Whitney—22.

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

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 58, entitled "An act in relation to the fees of state and county officers."

Also, House substitute bill No. 359, "An act establishing hunters' licenses."

Also, House supplemental bill for Senate bill No. 86, relating to plants for manufacturing electric power.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has concurred in House amendments to Senate bill No. 86.

The president has appointed as a conference committee on House bill No. 408: Senators Hallett, LeCrone and Welty.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House bill No. 338, entitled "An act for the regulation of beneficiary societies."

Also, House bill No. 51, relating to exemptions.

Also, House bill No. 238, authorizing county commissioners to dedicate land for public streets and alleys in incorporated cities and towns.

Also, House bill No. 431, relating to rate of interest on bonds of Stevens county.

Also, House bill No. 99, relating to lands granted the University of Washington.

Also, House bill No. 41, relating to the alteration, replatting and vacation of townsites.

Also, House bill No. 196, for the protection of stockholders in corporations.

Also, House bill No. 300, relating to corporate entitlements.

Also, House bill No. 421, relating to admission of attorneys to the bar.

Also, Senate bill No. 4, entitled "An act providing for the incorporation of trust companies."

Also, Senate substitute bill No. 156, creating a state library commission.

Also, Senate bill No. 83, an act to encourage agricultural associations and fairs.

Also, Senate bill No. 40, for the protection of birds.

Also, Senate bill No. 109, providing for the organization of municipal corporations.

Also, Senate bill No. 55, an act for the protection of occupants of land.

The Senate has passed House bill No. 299, entitled "An act providing for setting aside certain school land for use and benefit of American Memorial College."

Also, House bill No. 180, an act compelling railroads to fence right-of-way and to protect owners of stock injured by railroad trains.

Also, House bill No. 382, an act providing for the manner of paying warrants issued under an act of the legislature of the State of Washington, entitled "An act to provide for construction of drains and ditches."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SECOND READING OF BILLS.

Senate bill No. 180, providing for the organization of mutual marine and fire insurance companies, etc.

The bill was read the second time by sections, and Senate bill No. 180 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 56, nays 0, absent or not voting 38.

Those voting yea were: Allis, Benn, Carle, Coate, Coie, Collins, Craigie, Delanty, Dickson, Dilling, Dix, Durham, Eidemiller, Emery, Ferguson, Field, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Johnston (H.), King, Knoblock, Levy, Lewis, Lindsley, McCoy, McNicol, Megler, Merrill, Morgan, Palmer, Parcel, Peaslee, Pogue, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, White, Williams, Wilson (R. B.), Witter, York, Zenkner and Mr. Speaker—56.

Those absent or not voting were: Bassett, Brewer, Brown, Butler, Cameron, Child, Clark, Comstock, Cooney, Corliss, Crandall, Denton, Dunn, Easterday, Fitzgerald, Fletcher, Frostad, Hunter, Jeffries, Johnson (J. T.), Jones, Kees, Lingerman, Lyons, Maloney, Mackenzie, Moldstad, Morrill, Muse, Philbrick, Quinn, Raine, Reise, Thompson, Weir, Wells, Whitney and Wilson (J. B.)—38.

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

The speaker signed in open session Senate bill No. 4, Senate substitute bill No. 156 and Senate bills Nos. 83, 40, 109 and 55.

Senate bill No. 144, providing for a system of grammar school examinations.

The bill was read the second time by sections, and Senate bill No. 144 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 59, nays 0, absent or not voting 35.

Those voting yea were: Allis, Butler, Carle, Coate, Collins, Craigue, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Hopp, Howard, Howell, Jeffries, Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lindsley, Lingerman, McCoy, McNicol, Megler, Morgan, Palmer, Parcel, Peaslee, Pogue, Quinn, Raine, Ranck, Roberts, Stark, Stevenson, Thacker, Tibbetts, Veness, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—59.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Cameron, Child, Clark, Cole, Comstock, Cooney, Corliss, Crandall, Dilling, Fitzgerald, Fletcher, Frostad, Griffin, Hunter, Johnson (J. T.), Lewis, Lyons, Maloney, Mackenzie, Merrill, Moldstad, Morrill, Muse, Philbrick, Reise, Roth, Thompson, Weir, Wells, Whitney and Zenkner—35.

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

Mr. Lindsley moved that Senate bill No. 121 be taken up for consideration.

On roll call, the motion failed to pass by the following vote: Yeas 38, nays 26, absent or not voting 30.

Those voting yea were: Brewer, Butler, Carle, Collins, Corliss, Crandall, Delanty, Dilling, Dix, Dunn, Durham, Easterday, Field, Gleason, Gunderson, Hastings, Henry, Howard, Howell, Hunter, Jones, King, Lewis, Lindsley, Lingerman, Megler, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Roberts, Stark, Tibbetts, Williams, Witter and York—38.

Those voting nay were: Allis, Craigue, Dickson, Eidemiller, Emery, Ferguson, Gray, Griffin, Haynes, Hopp, Jeffries, John-

ston (H.), Knoblock, Levy, Maloney, McCoy, McNicol, Morgan, Palmer, Stevenson, Thacker, Veness, White, Wilson (J. B.), Wilson (R. B.) and Zenkner—26.

Those absent or not voting were: Bassett, Benn, Brown, Cameron, Child, Clark, Coate, Cole, Comstock, Cooney, Denton, Fitzgerald, Fletcher, Frostad, Johnson (J. T.), Kees, Lyons, Mackenzie, Merrill, Moldstad, Morrill, Muse, Quinn, Reise, Roth, Thompson, Weir, Wells, Whitney and Mr. Speaker—30.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, March 12, 1903.

The Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR: I have the honor to inform you that the Governor has this day approved the following:

House bill No. 4, entitled: An act to create a state board of accountancy and prescribe its duties and powers, etc.

House bill No. 295, entitled: An act providing for the settlement of taxes assessed against mining property for the years 1899, 1900, 1901, and 1902, and authorizing a compromise of disputes of suits relating thereto, and declaring an emergency.

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

SECOND READING OF BILLS.

Senate bill No. 102, for the relief of Victor E. Palmer.

The bill was read the second time by sections, and Senate bill No. 102 passed to third reading.

The bill was placed upon final passage, and failed to pass by the following vote: Yeas 46, nays 4, absent or not voting 44.

Those voting yea were: Allis, Butler, Carle, Coate, Collins, Corliss, Craigie, Delanty, Denton, Dickson, Dilling, Dix, Eidemiller, Ferguson, Field, Frostad, Gleason, Gray, Gunderson, Hastings, Haynes, Howard, Johnston (H.), Jones, Kees, Knoblock, Lewis, McCoy, McNicol, Megler, Morgan, Peaslee, Philbrick, Pogue, Ranck, Stark, Stevenson, Thacker, Tibbetts, Veness, White, Williams, Wilson (J. B.), York, Zenkner, and Mr. Speaker—46.

Those voting nay were: Griffin, Hopp, Levy, and Parcel—4.

Those absent or not voting were: Bassett, Benn, Brewer, Brown, Cameron, Child, Clark, Cole, Comstock, Cooney, Crandall, Dunn, Durham, Easterday, Emery, Fitzgerald, Fletcher, Henry, Howell, Hunter, Jeffries, Johnson (J. T.), King, Lindsley, Lingerman, Lyons, Maloney, Mackenzie, Merrill, Moldstad, Morrill, Muse, Palmer, Quinn, Raine, Reise, Roberts, Roth, Thompson, Weir, Wells, Whitney, Wilson (R. B.), and Witter—44.

Senate bill No. 188, providing for the giving of notice of applications for the appointment of guardians of minors, insane persons and persons mentally incompetent.

The bill was read the second time by sections, and Senate bill No. 188 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 55, nays 13, absent or not voting 26.

Those voting yea were: Allis, Benn, Carle, Coate, Cole, Collins, Corliss, Delanty, Denton, Dickson, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Field, Gleason, Gray, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Hunter, Jones, Kees, King, Knoblock, Levy, Lewis, Lingerman, Lyons, McCoy, McNicol, Megler, Muse, Palmer, Parcel, Roth, Stark, Stevenson, Thacker, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.), Wilson (R. B.), Witter, Zenkner, and Mr. Speaker—55.

Those voting nay were: Craigie, Dilling, Ferguson, Frostad, Griffin, Hopp, Johnston (H.), Lindsley, Maloney, Mackenzie, Peaslee, Quinn, and Roberts—13.

Those absent or not voting were: Bassett, Brewer, Brown, Butler, Cameron, Child, Clark, Comstock, Cooney, Crandall, Fitzgerald, Fletcher, Jeffries, Johnson (J. F.), Merrill, Moldstad, Morgan, Morrill, Philbrick, Pogue, Raine, Ranck, Reise, Thompson, Weir, Whitney, and York—26.

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

On motion of Mr. Lindsley, the emergency clause was ordered stricken from the bill.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 281, entitled "An act authorizing and empowering a board of state land commissioners to vacate plats conveying state granted, school, tide or shore lands."

Also, House bill No. 354, an act to amend section 3 of Pierce's code, section 876, being an act relating to sales of property.

Also, House bill No. 369, an act to amend section 97½ (Pierce's code, section 8693) to provide for the amount and collection of taxes.

Also, House bill No. 426, an act relating to causes of action and claims in favor or against miners.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has appointed the following conference committee on House bill No. 105: Senators Stewart, Smith and Stansell.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 305, entitled "An act amending sections 1347 and 1350 of Hill's code, relating to the commitment and working of persons for non-payment of fines."

Also, House bill No. 372, an act to amend section 5637, 5638 and 5641 of Ballinger's code, relating to procedure in appropriation of private property by corporations.

Also, House bill No. 140, an act amending section 943 of Ballinger's code, relating to assessments to local improvement.

Also, House bill No. 63, to provide for the protection of trout and other game fish and providing a punishment.

Also, House bill No. 294, an act providing for the improvement of Lake Chelan for navigation purposes.

Also, House bill No. 422, an act to provide for the direct amendment of city charters in respect to local affairs.

Also, House bill No. 33, providing for the amendment of section 69, relative to reclaiming, disposition, etc., of oyster lands.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SECOND READING OF BILLS.

Senate bill No. 59, providing the form and contents of acknowledgement of corporations.

The bill was read the second time by sections, and Senate bill No. 59 passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 69, nays 0, absent or not voting 25.

Those voting yea were: Allis, Benn, Brewer, Butler, Coate, Cole, Collins, Crandall, Delanty, Denton, Dilling, Dix, Dunn, Durham, Easterday, Eidemiller, Emery, Ferguson, Field, Frostad, Gleason, Gray, Griffin, Gunderson, Hastings, Haynes, Henry, Howard, Howell, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Palmer, Parcel, Peaslee, Pogue, Quinn, Ranck, Roberts, Roth, Stark, Stevenson, Thacker, Thompson, Tibbetts, Veness, Wells, White, Williams, Witter, Zenkner, and Mr. Speaker—69.

Those absent or not voting were: Bassett, Brown, Cameron, Carle, Child, Clark, Comstock, Cooney, Corliss, Craigue, Dickson, Fitzgerald, Fletcher, Hopp, Hunter, Jeffries, Mackenzie, Philbrick, Raine, Reise, Weir, Whitney, Wilson (J. B.), Wilson (R. B.), and York—25.

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

On motion of Mr. H. Johnston, Senate bill No. 187, amending section 943 of Ballinger's Codes and Statutes of Washington, was indefinitely postponed.

Senate bill No. 238, fixing the punishment for failure of certain officers to execute their duties.

Mr. Zenkner moved that the bill be indefinitely postponed.

On roll call the motion was lost by the following vote: Yeas 24, nays 40, absent or not voting 30.

Those voting yea were: Benn, Carle, Coate, Delanty, Ferguson, Gray, Griffin, Hastings, Johnson (J. T.), Kees, Knoblock, Levy, Lyons, Maloney, McNicol, Merrill, Morgan, Muse, Philbrick, Quinn, Stevenson, White, Whitney, and Zenkner—24.

Those voting nay were: Allis, Butler, Cole, Collins, Craigue,

Crandall, Dickson, Dilling, Dix, Dunn, Easterday, Eidemiller, Emery, Field, Frostad, Gleason, Gunderson, Haynes, Henry, Howard, Howell, Jones, King, Lewis, Lindsley, Lingerman, Megler, Parcel, Peaslee, Pogue, Ranck, Roberts, Roth, Stark, Thompson, Tibbetts, Veness, Williams, Wilson (R. B.), and Witter—40.

Those absent or not voting were: Bassett, Brewer, Brown, Cameron, Child, Clark, Comstock, Cooney, Corliss, Denton, Durham, Fitzgerald, Fletcher, Hopp, Hunter, Jeffries, Johnston (H.), McCoy, Mackenzie, Moldstad, Morrill, Palmer, Raine, Reise, Thacker, Weir, Wells, Wilson (J. B.), York and Mr. Speaker—30.

Mr. Emery moved a call of the House.

The roll was called.

On motion of Mr. Maloney, the call of the House was dispensed with.

Senate bill No. 238 was read the second time by sections and passed to third reading.

The bill was placed upon final passage, and passed by the following vote: Yeas 48, nays 23, absent or not voting 23.

Those voting yea were: Allis, Butler, Coate, Cole, Collins, Craigie, Crandall, Dickson, Dilling, Dix, Dunn, Durham, Eidemiller, Emery, Field, Frostad, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jones, King, Lewis, Lindsley, Lingerman, Mackenzie, Megler, Morgan, Muse, Palmer, Parcel, Peaslee, Pogue, Ranck, Roberts, Roth, Stark, Thacker, Thompson, Tibbetts, Veness, Williams, Wilson (R. B.) and Witter—48.

Those voting nay were: Benn, Carle, Delanty, Ferguson, Gray, Griffin, Hastings, Johnson (J. T.), Kees, Knoblock, Levy, Lyons, Maloney, McCoy, McNicol, Merrill, Philbrick, Quinn, Stevenson, White, Whitney, Zenkner and Mr. Speaker—23.

Those absent or not voting were: Bassett, Brewer, Brown, Cameron, Child, Clark, Comstock, Cooney, Corliss, Denton, Easterday, Fitzgerald, Fletcher, Hunter, Jeffries, Johnston (H.), Moldstad, Morrill, Raine, Reise, Weir, Wells, Wilson (J. B.), and York—23.

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

The speaker signed in open session House bills Nos. 286, 82,

360, 161, 309, 223, 71, 328, 302, 172, 91, 279, 251, 364, 284, 194, 122 and 34.

The House took a recess at noon till 3 p. m.

AFTERNOON SESSION.

The House was called to order by the speaker at 3 p. m.

Roll call showed all members present except Messrs Bassett and Brewer, excused.

The speaker recalled Senate bill No. 238 for reconsideration of the ballot on the vote by which the bill was declared passed.

Mr. Gleason moved a call of the House.

Roll call showed 78 members present and 16 absent, as follows:

Those present were: Allis, Benn, Brown, Butler, Cameron, Carle, Child, Coate, Cole, Collins, Comstock, Cooney, Craigue, Crandall, Delanty, Denton, Dickson, Dilling, Dix, Dunn, Eidemiller, Emery, Ferguson, Field, Fletcher, Frostad, Gleason, Gray, Griffin, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Hunter, Jeffries, Johnson (J. T.), Jones, Kees, Knoblock, Levy, Lewis, Lindsley, Lingerman, Lyons, Maloney, McCoy, McNicol, Megler, Merrill, Moldstad, Morgan, Morrill, Muse, Parcel, Peaslee, Philbrick, Pogue, Raine, Ranck, Reise, Roberts, Roth, Stevenson, Thacker, Thompson, Tibbetts, Veness, Weir, White, Whitney, Williams, Wilson (J. B.), Wilson (R. B.), Witter, York and Mr. Speaker—78.

Those absent were: Bassett, Brewer, Clark, Corliss, Durham, Easterday, Fitzgerald, Hastings, Johnston (H.), King, Mackenzie, Palmer, Quinn, Stark, Wells and Zenkner—16.

The sergeant-at-arms was instructed to bring in the absentees.

On motion of Mr. Griffin, the call of the House was dispensed with.

On roll call, Senate bill No. 238 failed to pass by the following vote: Yeas 44, nays 38, absent or not voting 12.

Those voting yea were: Allis, Butler, Coate, Cole, Collins, Craigue, Crandall, Dickson, Dilling, Dix, Eidemiller, Emery, Field, Frostad, Gleason, Gunderson, Haynes, Henry, Hopp, Howard, Howell, Jones, King, Lewis, Lindsley, Lingerman, Megler, Moldstad, Morgan, Parcel, Peaslee, Pogue, Raine, Ranck,

Roberts, Roth, Thacker, Thompson, Tibbetts, Veness, Williams, Wilson (R. B.), Witter and York—44.

Those voting nay were: Benn, Brown, Cameron, Carle, Child, Comstock, Cooney, Corliss, Delanty, Denton, Dunn, Easterday, Ferguson, Gray, Griffin, Jeffries, Johnson (J. T.), Kees, Knoblock, Levy, Lyons, Maloney, McCoy, McNicol, Merrill, Morrill, Muse, Philbrick, Quinn, Reise, Stark, Stevenson, Weir, White, Whitney, Wilson (J. B.), Zenkner and Mr. Speaker—38.

Those absent or not voting were: Bassett, Brewer, Clark, Durham, Fitzgerald, Fletcher, Hastings, Hunter, Johnston (H.), Mackenzie, Palmer and Wells—12.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has requested the House to transmit original House bill No. 429 to the Senate.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House memorial No. 11, relative to a light-house at Point Granville.

Also, House bill No. 188, an act to enable cities of the first class to exercise the right of eminent domain for the taking of lands for public purposes, with the following amendments:

Strike section 1 and number section 2 section 1, and the following sections accordingly.

Make section 2 read "section 1."

Make section 3 read "section 2."

Make section 4 read "section 3."

Also, House bill No. 168, entitled "An act to prevent the introduction of diseased horses, cattle and swine into the state."

Also, House bill No. 353, relating to the expense of indigent youth.

Also, House bill No. 174, an act to establish and maintain a fish hatchery on Dakota creek.

Also, House bill No. 424, an act empowering boards of county commissioners to accept the right-of-way for construction of highways.

Also, House bill No. 344, an act making it unlawful to destroy any line erected for the transmission of electric currents.

Also, House bill No. 42, entitled "An act amending section 3 of an act entitled 'An act,' etc., approved March 16, 1901, relating to jury commissioners."

Also, House bill No. 317, an act amending an act entitled "An act to define the duties and provide assistance for the Secretary of State."

Also, House bill No. 170, an act prohibiting the sale of intoxicating liquors within the limits of normal schools.

Also, House bill No. 178, amending an act establishing a geological survey, etc.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

By unanimous consent, the House transmitted original House bill No. 429 to the Senate.

RESOLUTIONS.

By Mr. Roth:

Resolved, That the speaker, chief clerk, speaker's clerk, assistant chief clerk and the sergeant-at-arms be and are hereby allowed their regular per diem for a period not exceeding ten days each after the close of the session for the necessary work to be performed in clearing up the books and records of the session.

The resolution was adopted.

By Mr. Roth:

Resolved, That the docket clerk and Messrs. R. D. Campbell and C. R. Case, clerks of the House, be each allowed five days in which to finish the journal and docket of this session.

The resolution was adopted.

By Mr. Palmer:

Resolved, That Mr. Carusi, docket clerk, be allowed \$60 as extra compensation for services.

The resolution was adopted.

On motion of Mr. Jeffries, the House concurred in Senate amendments to House bill No. 188.

Mr. Megler was called to the chair.

REPORTS OF CONFERENCE COMMITTEE.

To the Senate and House of Representatives:

We, the undersigned, your conference committee appointed to consider Senate bill No. 155, beg leave to report that we have had same under consideration, and hereby recommend that the House recede from its amendments.

E. M. Rand (Chairman), Ed. S. Hamilton, O. E. Hailey, O. H. Cornwell, W. W. Tolman; Senate Committee.

J. G. Megler, J. A. Veness, N. J. Craigie, Jerry Cooney, J. M. Stevenson; House Committee.

Received and adopted.

MR. SPEAKER:

We, your Committee on Conference, to whom was referred House bill No. 105, respectfully report that we have been unable to agree and request that we be given the powers of a Free Conference Committee.

C. L. Mackenzie, William H. Lewis, William Coate, C. L. Stewart, S. T. Smith, M. E. Stansel.

The report was adopted and the committee given the powers of a Free Conference Committee.

OLYMPIA, Wash., March 12, 1903.

MR. PRESIDENT AND MR. SPEAKER:

Your Joint Conference Committee, appointed to consider the Senate amendments to House bill No. 408, respectfully report that we have met in joint conference and considered the matter referred to us, and recommend that the House concur in the Senate amendments.

Stanley Hallett, S. M. LeCroñe, J. R. Welty; Senate Committee.

Chas. S. Gleason, Chas. D. King, N. B. McNicol; House Committee.

The report was adopted and the House concurred in Senate amendments.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 98, entitled "An act authorizing the making of unknown heirs of deceased persons, and unknown persons, parties defendant in actions pertaining to real estate."

Also Senate bill No. 99, An act in relation to garnishments.

The Senate has passed House omnibus appropriation bill No. 454. with the following amendments:

Add line 195½ to printed bill, to read "For establishment and maintenance of trout hatchery in Lake Chelan, three thousand dollars (\$3000)."

Insert line 251 in the printed bill, as follows: "251. W. A. Ritchie, for architect's commission, \$634.34."

Change the total in line 252 to read, "\$13,404.80."

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has adopted the report of the Conference Committee on House bill No. 105, and the committee has been given the powers of a Free Conference Committee.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

Original House bill No. 429 is herewith returned, the same having failed of passage in the Senate.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House bill No. 71, entitled "An act to amend sections 1, 4, 6, 25, 31 and 39 of an act relating to building and loan and saving associations."

Also House bill No. 223, for protecting shade trees.

Also House bill No. 309, relating to husbands who connive at the prostitution of their wives.

Also House bill No. 161, relating to the election of school directors.

Also House bill No. 360, for the relief of O. A. Bowen.

Also House bill No. 82, to protect from fire, forests and other property.

Also House bill No. 286, to amend section 1 of an act providing for the organization and incorporation of municipal corporations.

Also House bill No. 34, entitled "An act authorizing the taking of private property for the use of public school districts."

Also House bill No. 122, to provide for the extermination of coyotes and wolves.

Also House bill No. 194, relating to revenue and taxation.

Also House bill No. 284, to provide for the acceptance and receipt of the different insane asylums.

Also House bill No. 364, An act for the relief of various persons.

Also House bill No. 251, to provide for the enrollment of the militia.

Also House bill No. 279, amending section 7038 of Ballinger's Code, defining murder in the second degree.

Also House bill No. 91, for the relief of H. H. Percival.

Also House bill No. 172, making a deficiency appropriation for state deputy fish commissioners.

Also House bill No. 302, to amend section 3921 of Pierce's Code, providing for annexing certain county territory.

Also House bill No. 328, authorizing towns of the fourth class to select an official newspaper.

Also Senate bill No. 86, relating to electric railroads and their construction.

Also Senate bill No. 226, for the completion of the chemistry building of the Agricultural College.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The House refused to concur in Senate amendments to House bill No. 454.

On motion of Mr. Maloney, the Senate was asked to recede from its amendments to House bill No. 454, the omnibus appropriation bill.

The speaker signed in open session Senate bills Nos. 98, 99, 226 and 86.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has refused to recede from its amendments to House bill No. 454, and the president has appointed Senators Hamilton, Garber and Hammer as a Conference Committee.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Fletcher, a Conference Committee, consisting of Messrs. Dickson, Lewis and Philbrick, was appointed to consider the Senate amendments to House bill No. 454.

The speaker signed in open session House substitute bill No. 145.

On motion of Mr. Wells, the Conference Committee on House bill No. 454 was given the powers of a Free Conference Committee.

REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled copies of House substitute bill No. 191, House Bills Nos. 159, 53, 205, 338, 51, 238, 431, 99, House substitute bill No. 225, and House bills Nos. 41, 196, 300, 421, 284, 34, 364, 122, 286, 328, 194, 145, 279, 271, 223, 71, 161, 82, 309, 360, 91, 172, 302 and 251, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, C. L. Mackenzie.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has refused to concur in house amendments to Senate bill No. 18, and the house is requested to recede from the same, and the bill is herewith returned.

The Senate has passed House bill No. 150, entitled "An act for the relief of Dora L. Tibbits."

Also House substitute bill No. 30, providing for survey of state highways.

Also House substitute bill No. 453, An act making a deficiency appropriation for the department of public printing, with the following amendments:

That line 4 of engrossed copy read as follows: "State Printing Company, \$11,979.80."

Line 8 to read as follows: "Pioneer Binding & Printing Company, \$3525.69."

Line 9 to read as follows: "Metropolitan Press, \$8060.72."

The total will read, "\$28,420.93."

Also House bill No. 327, providing for the improvement around the monuments erected to the dead soldiers.

Also House bill No. 313, providing for the framing of the several legislative groups.

Also House bill No. 450, for the relief of E. H. Hoover & Co.

Also House bill No. 138, providing for the payment of a bounty for killing seal and sea lions.

Also House bill No. 192, to provide for the branch of the Soldiers' Home.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

Mr. Fletcher moved that the House do concur in Senate amendments to House bill No. 453.

The motion prevailed.

Mr. Gleason moved that the House do not recede from its first amendment to Senate bill No. 18.

The motion prevailed.

Mr. Gleason moved that the House do not recede from its second amendment.

The motion prevailed.

Mr. Gleason moved that the House do not recede from its third amendment to the bill.

The motion prevailed.

A Free Conference Committee on Senate bill No. 18 was appointed, consisting of Messrs. Gleason, York and Wells.

RESOLUTION.

By Mr. J. B. Wilson:

Resolved, That L. O. Meigs, assistant reading clerk, be allowed the same pay as reading clerk from the beginning of the session, and that the State Auditor be instructed to draw a warrant for the sum of \$44 in his behalf as extra compensation.

The resolution was adopted.

REPORT OF FREE CONFERENCE COMMITTEE.

TO THE PRESIDENT OF THE SENATE AND THE MEMBERS THEREOF AND THE SPEAKER OF THE HOUSE AND THE MEMBERS THEREOF:

We, your Free Conference Committee, to whom was referred House bill No. 454, the omnibus appropriation bill, beg leave to make the following report:

We recommend concurrence in Senate amendment inserting line No. 195½ of printed bill; that the following be inserted at the end of line No. 195½: "195¾. For Lake Crescent Trout Hatchery, \$3000."

That line No. 251, being claim of "W. A. Ritchie, architect's commission, \$634.34," be stricken out.

Ed. S. Hamilton, E. Hammer, Committee of Senate.

G. E. Dickson, Ralph L. Philbrick, William H. Lewis, Committee of House.

The report was adopted.

MESSAGE FROM THE GOVERNOR.

STATE OF WASHINGTON, EXECUTIVE DEPARTMENT,
OLYMPIA, Wash., March 12, 1903.

To the Honorable, the Speaker of the House of Representatives, Olympia, Washington:

SIR—I have the honor to inform you that the Governor has approved the following:

House bill No. 119, entitled "An act compelling the attendance of children at schools where tuition, lodging, food and clothing are furnished at the expense of the United States or the State of Washington."

House bill No. 93, entitled "An act to enable school boards in cities having a population of 50,000 or more inhabitants to establish and maintain parental or truant schools, and amending section 92 of the Code of Public Instruction."

House bill No. 157, entitled "An act to amend section 11 of an act entitled 'An act to provide for the selection, survey, management, re-

clamation, lease and disposition of the state's granted school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States, creating a Board of Appraisers,' etc., approved March 16, 1897."

House bill No. 75, entitled "An act amending section 21 of Chapter LXXI of the Laws of 1897, relating to revenue and taxation, and declaring an emergency."

House bill No. 113, entitled "An act appropriating money for the payment of certain judgments against the State of Washington."

House bill No. 19, entitled "An act prescribing a limit upon the assessment of abutting property for local improvements in cities of the first class and providing a method of computation for improvement districts, and declaring an emergency."

House bill No. 95, entitled "An act to amend section 221 of an act entitled 'An act to regulate the practice and proceedings in civil actions,' approved December 1, 1881."

Respectfully yours,

J. HOWARD WATSON, Secretary to the Governor.

At 6 p. m., on motion of Mr. Roth, the House took a recess till 7:30 p. m.

EVENING SESSION.

The House was called to order by the speaker at 7:30 p. m.

Roll call showed all members present except Messrs. Bassett and Hastings.

Mr. Bassett was excused.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has passed House bill No. 244, entitled "An act relating to the National Guard of Washington," with the following amendments:

Section 19, last line, strike the word "and" after "commander-in-chief" and insert in lieu thereof the word "or."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed in open session House bills Nos. 299, 305, 178, 424, 63, 174, 426, 397, 180, 396, 353, 42, substitute 271, 382, 168, 188, House substitute bill No. 88, House bills Nos. 369, 43, 354, 294, 170, 422, 359, 140, 33, 395, House supplemental bill to Senate bill No. 86, House bills Nos. 368 and 317.

On motion of Mr. Easterday, the House concurred in Senate amendments to House bill No. 244.

RESOLUTION.

By Mr. Megler:

Resolved, That as clerk of three of the most important committees of the House—Fisheries, Banks and Banking, and Insurance—J. W. Redington had his typewriting machine here from the first to the last of the session, and did all his work well on such machine, that he be allowed and paid the sum of 50 cents per day for 19 days, from January 13, the second day of the session, until January 31, inclusive, during which time he was paid only \$3.50 per day, and that he therefore be allowed the sum of \$9 extra compensation for services rendered.

The resolution was adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House substitute bill No. 145, entitled "An act providing for an election on the liquor question."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has appointed Senators Tucker, Tolman and Hamilton as a Conference Committee on Senate bill No. 18.

J. W. LYSONS, Secretary of the Senate.

Mr. Megler was called to the chair.

REPORT OF FREE CONFERENCE COMMITTEE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

We, your Joint Conference Committee, appointed as a Free Conference Committee to adjust the differences between the Senate and the House regarding the House amendments to Senate bill No. 18, beg leave to report that we have agreed that the Senate shall concur in said amendment and that the bill be further amended by inserting the word "district" after the word "residence," and we hereby ask the Senate to concur in said amendments.

Ed. S. Hamilton, O. H. Tucker, Warren W. Tolman, Chas. S. Gleason,
S. A. Wells, E. R. York.

REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bills Nos. 188, 168, 382, 395, 140, House substitute bill No. 359, House bills Nos. 33, 422, 170, 294, 354, 43, 426, 369, House substitute bill No. 88, House bill No. 368, House supplemental bill to Senate bill No. 86, and House bills Nos. 42, 353, 396, 180, 397, 317, 174, 63, 424, 178, 305 and 299, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: G. E. Dickson, R. W. Jones, C. L. Mackenzie.

REPORT OF FREE CONFERENCE COMMITTEE.

MR. SPEAKER:

We, your Free Conference Committee, to whom was referred House bill No. 105, have had the same under consideration, and we respectfully report the same back to the House with the recommendation that the House concur in Senate amendments.

C. L. STEWART, Chairman.

We concur in this report: C. L. Mackenzie, William H. Lewis, Wm. Coate, S. T. Smith, M. E. Stansell.

The House refused to concur in Senate amendments to House bill No. 105.

The Conference Committee was discharged, and a new Free Conference Committee, consisting of Messrs. Allis, Gleason, Philbrick and Cooney, was appointed.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 85, entitled "An act for the relief of the Puget Sound Sawmill & Shingle Company, for money paid on tide land contract."

Also Senate bill No. 90, An act to promote fruit growing.

Also Senate bill No. 172, providing for the government of river improvement districts.

Also Senate bill No. 247, relating to public printing.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has refused to adopt the report of the Free Conference Committee on House substitute bill No. 89.

J. W. LYSONS, Secretary of the Senate.

On motion of Mr. Roth, the report of Conference Committee on House substitute bill No. 89 was withdrawn.

RESOLUTION.

By Mr. Brewer:

Be It Resolved, by the House of Representatives, That C. R. Case be allowed for three days' extra time as enrolling clerk, and be allowed three days' regular pay therefor; that J. D. Hannegan be allowed three days' extra time as enrolling clerk and that he be allowed three days' regular pay therefor; that L. O. Meigs be allowed for one day's extra time as enrolling clerk, and that he be allowed regular pay therefor.

The resolution was adopted.

The speaker signed in open session Senate bills Nos. 90, 247, 85 and 172.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House bill No. 33, entitled "An act relating to state lands," etc.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed in open session Senate bill No. 155.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has appointed as a Conference Committee on House bill No. 105 Senators Stewart, Smith, Ruth and Stansell.

The Senate has adopted the report of the Free Conference Committee on Senate bill No. 18.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 155, entitled "An act making an appropriation for the Lewis and Clarke Fair."

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House substitute bill No. 359, entitled "An act relating to the establishing of hunters' licenses."

Also House bill No. 317, relating to the Secretary of State's office.

Also House bill No. 368, relating to appropriation of land for corporate purposes.

Also House supplemental bill to Senate bill No. 86, relating to electric companies.

Also House bill No. 395, relating to Code of Public Instruction.

Also House bill No. 140, relating to assessment for local improvements.

Also House bill No. 422, relating to amendments of city charters.

Also House bill No. 170, relating to sale of intoxicating liquors.

Also House bill No. 294, providing for the improvement of Lake Chelan.

Also House bill No. 354, relating to sales of property under execution.

Also House bill No. 43, relating to taxation of mining claims.

Also House bill No. 369, relating to revenue and taxation.

Also House bill No. 88, relating to propagation and protection of food fish.

Also House bill No. 188, relating to the exercise by cities of the right of eminent domain.

Also House bill No. 168, relating to importation of diseased stock.

Also House bill No. 382, relating to the manner of payment of certain state warrants.

Also House substitute bill No. 271, relating to state oyster lands.

Also House bill No. 42, relating to selection of jurors in Superior Court.

Also House bill No. 353, relating to the Code of Public Instruction.

Also House bill No. 396, relating to the Code of Public Instruction.

Also House bill No. 180, compelling railroads to fence right of way.

Also House bill No. 397, relating to revenue and taxation.

Also House bill No. 426, relating to claims of minors.

Also House bill No. 174, relating to establishment of fish hatcheries.

Also House bill No. 63, relating to protection of game animals.

Also House bill No. 178, relating to the state geological survey.

Also House bill No. 305, relating to the commitment of persons.

Also House bill No. 299, relating to setting aside of certain school lands.

Also House bill No. 424, relating to the acceptance by county commissioners of right of way for highways.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, WASH., March 11, 1903.

MR. PRESIDENT AND MR. SPEAKER:

We, your committee, appointed for free conference on House substitute bill No. 89, entitled "An act creating the offices of commissioner and assistant commissioner of taxation, prescribing their duties and making an appropriation therefor," respectfully report back that we have agreed to the amendments submitted herewith to said bill, and ask that the Senate recede from its amendment, and that the amendments of your Free Conference Committee be adopted.

Strike out all of the title after the words "An act" in the engrossed and printed bills, and substitute therefor the following: "Creating a State Tax Commission, prescribing its duties and making an appropriation therefor."

Strike out all of section 1 of the printed and engrossed bills after the word and figure "section 1," and substitute therefor the following: "For the purposes of this act the State Board of Equalization is hereby constituted a State Tax Commission, and authorized and required to investigate and report on the best method of taxing all property in the State of Washington, as hereinafter provided, and for the purpose of assisting it to thoroughly investigate the same the said commission is hereby empowered to employ not more than three competent persons, who are learned in the laws and constitution pertaining to taxation, and who are familiar with statistics and the practical operation of the revenue laws of the state, and familiar with the values of corporate stock, bonds and debentures, franchises, privileges and grants, properties tangible and intangible. The salary of said persons so employed shall not exceed \$10 per day each, for each day's actual services, together with payment of his actual and necessary expenses while engaged in the work of said commission; *provided*, that no person so employed by said commission shall receive pay for more time than he actually spends in attending the meetings of said commission, unless it be for time spent in said work under the express order and authority of said commission. Said commission shall also have authority to employ a

stenographer, at a salary not to exceed the rate of \$100 per month for the time actually engaged in the work of said commission."

After the word "The" in the 1st line of the printed bill and the 1st line of the engrossed bill, section 2, strike out the following words, "commissioner and his assistant and any clerk appointed by him," and substitute in lieu thereof the following, "commission and such assistants and clerks appointed by it shall."

Strike out the word "his" after the word "after" in the 2d line of the printed bill and the 2d line of the engrossed bill, section 2, and substitute in lieu thereof the word "their."

Strike out the word "his" after the word "of" in the 3d line of the printed bill and the 3d line of the engrossed bill, section 2, and substitute therefor the word "their."

Strike out the word "shall" after the word "duties" in the 3d line of the engrossed bill and the 3d line of the printed bill, section 2.

Strike out the word "his" after the word "of" in the 4th line of the engrossed bill, and being the 1st word in the 4th line of the printed bill, section 2, and substitute in lieu thereof the word "their."

Strike out the word "commissioner" in the 1st line of the printed bill and the 1st line of the engrossed bill, section 3, and substitute therefor the word "commission."

Strike out the word "his" after the word "be" in the 1st line of the printed bill and the 2d line of the engrossed bill, section 3, and substitute therefor the word "its."

In the 17th line of the printed bill and the 23d line of the engrossed bill, section 3, subdivision third, strike out the following words, "commissioner and his assistant," and substitute therefor the words "commission and its assistants."

In the 21st line of the printed bill and the 28th line of the engrossed bill, section 3, subdivision fourth, strike out the word "commissioner" and substitute therefor the word "commission."

In the 23d line of the printed bill and the 31st line of the engrossed bill, section 3, subdivision fourth, strike out the word "commissioner," and substitute therefor the word "commission."

In the 26th line of the printed bill and the 35th line of the engrossed bill, section 3, subdivision fifth, strike out the word "commissioner," and substitute therefor the word "commission."

In the 32d line of the printed bill and the 42d line of the engrossed bill, section 3, subdivision seventh, strike out the following words, "commissioner and his assistant," and substitute in lieu thereof the words "commission and its assistants."

In the 37th line of the printed bill and the 48th and 49th lines of the engrossed bill, section 3, subdivision seventh, strike out the word "commissioner" and substitute therefor the word "commission."

In the 48th line of the printed bill and the 64th line of the engrossed

bill, section 3, subdivision tenth, strike out the word "his" and substitute therefor the word "its."

In the 55th line of the printed bill and the 75th line of the engrossed bill, section 3, subdivision eleventh, strike out the word "commissioner" and substitute therefor the word "commission."

In the 58th line of the printed bill and the 77th and 78th lines of the engrossed bill, section 3, subdivision twelfth, strike out the word "commissioner" and substitute therefor the word "commission."

In the 64th line of the printed bill and the 84th and 85th lines of the engrossed bill, section 3, subdivision thirteenth, strike out the word "commissioner" and substitute therefor the word "commission."

In the 66th line of the printed bill and the 87th line of the engrossed bill, section 3, subdivision fourteenth, strike out the word "commissioner" and substitute therefor the word "commission."

In the 67th line of the printed bill and the 88th line of the engrossed bill, section 3, subdivision fourteenth, strike out the word "him" and substitute therefor the word "it."

In the 69th line of the printed bill and the 91st line of the engrossed bill, section 3, subdivision fifteenth, strike out the following words, "commissioner shall avail himself," and substitute in lieu thereof the following, "commission shall avail itself."

In the 74th line of the printed bill and the 98th line of the engrossed bill, section 3, subdivision sixteenth, strike out the word "He" in the 1st line of said subdivision, and substitute in lieu thereof the following, "The said commission."

In the 78th and 79th lines of the printed bill and the 104th line of the engrossed bill, section 3, subdivision sixteenth, strike out the word "commissioner" and substitute therefor the word "commission."

In the 1st line of the printed bill and the 1st line of the engrossed bill, section 4, strike out the words "commissioner of taxation" and substitute therefor the words "tax commission."

In the 3d and 4th lines of the printed bill and the 3d, 4th and 5th lines of the engrossed bill, section 4, strike out the following words and mark of punctuation, "and shall have the power to personally value the different kinds of property previously assessed by the county assessor."

In the 5th line of the printed bill and the 7th line of the engrossed bill, section 4, after the word "equalization," strike out the words "said officer" and substitute in lieu thereof the words "said commission."

In the 7th line of the printed bill and the 9th line of the engrossed bill, section 4, after the word "such," strike out the word "officer" and substitute therefor the word "commission."

In the 8th line of the printed bill and the 11th line of the engrossed bill, section 4, after the word "law," strike out the word "he" and substitute therefor the word "it."

In the 10th line of the printed bill and the 13th line of the engrossed

bill, section 4, after the word "said," strike out the word "commissioner" and substitute therefor the word "commission."

Strike out section 5, section 6 and section 7 of the engrossed and the printed bill.

Designate section 8 of the printed and the engrossed bill as section 5.

Designate section 9 of the engrossed and the printed bill as section 6.

G. B. GUNDERSON,

Chairman House and Senate Free Conference Committee.

We concur in this report: Ed. S. Hamilton A. S. Ruth, O. E. Hailey, T. B. Sumner, J. H. Easterday. C. I. Roth, R. W. Jones,, Geo. W. Hopp.

On motion of Mr. Roth, the report was adopted.

RESOLUTIONS.

By Mr. Gunderson:

Resolved, That the thanks of this House are hereby tendered to our House Fisheries Committee, whose chairman, Hon. C. I. Roth, and the other 13 members of the committee, have listened patiently to all the plans set forth by many different parties to improve our great oyster and fishing industry, and out of the mass of testimony furnished them planned wise measures that will undoubtedly accomplish great results for the public good.

The resolution was adopted.

By Mr. Hopp, chairman of Engrossing Committee:

Resolved, That W. E. Ostrander be allowed five days' extra pay for night work during this session on engrossing bills, he having been appointed special stenographer to the House and having performed the service of engrossing clerk in addition thereto.

The resolution was adopted.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has adopted the report of the Free Conference Committee on House substitute bill No. 89.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed Senate bill No. 180, entitled "An act providing for the organization of mutual fire insurance companies."

Also Senate bill No. 169, for the relief of E. G. Bickerston.

Also Senate bill No. 59, providing the form and contents of acknowledgements.

Also Senate bill No. 184, appropriating money for the finishing and furnishing of the capitol building.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The Senate has adopted the report of the Free Conference Committee on House bill No. 454.

J. W. LYSONS, Secretary of the Senate. /

REPORT OF CONFERENCE COMMITTEE.

OLYMPIA, Wash., March 12, 1903.

MR. PRESIDENT AND MR. SPEAKER:

We, a majority of your Free Conference Committee on House bill No. 105 report that we have adjusted the differences between the Senate and House and recommend that the House concur in the Senate amendments to the bill.

C. L. Stewart, M. E. Stansell, S. T. Smith, A. S. Ruth, L. G. Allis, R. L. Philbrick, C. S. Gleason.

On roll call the report was adopted by the following vote: Yeas 45, nays 28, absent or not voting 21.

Mr. Comstock and Mr. Field changed their votes from nay to yea.

Those voting yea were: Allis, Benn, Brewer, Coate, Cole, Collins, Comstock, Craigue, Crandall, Delanty, Dilling, Eidemiller, Emery, Ferguson, Field, Fletcher, Gleason, Gunderson, Hastings, Hopp, Johnson (J. T.), Johnston (H.), Jones, Kees, King, Lewis, Lindsley, Lingerman, McCoy, McNicol, Megler, Moldstad, Morgan, Morrill, Palmer, Philbrick, Roth, Stevenson, Tibbetts, Veness, Wells, White, Williams, Wilson (J. B.) and Mr. Speaker—45.

Those voting nay were: Cameron, Cooney, Denton, Dix, Durham, Easterday, Gray, Griffin, Haynes, Henry, Howard, Howell, Jeffries, Levy, Maloney, Mackenzie, Merrill, Muse, Parcel, Peaslee, Pogue, Raine, Ranck, Roberts, Stark, Witter, York and Zenkner—28.

Those absent or not voting were: Bassett, Brown, Butler, Carle, Child, Clark, Corliss, Dickson, Dunn, Fitzgerald, Frostad, Hunter, Knoblock, Lyons, Quinn, Reise, Thacker, Thompson, Weir, Whitney and Wilson (R. B.)—21.

The speaker signed in open session Senate bills Nos. 184, 169, 59 and 180.

On motion of Mr. Roth, the extra time of the journal clerks, Messrs. Case and Campbell, and of the docket clerk, Mr. Carusi, was extended to eight days.

REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House memorial No. 11 and House bills Nos. 344, 380, 65, 281, 313, 150, 321, 453, 192 and 408, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: R. W. Jones, W. H. Fletcher, C. L. Mackenzie.

The speaker signed in open session House bills Nos. 380, 281, House memorial No. 11, House bills Nos. 344, 150, 327, 313, 192, House substitute bill No. 453 and House bills Nos. 408 and 65.

REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

Your Committee on Enrolled bills, to whom was referred enrolled House bills Nos. 58, 138, 89, 450, 372 and 30, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

We concur in this report: W. H. Fletcher, R. W. Jones, G. E. Dickson.

The speaker signed in open session House bills Nos. 138, 58, 450, 372, House substitute bills Nos. 30 and 89.

MESSAGE FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House bill No. 281, entitled "An act em-

powering the Board of State Land Commissioners to vacate state lands."

Also House bill No. 344, making it unlawful to destroy electrical power.

Also House bill No. 380, granting a bounty for the production of sugar.

Also House memorial No. 11, relating to a lighthouse.

Also House bill No. 150, for the relief of Dora L. Tibbits.

Also House bill No. 327, providing for the purchase of ground around the soldiers' monument.

Also House bill No. 313, providing for the framing of the several legislature groups.

Also House bill No. 192, providing for a branch of the Soldiers' Home.

Also House substitute bill No. 453, making an appropriation for public printing.

Also House bill No. 65, An act governing public schools.

Also House bill No. 408, for furnishing the state capitol.

Also Senate bill No. 73, relating to the public schools.

Also Senate bill No. 211, for the protection of hotels.

Also Senate bill No. 188, giving notice for the appointment of guardians.

Also Senate bill No. 120, exempting schools from taxation.

Also Senate bill No. 144, providing for grammar school examinations.

Also Senate bill No. 214, authorizing cities of the first class to redistrict into wards.

Also Senate bill No. 136, for the acceptance of certain lands from the United States.

Also Senate bill No. 111, for the regulation of bakeshops.

Also Senate substitute bill No. 18, An act to regulate the employment of child labor.

Also House bill No. 138, providing for the payment of a bounty for killing seals.

Also House bill No. 58, in relation to fees of county officers.

Also House bill No. 450, appropriating money for the relief of E. H. Hoover & Co.

Also House bill No. 372, relating to the procedure of private property.

Also House substitute bill No. 30, providing for the survey of state highways.

Also House substitute bill No. 89, creating a state tax commissioner. And the same are herewith transmitted.

The Senate has passed Senate concurrent resolution No. 15, relating to the appointment of a joint committee to wait upon the Governor.

And the same is herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

The speaker signed in open session Senate bills Nos. 73, 211, 188, 120, 144, 214, 136, 111 and Senate substitute bill No. 18.

RESOLUTION.

By Mr. Craigue :

Resolved, That C. W. Gorham be allowed three days' extra pay for his assistance to the desk in addition to his regular committee work.

The resolution was adopted.

SENATE JOINT RESOLUTION NO. 15.

Resolved, That a committee of two be appointed by the president of the Senate and three by the speaker of the House to wait upon the Governor and notify him that the Legislature is ready to adjourn and ask him if he has any communication to present.

The resolution was adopted, and the speaker appointed Messrs. Lewis, Easterday and Field as members of the committee.

On motion of Mr. Gleason, all House bills not acted on were indefinitely postponed.

REPORT OF COMMITTEE ON ENROLLED BILLS.

HOUSE OF REPRESENTATIVES,

OLYMPIA, Wash., March 12, 1903. .

MR. SPEAKER:

Your Committee on Enrolled Bills, to whom was referred enrolled House bills Nos. 244, 105 and 454, have compared same with the engrossed bills and find them correctly enrolled.

Respectfully submitted,

L. H. BREWER, Chairman.

I concur in this report: G. E. Dickson.

On motion of Mr. Gleason, the chief clerk was ordered to deliver all copies of printed bills that have been acted on to the Secretary of State.

The speaker signed in open session House bills Nos. 105, 454 and 244.

MESSAGES FROM THE SENATE.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has appointed Senators Hamilton and Rasher as a

committee to wait on the Governor, in accordance with Senate concurrent resolution No. 15.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has signed House bill No. 244, entitled "An act relating to the construction of armories."

Also House bill No. 454, the omnibus appropriation bill.

Also House amended bill No. 105, providing for the levy of taxes on roads and bridges.

And the same are herewith transmitted.

J. W. LYSONS, Secretary of the Senate.

SENATE CHAMBER,

OLYMPIA, Wash., March 12, 1903.

MR. SPEAKER:

The president has appointed the following committee on behalf of the Senate to meet the President of the United States: Senators Baker, Crow, Hamilton and Earles.

J. W. LYSONS, Secretary of the Senate.

The speaker appointed Messrs. Megler, Allis, Easterday, Carle, Griffin and Child as members of the Committee to meet the President of the United States.

The special committee appointed to wait on the Governor reported that the Governor had no further communications to make to the House.

Mr. Gleason moved that a committee of three be appointed to notify the Senate that the House was ready to adjourn.

The motion was adopted, and the speaker appointed Messrs. Gleason, Gray and Gunderson as members of the committee.

The committee reported that the Senate had no further business and was ready to adjourn.

On motion of Mr. Gleason, the complete reading of the minutes of this day was dispensed with, and the same were approved as if read.

The House adjourned sine die at 11:55 p. m.

STOREY BUCK,

Chief Clerk.

W. H. HARE,

Speaker.

LIST OF MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON FOR THE YEAR 1903, WITH POLITICS, OCCUPATION, COUNTIES REPRESENTED AND POSTOFFICE ADDRESS OF EACH.

W. H. HARE, North Yakima, Speaker of the House of Representatives.

Names.	District.	County.	Residence.	Age.	Birthplace.	Occupation.	Politics.	Previous Legislative Services.	
								Senate.	House.
Allis, L. G.]	27.	Lewis	Chehalis	38.	New York	Druggist	Rep.		
Bassett, G. W.	15.	Adams	Washútna	57.	Iowa	Merchant	Rep.		
Benn, E. B.	29.	Chehalis	Aberdeen	29.	Washington	Real Estate	Rep.		
Brewer, L. H.	29.	Chehalis	Montesano	34.	Washington	Lawyer	Rep.		
Brown, Wesley W.	40.	King	Black Diamond	40.	Wisconsin	Engineer	Rep.		
Butler, E. E.	51.	Skagit	Anacortes	36.	Washington	Physician	Rep.		
Cameron, J. J.	16.	Lincoln	Harrington	34.	Illinois	Farmer	Dem.		1901
Carle, W. A.	41.	King	Georgetown	40.	New Jersey	Merchant	Rep.		
Child, Dana	6.	Spokane	Spokane	40.	Massachusetts	Merchant	Dem.		
Clark, W. H.	40.	King	Burton	48.	Illinois	Farmer	Rep.		1899
Coate, Wm.	21.	Klickitat	Trout Lake	42.	Ohio	Farmer	Rep.		
Cole, Irving T.	44.	King	Seattle	38.	New York	Lawyer	Rep.		
Collins, E. S.	24.	Cowlitz	Ostrander	37.	New York	Lumberman	Rep.		
Comstock, Fred W.	43.	King	Seattle	36.	Washington	Clerk	Rep.		1901
Cooney, Jerry	1.	Stevens	Springdale	35.	Iowa	Merchant	Dem.		
Corliss, John H.	35.	Pierce	Sumner	36.	Minnesota	Physician	Rep.		1901
Craigie, N. J.	48.	Snohomish	Everett	38.	Nevada	Sign Writer	Rep.		
Crandall, Seamore A.	38.	Pierce	Tacoma	47.	Wisconsin	Lawyer	Rep.		
Delanty, Wm.	33.	Jefferson	Pt. Townsend	66.	Maine	Mill Man	Rep.		
Denton, Edward M.*	13.	Walla Walla	Waitsburg	55.	New York	Grain Buyer	Rep.		
Dickson, G. E.	19.	Kittitas	Ellensburg	41.	Canada	Investments	Rep.		
Dilling, Geo. W.	45.	King	Seattle	34.	Illinois	Real Estate	Rep.		
Dix, J. A.*	8.	Whitman	Garfield	59.	Ohio	Physician	Rep.		
Dunn, Robert*	20.	Yakima	Parker	65.	Scotland	Farmer	Rep.		
Durham, E. J.	7.	Whitman	Uniontown	46.	Oregon	Farmer	Rep.		1901
Easterday, J. H.	37.	Pierce	Tacoma	39.	Illinois	Lawyer	Rep.		1901
Eidemiller, Fred	37.	Pierce	Tacoma	48.	Iowa	Real Estate	Rep.		
Emery, C. S.	42.	King	Ballard	35.	Iowa	Physician	Rep.		
Fitzgerald, J. J.	2.	Spokane	Spokane	42.	Canada	R. R. Clerk	Dem.		
Ferguson, Jos.	49.	Snohomish	Arlington	43.	Canada	Logger	Rep.		1901
Frostad, K. P.	50.	Island	Utsalady	44.	Norway	Farmer	Rep.		
Field, M. E.	56.	Chelan	Stehekin	40.	Iowa	Farmer	Rep.		1899

LIST OF MEMBERS OF THE HOUSE OF REPRESENTATIVES OF THE STATE OF WASHINGTON FOR THE YEAR 1903, WITH POLITICS, OCCUPATION, COUNTIES REPRESENTED AND POSTOFFICE ADDRESS OF EACH.

(Continued.)

Names.	District.	County.	Residence.	Age.	Birthplace.	Occupation.	Politics.	Previous Legislative Services.	
								Senate.	House.
Fletcher, Wm.	39.	Pierce	Tacoma	49.	Indiana	Accountant	Rep.		
Gleason, Charles S.	46.	King	Seattle	41.	Ohio	Lawyer	Rep.		1899
Gray, John	5.	Spokane	Spokane	59.	Indiana	Real Estate	Dem.		
Griffin, L. N.	54.	Whatcom.	Fairhaven	57.	New York	Capitalist	Rep.		
Gunderson, G. B.	31.	Mason	Shelton	45.	Wisconsin	Publisher	Rep.		1899-1901
Hare, W. H. (Speaker)	20.	Yakima	North Yakima	49.	Ohio	Dentist	Rep.		
Hastings, L. B.	33.	Jefferson	Pt. Townsend	49.	Washington	Steamboat	Rep.		1901
Haynes, W. F.	18.	Douglas	Coulee City	65.	Ohio	Farmer	Rep.		
Henry, Walker A.*	3.	Spokane	Spokane	62.	Missouri	Farmer	Rep.		
Hopp, Geo. W.	28.	Thurston	Olympia	49.	Pennsylvania	Newspaper	Rep.		
Howard, J. E.	16.	Lincoln	Davenport	29.	S. Dakota	Abstracter	Rep.		
Howell, W. L.	10.	Garfield	Pomeroy	50.	Georgia	Farmer	Dem.		1901
Hunter, T. A.	53.	Whatcom.	Blaine	39.	Pennsylvania	Mill Man	Rep.		
Jeffries, G. W.	45.	King	Seattle	41.	Indiana	Real Estate	Rep.		
Jones, Reuben W.	47.	King	Seattle	44.	Wisconsin	Sec. Bd. of E.	Rep.		1901
Johnson, James T.	5.	Ferry	Republic	36.	Pennsylvania	Lawyer	Dem.		1901
Johnston, Herchmer	48.	Spoehomish	Everett	41.	Canada	Lawyer	Rep.		
Kees, A. Frank	13.	Walla Walla	Walla Walla	35.	Washington	Farmer	Rep.		
King, C. D.	28.	Thurston	Olympia	43.	Washington	Lawyer	Rep.		
Knobloch, Conrad*	11.	Columbia	Dayton	59.	Pennsylvania	Farmer	Rep.		
Levy, Lewis	43.	King	Seattle	45.	England	Journalist	Rep.		
Lewis, Wm. H.	47.	King	Seattle	34.	Illinois	Lawyer	Rep.		1901
Lindsley, Joseph B.	6.	Spokane	Spokane	32.	Ohio	Lawyer	Rep.		
Lingerman, Jos. B.	39.	Pierce	Tacoma	42.	Maryland	Clerk	Rep.		
Lyons, Joseph	46.	King	Seattle	30.	Pennsylvania	Barber	Rep.		
Mackenzie, Chas. L.	7.	Whitman	Colfax	30.	Nebraska	Real Estate	Dem.		
McCoy, Pat	51.	Skagit	Edison	48.	Canada	Logger	Dem.		1901
McNicol, N. B.	38.	Pierce	Tacoma	38.	Canada	Conductor	Rep.		
Maloney, Martin J.	1.	Stevens	Marcus	43.	Missouri	Hotel Prop.	Dem.		
Megler, J. G.*	25.	Wahkiakum	Brookfield	64.	Germany	Canneryman	Rep.	95-97-99-1901	1883-1891
Merrill, Fenton	53.	Whatcom.	Lawrence	36.	Maine	Mill Man	Rep.		1901
Moldstad, N. J.	51.	Skagit	Mt. Vernon	42.	Norway	Merchant	Rep.		

Morgan, B. H.	49.	Snohomish	Snohomish	42.	Washington	Lumber Mfg.	Rep.	
Morrill, M. M.	40.	King	Kent	48.	New York	Banking	Rep.	
Muse, Wm. T.	14.	Franklin	Connell	43.	Tennessee	Physician	Dem.	
Palmer, James*	34.	Clallam	Pt. Angeles	58.	Maine	Capitalist	Rep.	1901
Parcel, A. H.	23.	Clarke	Vancouver	55.	Ohio	Farmer	Rep.	
Peaslee, G. W. R.	9.	Asotin	Clarkston	36.	Wisconsin	Farmer	Rep.	
Philbrick, Ralph L.	30.	Chehalis	Hoquiam	30.	Minnesota	Mill Man	Rep.	1901
Pogue, J. S.	17.	Okanogan	Alma	54.	Ohio	Physician	Rep.	
Quinn, P. F.	2.	Spokane	Spokane	48.	Massachusetts	Lawyer	Dem.	
Raine, Edgar C.	42.	King	Bellevue	28.	England	Farmer	Rep.	1901
Ranck, Glenn N.	23.	Clarke	Vancouver	33.	Washington	Merchant	Rep.	
Reise, A. J.	5.	Spokane	Spokane	48.	Illinois	Laundryman	Dem.	
Roberts, Samuel W.	35.	Pierce	Fairfax	45.	England	Physician	Rep.	
Roth, Chas. I.	53.	Whatcom	Whatcom	42.	Illinois	Quarryman	Rep.	1893
Stark, W. A.	3.	Spokane	Rockford	32.	Michigan	Teacher	Rep.	
Stevenson, J. M.	22.	Skamania	Cascades	30.	Missouri	Fisherman	Rep.	
Thacker, Wm. H.*	52.	San Juan	Friday Harbor	66.	Ohio	Lawyer	Rep.	1897-1899
Thompson, W. L.	32.	Kitsap	Sidney	37.	Wisconsin	Lawyer	Rep.	1901
Tibbetts, Geo. W.*||	41.	King	Issaquah	58.	Maine	Merchant	Rep.	1877
Veness, J. A.	27.	Lewis	Winlock	54.	N. Brunswick	Sawmill	Rep.	
Welr, James.	44.	King	Seattle	53.	Scotland	Hotel Keeper	Rep.	
Wells, Samuel A.	4.	Spokane	Spokane	47.	Iowa	Lawyer	Rep.	1885
White, Mark.	36.	Pierce	Lake City	36.	Washington	Farmer	Rep.	1901
Whitney, Ellsworth C.	4.	Spokane	Spokane	40.	Pennsylvania	Nurseryman	Rep.	
Williams, W. R.	26.	Pacific	Chinook	51.	Wales	Fisherman	Rep.	1901
Wilson, John B.	12.	Walla Walla	Walla Walla	47.	Iowa	Civil Engin'r	Rep.	
Wilson, R. B.	19.	Kittitas	Ellensburg	46.	Kentucky	Merchant	Rep.	1899-1901
Witter, Geo. M.	8.	Whitman	Thornton	59.	New York	Wheat Buyer	Rep.	
York, Everett R.	36.	Pierce	Tacoma	42.	New York	Lawyer	Rep.	1901
Zenkner, Austin.	27.	Lewis	Centralia	44.	Austria	Farmer	Dem.	

*Veteran of the Civil War.

| Veteran of the Spanish-American War.

|| Member Constitutional Convention.

Republicans, 80. Democrats, 14. Total membership of House, 94. Total republicans in both houses, 113. Total democrats in both houses, 23. Total membership of Eighth Legislature of Washington, 136.

Grouping of House Standing Committees.

- GROUP 1: Judiciary. JOHN GALLAGHER, Clerk, \$5 per day.
- GROUP 2: Appropriations. CARL BELL, Clerk, \$3.50 per day.
- GROUP 3: Congressional Apportionment.
Counties and County Boundaries.
Tide Lands. MARVIN ARNOLD, Clerk, \$3.50 per day.
- GROUP 4: Municipal Corporations.
Federal Relations and Immigration.
Internal Improvements and Indian Affairs.
Privileges and Elections. LEE G. WARREN, Clerk, \$3.50 per day.
- GROUP 5: Claims and Auditing.
Dairy and Live Stock.
Harbors and Waterways.
Game and Game Fish. ROSS E. CLARK, Clerk, \$3.50 per day.
- GROUP 6: Agriculture.
Horticulture.
Dikes, Drains and Drainage.
State School and Granted Lands.
W. H. GREENHOW, Clerk, \$3.50 per day.
- GROUP 7: State University.
State Normal Schools.
Education. H. B. GREEN, Clerk, \$3.50 per day.
- GROUP 8: State Penitentiary.
Printing and Supplies.
Military Affairs and Soldiers' Home.
Hospitals for the Insane. G. L. TERRY, Clerk, \$3.50 per day.
- GROUP 9: Railroads.
Roads and Bridges. C. W. GORHAM, Clerk, \$3.50 per day.
- GROUP 10: Revenue and Taxation.
Medicine, Surgery, Dentistry and Hygiene.
Corporations Other than Municipal and Railroad.
State Buildings, Public Grounds and Libraries.
T. L. BLAND, Clerk, \$3.50 per day.
- GROUP 11: Fisheries.
Insurance.
Banks and Banking. J. W. REDDINGTON, Clerk, \$3.50 per day.
- GROUP 12: Labor and Labor Statistics.
Public Morals.
Miscellaneous.
House Arrangements. R. K. BEECHAM, Clerk, \$3.50 per day.
- GROUP 13: Agricultural College and School of Science.
Mileage and Contingent Expenses.
Compensation and Fees for State and County Officers.
J. E. SUTTON, Clerk, \$3.50 per day.
- GROUP 14: Constitutional Revision.
Mines and Mining.
Memorials. CHARLES BLACK, Clerk, \$3.50 per day.
- GROUP 15: Commerce and Manufacturing.
State School for Defective Youth and Reform School.
Water, Water Rights and Irrigation.
D. C. ASHMUN, Clerk, \$3.50 per day.

HOUSE EMPLOYES.

<i>Names.</i>	<i>Title.</i>	<i>Per diem.</i>
STOREY BUCK.....	Chief clerk.....	\$6 00
FRED RIPLEY.....	Assistant chief clerk.....	5 00
EUGENE LORTON.....	Reading clerk.....	5 00
A. C. RUNDLE.....	Minute clerk.....	5 00
B. F. HUFF.....	Sergeant-at-arms.....	5 00
GEO. W. CASE.....	Assistant sergeant-at-arms.....	4 00
W. W. SWING.....	Assistant sergeant-at-arms.....	4 00
S. P. CARUSI.....	Docket clerk.....	4 00
ROY McREYNOLDS.....	Desk clerk.....	4 00
RICHARD T. COINER.....	Journal clerk.....	4 00
R. D. CAMPBELL.....	Assistant journal clerk.....	4 00
C. E. NEWTON.....	Enrolling clerk.....	4 00
WALTER WILLIAMS.....	Assistant enrolling clerk.....	4 00
C. R. CASE.....	Assistant enrolling clerk.....	4 00
J. R. LYLE.....	Engrossing clerk.....	4 00
C. M. HARRINGTON.....	Assistant engrossing clerk.....	4 00
ED. COWEN.....	Speaker's clerk.....	4 00
L. O. MEIGS.....	Index clerk.....	4 00
GEORGE RAU.....	Bill clerk.....	4 00
SAM PARKER.....	Assistant bill clerk.....	4 00
A. S. BURROUGHS.....	Assistant bill clerk.....	4 00
P. H. GOODRICH.....	Postmaster.....	4 00
J. C. HILMAN.....	Assistant postmaster.....	4 00
J. H. CLAY.....	Doorkeeper.....	3 50
I. M. SCOTT.....	Doorkeeper.....	3 50
N. G. SMITH.....	Doorkeeper.....	3 50
MILLER COOPER.....	Doorkeeper.....	3 50
JOHN KELLY.....	Watchman.....	3 50
A. M. CHESNEY.....	Watchman.....	3 50
W. D. REESE.....	Watchman.....	3 50
TOM FINNEY.....	Janitor.....	3 50
JAMES MITTEN.....	Janitor.....	3 50
E. W. SMITH.....	Committee room janitor.....	3 50
R. B. EMMES.....	Messenger.....	3 50
HOWARD BURREINGTON.....	Page.....	2 00
LELAND PLATE.....	Page.....	2 00
CLINTON VAN DE VEER.....	Page.....	2 00
REESE BREWER.....	Page.....	2 00
LYMAN FLEETWOOD.....	Page.....	2 00
JOSEPH GRIMM.....	Page.....	2 00
HERBERT WALKER.....	Speaker's page.....	2 00

INFORMAL AND JOINT BALLOTS.

SENATORIAL BALLOTING, SESSION 1903.

BALLOTS.	INF.	1	2	3	4	5	6	7	8	9	10	11	12	13
Levi Ankeny.....	48	50	50	50	52	52	55	55	54	52	53	56	56	99
Harold Preston.....	41	42	42	42	41	41	42	44	42	43	42	44	44	9
John L. Wilson.....	12	12	12	12	11	11	9	9	9	7	9	6	6	2
John B. Allen.....	3	5	5	5	3	3	7	5	6	6	6	6	6	
George Turner.....	23	22	22	22	22	22	22	22	22	21	22	22	22	23
I. P. Englehart.....	2													
F. W. Cushman.....	1													
W. L. Jones.....	1													1
J. P. Sharp.....					5	5								
H. D. Crow.....		4	4	4	1	1								
E. D. Sanders.....					1	1								
C. B. Graves.....	6	1	1	1			1	1						

ERRATA.

- PAGE 296 : First line should read *House bill No. 24.*
- PAGE 454 : Next to last line 389 should read *391.*
- PAGE 552 : Senate bill No. 119 should read *Senate bill No. 110.*
- PAGE 603 : House bill No. 220 should read *Senate bill No. 220.*
- PAGE 683 : Senate bill No. 9 should read *Senate memorial No. 9.*
- PAGE 683 : Senate substitute bill No. 189 should read *Senate substitute
bill No. 89.*
- PAGE 690 : Senate bill No. 184 should read *Senate bill No. 183.*
- PAGE 694 : Senate bill No. 360 should read *House bill No. 360.*

INDEX.

**Title and History of House and Senate Bills,
Resolutions, Memorials, Etc.,**

AND

General and Personal Index.

TITLE AND HISTORY OF HOUSE BILLS

NUMBER, AUTHOR AND TITLE.

	Read first time and referred...	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
1. Mr. LEVY: An act abolishing conditional sales and conditional leases of personal property in certain cases, and repealing an act of the Legislature of the State of Washington, entitled "An act relating to conditional sales and leases of personal property," approved March 10, 1893, and repealing all acts and parts of acts in conflict herewith.....	50 } 209 }	209 } 254 }			255				
2. Mr. LEVY: An act fixing telephone rates and charges for the use of telephones, providing penalties for violation, and declaring an emergency.....	50	669							
3. Mr. JONES: An act to amend sections 6125 and 6141 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appointment of executors and administrators.....	51	454			454				
4. Mr. JONES: An act to create a "State Board of Accountancy," and prescribe its duties and powers; to provide for the examination of, and issuance of certificates to qualified applicants, with the designation of "Certified Public Accountant," and to provide the penalty for violations of the provisions thereof.....	51 } 104 }	96 } ,217 }	103 } 264 }	387	603	561	616	625	713
5. Mr. JONES: An act to apportion the State of Washington into three congressional districts.....	51	254			316 } 419 }				
6. Mr. BENN: An act relating to the tide lands of Aberdeen, and providing for the platting, appraisalment and sale thereof, and setting aside the Harbor Land Commissioner's map of Aberdeen heretofore filed, and providing for the re-establishment of harbor lines therein, and making an appropriation for such purposes.....	51 } 122 }	107 } 164 }	113 } 175 }	202	339 } 603 }	339 } 348 }	415	417	458

7. Mr. COLE: A bill for an act entitled "An act providing for the incorporation of Trust Companies, and defining their powers and duties".....	{ 51 } 255 }	{ 254 } 586 }							
8. Mr. HOPP: An act providing a method for the assessment and collection of an excise tax from express companies doing business in this state, compelling annual returns of their gross earnings to be made to the State Board of Assessors, and providing penalties....	51	254	{ 436 } 474 }	542	{ 319 } 410 } 420 } 457 } 555 }				
9. Mr. COLE: An act to regulate the practice of architecture in the State of Washington.....	51	361	481		481				
10. Mr. RANCK: A bill for an act to amend section 94 of chapter LXXI Session Laws of 1897, entitled "An act to provide for the assessment and collection of taxes in the State of Washington".....	51	96							
11. Mr. QUINN: An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates and amending section.....	52	164	{ 172 } 236 } 348 }	348	{ 172 } 173 } 332 }				
12. Mr. CARLE: An act amending sections 4585 and 4586 of Ballinger's Annotated Codes and Statutes of Washington, relating to conditional sales and leases of personal property.....	52	87	102	112	{ 168 } 603 }	126	190	217	229
13. Mr. GLEASON: An act relating to assumed risk.....	52	454			454				
14. Mr. HOPP: An act to provide for the destruction of wolves and coyotes and providing a premium therefor.....	52	193							
15. Mr. LYONS: An act to prohibit the carrying on the business of barbering on Sunday and providing a penalty for the violation thereof.....	52	193	244	337	603	514	557	570	598
16. Mr. RANCK: A bill for an act to amend section 95 of chapter LXXI of Session Laws of 1897, entitled "An act to provide for the assessment and collection of taxes in the State of Washington".....	52	16							
17. Mr. LINGERMAN: An act to regulate the employment of gripmen, motormen and conductors on cable and electric street railway cars, creating a board of examiners for such employes and providing a penalty and punishment for the violation of this act and repealing all acts and parts of acts in conflict with this act.....	52								
18. Mr. LEWIS: A bill for an act entitled "An act providing for the incorporation of Trust Companies, and defining their powers and duties".....	52	536							

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee...	Second reading and amend-ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Presi- dent of Senate	Message from Governor.....
19. Mr. RAINE: An act prescribing a limit upon the assessment of abutting property for local improvements and providing a method of computation for improvement districts and declaring an emergency.....	53	178	184	296	207 214 514 540 547 566 603 638	514 539 552 560	616	625	726
20. Mr. LINDSLEY: An act amending sections 1451 and 1453 of Ballinger's Codes and Statutes of Washington, relating to the registration of voters.....	53	217	264	388	638	604	616	624	707
21. Mr. LINDSLEY: An act relating to the selling, leasing or making contracts concerning its real estate, or granting or renewing franchises or special privileges, by incorporated cities, and providing for submitting such question or measure to the voters of such city..	53	89	93	112					
22. Mr. LEWIS: An act amending section 827 of chapter 69 of the Code of Washington Territory, defining the crimes of burglary and fixing the punishment therefor.....	53	454			454				
23. Mr. DILLING: An act establishing the office of public administrator, and defining the powers and duties of such officer.....	53	454			454				
24. Mr. MALONEY and Mr. COONEY: An act regulating common carriers, fixing the maximum railroad passenger rates in the State of Washington, and providing for the due enforcement and observance of the rates so fixed.....	53	192	213	295					
25. Mr. CLARK: An act authorizing Boards of County Commissioners to build and maintain wharves and landings on the shores of navigable waters within or bordering upon this state, and for that purpose to institute and prosecute proceedings to acquire a right of way therefor under the statutes of eminent domain of this state.	53	164	171	186	603	306	353	380	439

26. Mr. LEWIS: An act amending section 1 of an act to prohibit the maintaining, conducting, operating, playing or using nickel-in-the-slot machines, or other devices of like character, wherein there enters an element of chance, being chapter CXLIX of the Session Laws of 1901.....	53	145	155	206	{ 169 } { 544 } { 603 }	537	588	592	593
27. Mr. LEWIS: An act amending section 7103 of Ballinger's Annotated Codes and Statutes of Washington, defining robbery and fixing the punishment therefor.....	54	87	{ 101 } { 115 }	115	113	126	169	178	191
28. Mr. JOHNSON: An act to establish the number of hours to constitute a day's work in smelting and ore reduction works.....	54	192	211	292					
29. Mr. JOHNSON: An act to establish the number of hours to constitute a day's work in underground lode or quartz mines.....	54	192	210	269					
30. Mr. JOHNSON: An act providing for the repair of two state wagon roads extending from the mouth of the Sans Poil Creek on the Columbia river, thence up said creek to the city of Republic in Ferry county, Washington, and thence from said city of Republic to the town of Loomis in Okanogan county, Washington, and appropriating funds therefor.....	54	{ 181 } { 654 }	683	684	736	724	736	737	
31. Mr. PHILBRICK: An act to amend section two, chapter 126, page 244, Session Laws of 1899, entitled "An act authorizing cities and towns, other than cities of the first class, to construct sewers and drains within assessment districts, and to levy and collect special assessments and taxes to pay therefor, and declaring an emergency," approved March 14, 1899, and declaring an emergency.....	{ 54 } { 101 } { 150 }	{ 89 } { 192 }	{ 100 } { 150 } { 211 }	293	{ 486 } { 603 }	415	491	499	518
32. Mr. EASTERDAY: An act appropriating one hundred thousand dollars to pay the interest due the current common school fund up to November 1st, 1902, upon the bonds issued in pursuance of an act entitled: "An act authorizing the issuance of state bonds and the investment of the permanent school funds therein, and declaring an emergency," approved March 8, 1899.....	{ 54 } { 218 }	217							
33. Mr. EASTERDAY: An act to amend section 69 of an act entitled: "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster, and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897.....	54	193	236	329	728	715	726	729	

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
34. Mr. EASTERDAY: An act authorizing the taking of private property for the use of public school districts for school house sites, upon making just compensation therefor, and providing the manner of determining the same.....	{ 55 } { 266 }	{ 217 } { 298 }	410	505	{ 673 } { 723 }	672	718	722	.....
35. Mr. EASTERDAY: An act to prevent and suppress monopolies and trusts.....	55	217	243	{ 333 } { 385 }	{ 335 } { 343 } { 344 }				
36. Mr. GUNDERSON: A bill to prohibit pound nets, and other fixed appliances for catching fish in the waters of the Upper Sound, or that portion of Puget Sound lying south of the Forty-eighth Parallel of North Latitude.....	55	670							
37. Mr. GUNDERSON: An act relating to the construction, repair and improvement of public roads; providing revenue for such purposes, defining the powers and duties of certain officers in relation thereto, and fixing their compensation, and to repeal an act entitled "An act to provide for keeping highways in repair and for the levy and collection of road poll and road property taxes, and declaring an emergency," and declaring an emergency, approved March 9, 1893..	55	{ 192 } { 628 }							
38. Mr. GUNDERSON: A bill to prohibit any state, county or municipal officer, elected or appointed to such office in the State of Washington, from accepting for use a pass to ride over any line of railroad or other transportation line in the State of Washington, and prohibiting any officer or agent of any railroad or transportation company from issuing the same, and prescribing a penalty for the violation thereof.....	55	217	250	386					
39. Mr. FROSTAD: An act providing for the inspection of oils and providing penalties for the violation thereof.....	{ 55 } { 136 }	{ 117 } { 454 }	{ 180 } { 186 }		630				

40. Mr. HAYNES: An act to amend section 1 of an act entitled "An act in relation to the organization, powers and duties of the superior courts, and declaring an emergency," approved March 27, 1890, as substituted by an act entitled "An act in relation to superior courts and the election of superior court judges," approved March 19, 1895, and declaring an emergency.....
41. Mr. GLEASON: An act to provide for the alteration, replat or vacation of any townsite, city plat or plats, addition or additions, or part thereof, and the assessment, collection and payment of any damages connected therewith.....
42. Mr. GLEASON: An act amending section 3 of an act entitled, "An act providing for and regulating the selection of jurors in the superior courts of the state; and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith," approved March 16, 1901....
43. Mr. JOHNSON: An act providing for the assessment and taxation of mining claims, improvements thereon and of the net proceeds of mines.....
44. Mr. JONES: An act to provide for the employment of attorneys at law by boards of directors of school districts having a population of more than twenty thousand persons, and to provide for the compensation therefor.....
45. Mr. LEWIS: An act fixing the liability of the owners and lessee of buildings and places used for gambling purposes.....
46. Mr. DURHAM: An act to amend section 18 of an act entitled "An act to provide for state grain weighing and grading, creating the office of state grain inspector, establishing a state grain commission, and making an appropriation of \$2,000," approved March 19, 1895.
47. Mr. COMSTOCK: An act to amend an act entitled "An act to regulate, control and license insurance companies, corporations and associations, and their agents, prescribing license fees and imposing penalties," approved March 15, 1899; being chapter 144 of the Session Laws of the State of Washington for the year 1899, by amending sections 1 and 9 of said act and by adding thereto section 1½.....

59	383			383				
59	181	201	267	{ 673 / 728 }	672	690	710	
59	192	211	293	728	719	726	730	
59	193	237	335	{ 698 / 728 }	694	726	730	
59	217	265	388					
59	433			535				
60	433							
60	271	364	460					

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
48. Mr. HENRY: An act to provide for the issuance of licenses to honorably discharged soldiers, sailors and marines of the military and naval service of the United States, in the late war of the Rebellion, who desire to carry on the business of pedlar or auctioneer	60	240	314	394	603	561	607	624	707
49. Mr. KNOBLOCK: An act relating to the public health.....	60	235	313	393	{ 567 } 638	561	616	624	707
50. Mr. KNOBLOCH: An act relating to the descent and distribution of separate property.....	60	119			119				
51. Mr. LINDSLEY: An act to amend an act entitled "An act to amend section 5248A, of Ballinger's Annotated Codes and Statutes of Washington, relating to exemptions," approved March 18, 1901....	60	181	199	224	{ 673 } 723	672	690	710	
52. Mr. HOWARD: An act to amend sections 70 and 94 of an act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897.....	60	125							
53. Mr. EASTERDAY: An act amending an act to provide for the assessment and collection of taxes in the State of Washington, approved March 15, 1897, by amending section 94 of chapter LXXI, Session Laws 1897, and declaring an emergency.....	60	124	129	150	{ 661 } 723	661	683	686	
54. Mr. FIELD: An act establishing a trout hatchery on Lake Chelan and making an appropriation therefor, and declaring an emergency..	61	145	670						
55. Mr. FIELD: An act to provide for the close season for trout fishing in the streams and lakes within the county of Chelan, and declaring an emergency.....	{ 61 } 154	{ 145 } 192	211	294	603	514	557	569	598

56. Mr. KING: An act to submit an amendment to the Constitution of Washington to a vote of the people.....	61	218	243	333					
57. Mr. KING: An act in relation to the foreclosure of certificates of delinquency and repealing sections 96, 97 and 97½ of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897.....	61	119			119				
58. Mr. KING: An act in relation to the fees of public officers, jurors, and witnesses, and repealing sections 1609 and 1610 of Ballinger's Annotated Codes and Statutes of the state of Washington.....	61	383							
58 (Substitute). COMMITTEE ON JUDICIARY: An act in relation to fees of state and county officers, witnesses and jurors.....		383	508	{ 574 } { 591 }	{ 383 } { 485 } { 507 } { 591 } { 736 }	710	736	737	
59. Mr. COLE: An act defining criminal anarchy, and prescribing penalties for those who advocate, advise or teach criminal anarchy, or cause or permit the publication of the doctrines thereof or who participate in an assemblage of anarchists or permit premises to be used for such assemblages.....	61	192	247	340	603	514	557	570	593
60. Mr. COLE: An act to declare and enforce the duty of providing care, home and maintenance, by persons who occupy the domestic relations of parents or husbands, and declaring an emergency.....	61	255	351		445				
61. Mr. DELANTY: An act to define and regulate the practice of optometry, and for the creation of a board of examiners in optometry... { 61 } { 209 } { 388 }		{ 209 } { 327 } { 511 }	633	634	640				
62. Mr. FIELD: An act providing for the appointment and qualification of an assistant commissioner of public lands, and declaring an emergency.....	62	198	286	330	603	463	502	518	553
63. Mr. FIELD: An act to provide for the protection of trout and other game fish and providing a punishment, and declaring an emergency. { 62 } { 155 }		{ 145 } { 217 }	{ 155 } { 265 } { 420 }	503	{ 388 } { 728 }	715	726	731	
64. Mr. HOPP: An act to provide for the assessment and levy of taxes upon the property of railroad companies, telegraph companies and telephone companies and the collection thereof; and providing for the creation of a state board of assessors to make such assessments, and defining their duties and powers; and providing for the appointment of a deputy state assessor and defining his duties and fixing his salary, and repealing all laws or parts of laws in conflict herewith.....	62	585							

an emergency," approved March 13, 1885; said act, of which this act is amendatory, being known and cited as the Code of Public Instruction of the State of Washington, and being chapter CXVIII, of the Session Laws of 1897, approved March 19, 1897.....	62	{ 81 } { 271 }	355	459	{ 689 } { 736 }	689	736	737	.....
66. Mr. JOHNSTON: An act to punish unlawful or malicious injury to or destruction of personal property and providing a penalty therefor.	68	119	129	141	603	259	309	310	361
67. Mr. MCCOY: An act relating to the assessment and collection of road poll taxes and emending sections 3821 and 3825 of Ballinger's Annotated Codes and Statutes of Washington.....	63	{ 192 } { 628 }	.....	.....	.....	.....	.....	.....	.....
68. Mr. FROSTAD: An act declaring it a misdemeanor to sell, give or barter cigarettes within the State of Washington, providing penalties and declaring an emergency.....	63	145	.....	.....	145	.....	.....	.....	.....
69. Mr. McNICOL: An act defining who may be construed to be fellow servants.....	{ 67 } { 156 } { 313 }	{ 145 } { 230 }	.....	.....	.....	.....	.....	.....	.....
70. Mr. GUNDERSON: An act providing for the compulsory attendance in school of children between the ages of eight and fifteen years, and prescribing penalties.....	67	{ 81 } { 193 }	237	331	603	513	557	570	592
71. Mr. THOMPSON: An act to amend sections I, IV, VI, XXV, XXXI and XXXIX, of an act entitled "An act relating to building loan and savings associations doing a general business," received by the governor March 28, 1890, and became a law without approval.....	67	309	376	469	723	671	118	722	.....
72. Mr. THOMPSON: An act to amend section 1497 of volume I of Hill's Annotated Statutes and Codes of Washington relating to the organization of corporations as now amended by an act approved March 20, 1895.....	67	669	.....	.....	.....	.....	.....	.....	.....
73. Mr. LINGERMAN: An act to regulate the employment of children in the State of Washington, and to provide for the enforcement thereof, and fixing the penalty for the violation thereof.....	67	.....	.....	.....	.....	.....	.....	.....	.....
74. Mr. R. B. WILSON: An act to provide for the construction and maintenance of storage reservoirs, appropriations of water and water decrees therefor, conduits thereto and therefrom, condemnation of lands therefor, the use of natural streams for conducting storage water for purposes of irrigation, mining, and manufacturing, terminating appropriation notice, repealing all acts and parts of acts in conflict herewith and declaring an emergency.....	68	345	.....	.....	477	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred...	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
75. Mr. YORK: An act amending section 21 of chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.....	68	{ 281 } { 309 }	379	498	{ 607 } { 638 }	604	639	641	726
76. Mr. YORK: An act amending section 53 of chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.....	68	309							
77. Mr. YORK: An act in relation to garnishments and amending section 10 of chapter LVI of the laws of 1893, and section 7 of chapter LVI of the laws of 1888, being sections 5399 and 6606 of volume 2 of Ballinger's Annotated Codes and Statutes of Washington.....	68	192			193				
78. Mr. COMSTOCK: An act providing for increasing the number of justices of the supreme court of the State of Washington to seven on and after the second Monday in January, 1903, fixing the time of the election of the two additional justices, making the term of office six years and providing for election of successors and fixing their terms of office.....	68	627							
79. Mr. FIELD: An act providing for a superior judge for the counties of Chelan, Douglas, and Okanogan, in the state of Washington, and declaring an emergency.....	68	383			383				
79. (Substitute). SPECIAL COMMITTEE: An act providing for a superior judge for the counties of Chelan, Douglas, Okanogan and Ferry, in the state of Washington, and declaring an emergency.....	68	434	434	434	{ 438 } { 603 }	463	491	499	567
80. Mr. COLE: An act to prohibit the sale of intoxicating liquors within one mile of United States naval reservations or stations, within the State of Washington.....	69	486							

81. Mr. VENESS: An act requiring railroad companies to weigh cars loaded with lumber, shingles and other forest products at some common point or points, and fixing a penalty, repealing chapter CXLIV Session Laws of 1901.....	69	245	423					
82. Mr. VENESS: An act to protect from fire forests and other property within the State of Washington, and creating forest fire warden, deputies, patrolmen and auxiliary commissions and defining duties and providing penalties and repealing sections 7148, 7149, 7150, 7152 and 7153 of Ballinger's Annotated Codes and Statutes of Washington.....	69	254	324	444	{ 683 } 728 }	673	717	722
83. Mr. ALLIS: An act providing for the laying out and constructing of a state wagon road, making an appropriation therefor, creating a commission to lay, cut and construct the same, defining its powers and duties, fixing the compensation of its members, and declaring an emergency.....	69	{ 119 } 181 }						
84. Mr. DICKSON: An act relating to banking and regulating foreign corporations doing a banking business within this state.....	73	345	476	544				
85. Mr. HASTINGS: An act to establish and maintain a fish hatchery on the Big Quillicene river in Jefferson county in the State of Washington, and appropriating funds therefor.....	73	454						
86. Mr. DUNN: An act relating to State Roads.....	73	181						
86. (House Supplemental Bill to Senate Bill No. 86.) COMMITTEE ON JUDICIARY: An act relating to plants for manufacturing transmitting and selling electric power, and corporations incorporated for the construction ownership or operation thereof, the right of eminent domain therefor, use of streets and roads there-by, and leases and sales thereof heretofore and hereafter made.....			664	664	{ 513 } 728 }	710	726	730
87. Mr. POGUE: An act relating to the herding or grazing of sheep on the lands or possessory claim of another or within two miles thereof, and providing a penalty for its violation.....	73	230	275	390				
88. Mr. KNOBLOCK: An act amending section 7377 of Ballinger's Annotated Codes and Statutes of Washington relative to the protection of salmon and other food fishes in the Columbia river and its tributaries.....	{ 74 } 299 }	346	431	540	728	704	726	730
89. Mr. GUNDERSON: An act creating the offices of commissioner and assistant commissioner of taxation and making appropriation therefor.....	74	362						

					{ 221 251 260 300 307 461 469 }				
	74	{ 192 305 }	410	521	{ 307 461 469 }				
95. Mr. RAINE: An act relating to instructions to juries and amending subdivision 4 of section 221 of the Code of Washington of 1881....	75	192	244	339	{ 567 636 }	561	616	625	726
96. Mr. RAINE: An act giving a preference right to up-land owners to purchase adjoining tide or shore lands of the second class, belonging to the State of Washington and amending sections one, two and three of an act entitled "An act giving a preference right to up-land owners to purchase adjoining shore lands belonging to the State of Washington," approved March 18, 1901.....	75	361							
97. Mr. RAINE: An act relating to the issuance and service of the writ of garnishment and amending sections 5396 and 5397 of Ballinger's Annotated Codes and Statutes of Washington.....	75	192	249	342	603	561	607	624	707
98. Mr. RAINE: An act to provide for the disposition of the proceeds derived from the sale or lease of the "Old University Site" in Seattle, Washington.....	{ 75 157 }	{ 117 346 }	{ 136 478 }		{ 156 547 }				
99. Mr. RAINE: An act to provide for the selection and control of lands granted and assigned for the support and maintenance of the University of Washington, and repealing sections 2, 3, and 4, of an act entitled "An act providing for the bonding of the lands of the University of Washington, and declaring an emergency," approved March 13, 1895, and repealing section 10 of an act entitled "An act providing for the location, construction and maintenance of the University of Washington, and making an appropriation therefor, and declaring an emergency," approved March 4, 1893, and making an appropriation therefor.....	75	346	477	546	{ 546 723 }	675	690	710	....
100. Mr. RAINE: An act relating to the practice in justices courts and amending sections 6546, 6547, and 6548 of Ballinger's Annotated Codes and Statutes of Washington.....	75	125	137	156	{ 339 603 }	339	366	380	439
101. Mr. RAINE: A bill for an act dividing the state into congressional districts.....	76				419				

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.		Read first time and referred..	Report from Committee....	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
102.	Mr. YORK: An act providing for the enforcing of the lien and collection of delinquent assessments for local improvements levied by any city or town, and prescribing the duties of city and county treasurers in relation thereto.....	76	181	196	{ 222 } { 229 }	229				
103.	Mr. LINDSLEY: An act for the submission to a vote of the qualified electors of an amendment to the Constitution, limiting the amount of the levy of taxation for state purposes.....	76	367							
104.	Mr. EASTERDAY: A bill for an act creating a State Board of Tax Commissioners, defining its duties and making an appropriation therefor.....	76	362							
105.	Mr. FERGUSON: An act providing for the levy, collection and manner of payment of road, bridge, poll and property taxes, and the manner of expenditure thereof, and providing for the division of counties into road districts and the appointment of supervisors thereof, and repealing all acts and parts of acts in conflict herewith.....	{ 83 } { 420 }	{ 327 } { 511 }	{ 562 } { 565 }	565	{ 512 } { 535 } { 566 } { 706 } { 715 } { 721 } { 728 } { 729 } { 735 } { 738 }	701	738	739	
106.	Mr. COONEY: An act to establish the number of hours necessary to constitute a day's work in underground lode or quartz mines and in smelting and reduction works, and fixing a penalty therefor....	83	254			255				
107.	Mr. GLEASON: An act to amend section 8 of an act entitled "An act declaring the rule of decision in the State of Washington, amending section one of the Code of 1881," approved February 24, 1891.....	83	192	248	341					

108.	Mr. HUNTER: An act making appropriations for the maintenance and increased equipment of the State Normal School at Whatcom, and completing the said school buildings and furnishing the same, and to build a wing to the present buildings and equipping and furnishing the same.....	83	254			291					
109.	Mr. KING: An act in relation to attachments and repealing section 2 of an act entitled "An act in relation to attachments and garnishments," approved by the governor of Washington Territory. February 3, 1886.....	83	193			193					
110.	Mr. KING: An act relating to the matter of official seals for county treasurers, and to cure legal errors arising from a failure to heretofore provide for such official seals.....	84	125	{ 139 } { 156 }	169	{ 150 } { 275 } { 603 }	260	309	310	310	
111.	Mr. LINDSLEY: An act to amend section 2841 of Ballinger's Annotated Codes and Statutes of Washington, the same being section 2 of an act approved March 13, 1897, relating to insurance companies.....	84	{ 181 } { 298 }	{ 198 } { 374 }	466						
112.	Mr. LINDSLEY: An act to amend an act entitled "In relation to garnishment in justice courts, approved January 31, 1888, and repealing section four (4) of said act.....	84	209	250	386	603	561	607	624	707	
113.	Mr. RAINE: An act appropriating money for the payment of certain judgments against the State of Washington.....	84	125	139	160	{ 607 } { 638 }	604	639	641	726	
114.	Mr. RAINE: An act to appropriate money for furnishing the legislative chambers of the Senate and House of Representatives in the State Capitol.....	84	254	318	397						
115.	Mr. MOLSTAD: An act to amend section 39 of chapter 115 of the Session Laws of 1895, the same being section No. 3753 of Ballinger's Annotated Codes and Statutes of Washington.....	84	281	373		{ 452 } { 461 }					
116.	Mr. MCCOY: An act to provide for the establishment of a state road through Chuckanut Mountain, from Whatcom county to Blanchard slough in Skagit county, Washington, and providing an appropriation therefor.....	{ 84 } { 255 }	{ 181 } { 254 }								
117.	Mr. LEWIS: An act amending section 3 of an act to amend sections 3 to 31, both inclusive, of an act entitled "An act classifying counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries.....	{ 84 } { 275 }	{ 230 } { 345 }	488	554						
118.	Mr. GUNDERSON: An act to establish and maintain a fish hatchery on Big or Little Skookum Bay, Mason county, Washington.....	89	454								

126.	Mr. KING: An act making appropriations for certain deficiencies Capitol.....	90	{ 198 } { 254 }	320	399	638	604	616	625	707
127.	Mr. FERGUSON: An act amending section 29 of "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1899, and amending sections 58 and 83 of "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, and declaring an emergency.....	90	192			193				
128.	Mr. HAYNES: An act to amend sections 2, 9, 10 and 13, Pierce's Code, sections 6955, 6962, 6966), of an act entitled "An act relating to drugs and medicines, the licensing of persons to compound, dispense, buy and sell the same in the State of Washington, placing restrictions on the sale of wines, malt and spirituous liquors, defining crimes and misdemeanors and prescribing penalties in cases of violations of the provisions of this act," etc., approved March 14, 1899, and declaring an emergency.....	91	230			{ 230 } { 280 }				
129.	Mr. REISE: An act prohibiting authorized fire insurance companies from re-insuring unauthorized fire insurance companies on risks covering property located in this state.....	91	271	355	459					
130.	Mr. CHILD: An act relating to the sale of certain articles of merchandise, providing for licensing the same, and prescribing a penalty for the violation thereof.....	91	{ 198 } { 254 }	320	398	603	463	502	518	553
131.	Mr. FIELD: An act making an appropriation for farmers' institutes for fiscal periods prior to March 31, 1903, and for other purposes..	{ 91 } { 210 }	192							
132.	Mr. COLLINS: A bill for an act providing for the search for and seizure of liquors received, kept, or used contrary to law and the appliances used in connection therewith, and to define and punish as misdemeanors all violaters thereof, and vesting all magistrates with authority to receive complaints and issue warrants against all persons violating the provisions of this act.....	91	192	221	295	603	436	491	499	518
133.	Mr. MUSE: An act for the relief of Franklin County and making an appropriation.....	91	{ 181 } { 254 }	{ 198 } { 321 }	442					
134.	Mr. BREWER: An act to amend sections two (2) and four (4) (Pierce's Code, Secs. 4131 and 4133) Secs. 305 and 308 Ballinger's Code, of an act entitled "An act authorizing and empowering boards of county commissioners to sell and convey property belonging to their respective counties, and declaring an emergency," approved March 4, 1891, and declaring an emergency.....	92	240			241				

140.	Mr. JOHNSTON: An act to amend Section 1 of an Act entitled "An Act amending Section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements," approved March 16, 1901.....	99	240	{ 315 } 489	439	728	715	726	730	.....
141.	Mr. JOHNSTON: An Act to amend section 2, chapter LXXVII, Laws of 1895, entitled "An act relating to County Surveyors, defining their powers and regulating their duties.".....	99	254			255				.....
142.	Mr. JONES: A bill for an act appropriating \$10,000 for the maintenance of free traveling libraries, and to defray the expenses of the Washington State Library Commission.....	99								.....
143.	Mr. LEWIS: An act to provide for the apprehension and control of dependent, neglected and delinquent children, under the age of sixteen years; to provide for the trial of juvenile delinquents; to regulate the practice for the trial of juvenile delinquents; to provide for the appointment of probation officers; to prohibit the commitment to jail or police station of a child under fourteen years of age; and to repeal acts and parts of acts inconsistent with the provisions of said act, and declaring an emergency.....	99	345							.....
144.	Mr. LEWIS: An act providing for the suspending of sentence of minors under eighteen years of age, convicted of an offense in the state, county or municipal courts.....	100	345		540	425				.....
145.	(Substitute). Mr. LEWIS: An act providing for an election on the liquor license on petition of 25 per cent of the legal voters, etc.....	100		492	571	{ 580 } 607 683 723	675	723	727	.....
146.	Mr. LEWIS: A bill for an act providing for the calling of grand juries in counties of the first class.....	100	346	432	541					.....
147.	Mr. LEWIS: A bill for an act to prohibit the maintaining of gambling resorts, declaring the same a felony, and prescribing a penalty therefor.....	100	193	236	296	603	536	588	592	593
148.	Mr. LEWIS: An act providing for the protection of employes in factories, mills or workshops where machinery is used, and providing for the punishment of the violation thereof.....	100	245							.....
149.	Mr. FIELD: An act providing for the construction of a bridge across the Columbia river at or near the town of Wenatchee, and appropriating money therefor.....	110	628							.....
150.	Mr. FIELD: An act for the relief of Dora L. Tibbits, and making an appropriation therefor.....	110	254	321	321	736	724	736	737	.....

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
151. Mr. LEVY: A bill for an act regulating the publication of telephone directories by telephone companies, and providing penalties for failure thereof.....	110	240			241				
152 Mr. EASTERDAY: An act to establish a state banking board; to define and designate state banks and to regulate said state banks, whether commercial or savings; to provide for a secretary of the state banking board, and state bank examiners, and define their duties and provide for their compensation; to require corporations, partnerships, firms and individuals transacting a banking business to make reports and statements under oath to the state banking board and publish the same, of all their resources and liabilities; to provide for the examination of all the affairs of all state banks; to fix a minimum capital; to provide for the issuing of charters by the banking board; to provide for the appointment of receivers; to make it unlawful for insolvent state banks to receive deposits, and to provide for penalty; to fix the liability of stockholders in banking corporations in this state, and providing for enforcement of such liability; to provide penalty for banks and bank officers, directors, clerks or employes making false statements, entries and representations and falsifying books of such banks; to make it unlawful for officers, directors or employes to borrow the funds of the bank, except under certain conditions, and to provide a penalty; to provide a penalty for failure of banks to make reports and statements required, and to repeal other acts and parts of acts inconsistent with this act.....	110	669							
153. Mr. HARE: An act appropriating money for the reimbursement of Yakima county for moneys erroneously paid into the state treasury by said county.....	111	254	317	396					

154. Mr. KNOBLOCK : A bill for an act to define and regulate the practice of Optometry, and for the creation of a Board of Examiners in Optometry.....	{ 111 } { 209 }	{ 209 } { 327 }							
155. Mr. YORK : A bill to provide for registering and confirming titles to land.....	111	641							
156. Mr. LINDSLEY : An act prescribing the penalty for the theft of, or stealing a bicycle.....	111	181			201				
157. Mr. CRAGUE : An act to amend section 11 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by Articles 15 and 16 of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 11, 1897..	111	192	210	269	638	604	639	641	725
158. Mr. TIBBETTS : An act providing for the repair and improvement of the old wagon road through Snoqualmie Pass from North Bend, King county, to eastern Kittitas county, Washington, and appropriating funds therefor.....	{ 111 } { 320 }	254							
159. Mr. ZENKNER : An act to amend Section 1406 of Ballinger's Annotated Codes and Statutes of Washington, relating to transmitting election returns from election precincts to the County Auditor.....	111	281	372	465	{ 670 } { 723 }	660	683	686	.....
160. Mr. FLETCHER : An act amending Section 29 of "An act amending an act entitled 'An act to provide for the assessment and collection of taxes in the state of Washington,'" approved March 15, 1899, and amending Sections 58, 83 and 104 of "An act to provide for the assessment and collection of taxes in the state of Washington," approved March 15, 1897, and declaring an emergency.....	111	192	232	332	{ 489 } { 603 } { 618 }	489	530	545	616
161. Mr. JONES : An act relating to the election of School Directors in cities of ten thousand inhabitants and over, and amending Sections 2346 and 2347, in Article III, of Chapter III, of Title XV, of Ballinger's Annotated Codes and Statutes of Washington.....	117	255	351	448	{ 673 } { 683 } { 723 }	671	718	722	.....
162. Mr. HOPP : An act for the payment of a license fee by the owners of palace, chair, drawing room and sleeping car companies, and providing for penalties.....	117	512			562				

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TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.	Third reading and vote on passage.	Other action by House.	Report from Senate.	Signed by Speaker.	Signed by President of Senate	Message from Governor.
163. Messrs. JOHNSTON and CRAIGUE: An act to amend Section 130 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency," approved March 27, 1890, and being section 948 of Ballinger's Code, and Section 3500 of Pierce's Code of the State of Washington.....	117	164	174	187	{ 436 } { 603 }	415	491	499	518
164. Messrs. JOHNSTON and CRAIGUE: An act to amend section 166 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency," approved March 27, 1890, and being Section 1019 of Ballinger's Code of Washington, and Section 3533 of Pierce's Code of Washington.....	117	164	174	188	{ 436 } { 603 }	415	491	499	517
165. Mr. HENRY: An act for the protection of occupants of land, who have in good faith made permanent improvements thereon.....	118	164	178	203					
166. Mr. COMSTOCK: An act in relation to the manufacture of, and sale of baking powders, sugars, syrups, vinegars, lard, spirituous, and malt liquors: to prevent fraud and to preserve the public health: creating a State Board of Food Commission; defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law, and fixing a penalty for the violation thereof: making an appropriation; and repealing an act entitled "An act to provide against the adulteration of food, and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner;									

	providing for the enforcement of the law and fixing a penalty for the violation thereof, making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food," approved March 13, 1899," which act hereby repealed was approved March 16, 1901.....	118	337						
167.	Mr. MORGAN: An act fixing the time from which the term of the sentence of persons convicted of felony shall commence to run, and repealing all acts and parts of acts in conflict herewith.....	118	192	247	340	603	464	502	518 553
168.	Mr. DIX: An act prohibiting the importation of horses, cattle and swine unless accompanied by certificate of health and permit from some official veterinarian, excepting animals intended for exhibiting, providing for its enforcement and fixing a penalty for its violation.....	{ 118 } { 218 }	{ 217 } { 327 }	420	522	728	719	726	730
169.	Mr. PALMER: An act providing the manner of and granting power to Boards of County Commissioners to sell lots and parcels of real estate acquired by delinquent tax judgment sales; repealing Section 29, Chapter 141, relating to revenue and taxation, of the Session Laws of 1899, approved March 15, 1899; defining as to what property this act applies and providing form of deed.....	118	192			193			
170.	Mr. RAINE: An act prohibiting the sale of intoxicating liquors within prescribed limits of any normal school, agricultural college, reform school or any other school under state patronage, and prescribing penalties for its violation.....	119	{ 193 } { 345 }	{ 236 } { 430 }	534	728	720	726	730
171.	Mr. HUNTER: An act to establish and maintain a fish hatchery on Pool creek or some tributary of the Frazer river in British Columbia.....	119	454						
172.	Mr. HUNTER: An act making a deficiency appropriation for salaries for deputy fish commissioners.....	119	181	198	223	723	694	718	722
173.	Mr. HUNTER: An act making deficiency appropriation for office rent for the State Fish Commissioner.....	119	181	198	224				
174.	Mr. HUNTER: An act to establish and maintain a fish hatchery on Dakota creek in Whatcom county, Washington.....	119	{ 181 } { 451 }	652	652	728	719	726	730
175.	Mr. LYONS: A bill for an act amending Sections 3 and 6 of an act entitled "An act relating to justices of the peace and constables in cities of the first class and fixing their number and salaries and providing for making one of the justices elected in such cities a police justice, and defining his duties, jurisdiction and powers," approved March 13, 1899, being Chapter LXXXV of Session Laws of 1899.....	126	181	200	226	{ 459 } { 603 }	436	491	499 517

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NUMBER, AUTHOR AND TITLE.	Read first time and referred...	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
176. Mr. JOHNSON: An act to divide the judicial district composed of the counties of Lincoln, Adams, Douglas, Okanogan, Ferry and Cheilan, to define said districts, to provide superior judges for said districts, and declaring an emergency.....	126	383			383				
177. Mr. TIBBETTS: An act providing 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 repealing an act approved February 14, 1889, and declaring an emergency.....	126	230	278	391	603	514	557	569	593
178. Mr. FIELD: An act to amend Section 6 of an act entitled "An act establishing a state geological survey, defining its duties and repealing "An act to create a Mining Bureau, and to define its powers and duties, and declaring an emergency," being Sections 172, 173, 174, 175, 176, 177, 178, 179, 180, 181, 182 and 183 of Ballinger's Annotated Codes and Statutes of Washington, approved February 25, 1890; also repealing "An act to create the office of State Geologist, prescribing his duties and compensation, making an appropriation for the same, and declaring an emergency," being Sections 3145, 3146, 3147, 3148, 3149 and 3150 of Ballinger's Annotated Codes and Statutes of Washington, approved February 28, 1890, approved March 18, 1901.....	127	198	{ 236 } { 354 }	{ 445 } { 447 }	{ 330 } { 728 }	720	726	731	.....
179. Mr. DILLING: An act relieving cities and towns from liability for death or damages to person or property upon streets, alleys, or other public places which have not been improved and opened to public travel.....	127	164	175	202					

180. Mr. WHITE: An act compelling railroads to fence their rights-of-way and to protect the owners of stock injured by moving railway trains, declaring the law of negligence with regard to stock injured by railway trains.....	127	192	210	268	728	711	726	730	.....
181. Mr. MACKENZIE: An act providing for the prosecution of the suit brought by the State of Washington against the Northern Securities Company and others, and providing an appropriation therefor.....	127								.....
182. Mr. MACKENZIE: An act amending "An act to fix the time for holding the annual election for Road Supervisors," approved March 6, 1899, by amending sections 1 and 2 of chapters XXVIII, Session Laws of 1899.....	127	628							.....
183. Mr. RAINE: An act to amend Section 231 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of the volumes of the decisions of the Supreme Court of the State of Washington.....	128	193	214	337					.....
184. Mr. RAINE: An act to amend Section 117 of Ballinger's Annotated Codes and Statutes of Washington, relating to the distribution of Session Laws of the Legislature of Washington.....	128	193	246	336					.....
185. Mr. PARCEL: An act providing for the collection of personal property taxes by the County Sheriff after delinquency.....	128	192			235				.....
186. Mr. PARCEL: An act amending Sections 2933 and 2934 of Ballinger's Annotated Codes and Statutes of Washington (the same being Sections 5713 and 5714 of Pierce's Code), providing for licensing the sale of intoxicating liquors.....	128	511			512				.....
187. Mr. JONES: An act to provide for the selection of candidates for election by popular vote, and relating to elections.....	128	271	365	464					.....
188. Mr. JEFFRIES: An act to amend certain sections of an act entitled "An act to enable cities of the first class 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, and declaring an emergency," approved March 9, 1893, and declaring an emergency.....	128	181	199	225	728	719	726	730	.....
189. Mr. LEWIS: An act regulating the amount of payment of premium upon policies of fire insurance, preventing rebating, and providing a penalty.....	134	271	355		459			

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NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee....	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
190. Mr. HOWARD: An act making an appropriation of \$10,000 to cover expenses to be incurred in conducting the suit of the State of Washington against the Northern Securities Company et al., now pending in the Supreme Court of the United States.....	134	670	.....	.....	.....	.....	.....	.....	.....
191. Mr. KEES: An act providing cumulative punishment for criminals.	134	280	.....	.....	.....	.....	.....	.....	.....
191. (Substitute). COMMITTEE ON JUDICIARY: An act increasing the penalty for persons convicted a second and third time of felony....	.....	280	372	464	{ 281 723 }	{ 660 661 }	683	686	.....
192. Mr. TIBBITTS: An act to provide for the establishment and maintenance of a branch of the State Soldiers' Home for honorably discharged soldiers, sailors and marines who have served the United States government in any of its wars, members of the State Militia disabled while in the line of duty, and who are bona fide citizens of this state, and also the wives of such soldiers, sailors and marines.....	{ 134 353 }	603	650	651	{ 641 736 }	724	736	737	.....
193. Mr. KEES: An act to amend Sections 8, 9, 10, 11, 12, 13, 14 and 15 of an act entitled "An act to amend Sections 3 to 31, both inclusive, of an act entitled 'An act classifying the counties according to population, enumerating the county officers, fixing the salaries thereof, providing for deputies, collection of fees and payment of salaries,' received by the Governor March 26, A. D. 1890," approved March 20, 1895.....	153	230	377	389	.....	.....	.....	.....	.....
194. Mr. GUNDERSON: An act relating to revenue and taxation and amending Section 1 of an act entitled "An act relating to revenue and taxation and amending an act entitled 'An act to provide for the assessment and collection of taxes in the State of Washington,'	.....	.....	.....	.....	.....	.....	.....	.....	.....

approved March 15, 1897, by amending Sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing Sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding Sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾, to said act, and declaring an emergency, approved the 15th day of March, 1899," which passed the House of Representatives February 28, 1901, and the Senate March 13, 1901, and declaring an emergency.....	{ 135 } 236	192	420	520	723	685	718	722	
195. Mr. McCoy: An act providing for a penalty and attorneys' fees where life or accident insurance company fails to pay liability after demand therefor.....	135	192			193				
196. Mr. LINDSLEY: An act to protect stockholders and persons dealing with corporations in this state.....	135	345	431	526	723	671	690	710	
197. Mr. BREWER: An act to amend Section 18 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a Board of Appraisers and a Board of Harbor Line Commissioners, as required by Articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," being Chapter 89, Session Laws of 1897, approved March 16, 1897.....	135	193	{ 236 } 349	348	329				
198. Mr. PHILBRICK: An act to amend Section 2068 of Ballinger's Code, known as an act to provide for the enrollment of the militia for its organization, maintenance and discipline of the National Guard of the State of Washington, and for the public defense, entitled "The Military Code," and to repeal existing laws.....	146	327							
199. Mr. HASTINGS: An act providing for the rate of interest to be paid on bonds of Jefferson county, now owned by the State of Washington, and declaring an emergency.....	146	271			348				
200. Mr. HOPP: An act making an appropriation for rent of room and vault in the southeast corner of the basement of the Thurston county court house from May 13, 1893, to May 25, 1901.....	147	254			255				
201. Mr. EASTERDAY: An act to require statements of fact and evidence produced in support of claims made to the Legislature against the state for money or property and to perpetuate the record of the same.....	147	209	250	343	603	513	557	570	593

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NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee....	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
202. Mr. HOWELL: An act to amend Section 30 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a Board of Appraisers and a Board of Harbor Line Commissioners, as required by Articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency, being Chapter LXXXIX, Session Laws of 1897, approved March 16, 1897, as amended by Chapter XLVIII, Session Laws of 1899," approved March 8, 1899, and declaring an emergency.....	147	309	376	467	{ 468 } { 513 }				
203. Mr. WILLIAMS: An act making a deficiency appropriation for traveling expenses and incidentals in the office of the Attorney General..	{ 147 } { 255 }	254							
204. Mr. RAINE: An act providing for the salaries of Superior Judges of the Superior Court of the State of Washington.....	147	383			383				
205. Mr. RAINE: An act relating to recognizances, stipulations, bonds, and undertakings, and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship, or the same as part of the lawful expense and costs of the principal or principals on the same; repealing an act of the Legislature of the State of Washington, entitled "An act," etc.....	147	271	354	457	{ 670 } { 723 }	661	683	686	

206.	Mr. DIX: An act to amend Sections 1, 2 and 4 of an act entitled "An act relating to the vacation of roads and repealing sections 3798 and 3799 of Ballinger's Annotated Codes and Statutes of the State of Washington, approved March 16, A. D. 1901," and repealing the sections so mentioned.....	148	298			298					
207.	Mr. CAMERON: An act making application to the Congress of the United States of America to call a convention for proposing amendments to the Constitution of the United States of America, as authorized by Article X of the Constitution of the United States of America.....	148	218	243	334	638	604	616	625	707	
208.	Mr. CAMERON: An act to provide for voting on an amendment to Section one (1) of Article two (2) of the Constitution of the State of Washington, embodying the right of direct legislation by the people.....	148	562								
209.	Mr. CAMERON: An act providing for the appointment and election of one additional judge of the Superior Court of the State of Washington in and for the counties of Lincoln, Adams, Douglas, Chelan, Okanogan and Ferry, fixing the term of office, and providing for the election of two judges of said Superior Court, and declaring an emergency.....	148	383	581		581					
210.	Mr. CAMERON: An act compelling railroads to fence their rights-of-way and to protect the owners of stock injured by moving railway trains, declaring the law of negligence with regard to stock injured by railway trains, and declaring an emergency.....	148									
211.	Mr. HAYNES: An act to amend an act entitled and cited as the Code of Public Instruction, amending Sections 9 and 10 of said act as amended by Sections 2 and 3 of an act approved March 19, 1901....	148	628								
212.	Mr. STARK: An act in relation to garnishments, and amending Section 10 of Chapter LVI of the laws of 1893, and Section 7 of Chapter LVI of Volume 2 of Ballinger's Annotated Codes and Statutes of Washington.....	149	383			383					
213.	Mr. STARK: An act amending Section 21 of Chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.....	149	309								
214.	Mr. GLEASON: An act to provide for the payment of expenses incurred in compliance with 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, 1893, and declaring an emergency.....	149	230	313	392	603	561	607	624	707	

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time	Report from Committee.	Second reading and amendments.	Third reading and vote on passage.	Other action by House.	Report from Senate.	Signed by Speaker.	Signed by President of Senate.	Message from Governor.
215. Mr. STARK: An act amending Section 58 of Chapter LXXI of the laws of 1897, relating to revenue and taxation, and declaring an emergency.....	149	309							
216. Mr. WELLS: An act to reimburse C. M. Paige for traveling and incidental expenses as Coal Mine Inspector, and payment therefor....	149	193 254			255				
217. Mr. ROTH: An act entitled "An act to appropriate for the relief of firemen and for the encouragement of volunteer fire companies, a part of the premiums received by fire insurance companies".....	149	433	619	{ 620 646 }	609				
218. Mr. ROTH: An act relating to the licensing of the sale of liquors, and amending Section 2933 of Ballinger's Annotated Codes and Statutes of Washington, being Section 1 of an act entitled "An act to regulate, restrain, license or prohibit the sale of intoxicating liquors," approved February 2, 1888.....	149	230			230				
219. Mr. WELLS and Mr. WHITNEY: Appropriation for building of annex, maintenance and equipment and sundry expenses of the Cheney Normal School.....	152	254							
220. Mr. HASTINGS: An act governing pilotage on the waters of Puget Sound and its tributaries and regulating the compensation therefor and repealing Sections 3216, 3217, 3218, 3219 3220, 3221, 3222, 3223, 3224, 3225, 3226, 3227, 3228, 3229, 3230, 3231, 3232, 3233, 3234, 3235, 3236, 3237, 3238, 3239, 3240, 3241, 3242 and 3243 of First Ballinger's Code.....	152	310	413	516					
221. Mr. TIBBETTS: An act to create and establish a standard size of certain fruit boxes for the State of Washington.....	153	344							

222. Mr. PARCEL: An act limiting the power to grant licenses for the sale of intoxicating liquors in accordance with majority public sentiment, and providing for petitions of remonstrance to express such sentiment.....	153	454	678	679	{ 580 } { 607 }			
223. Mr. PARCEL: A bill for an act for the protection of shade trees and hedges on public highways.....	153	254	318	440	723	685	718	722
224. Mr. MORGAN: An act to regulate and restrict the use of public highways and bridges within the State of Washington.....	153	628						
225. Mr. VENESS: A bill for an act to amend sections, 1, 3, 5, 8, 11 and 13, of an act entitled "An act to regulate mutual fire insurance companies and associations," approved March 14, 1899.....	153	271						
225. (Substitute). COMMITTEE ON INSURANCE: An act providing for the incorporation and regulation of mutual fire insurance companies; repealing chapter CXXXII of the session laws of 1899, and declaring an emergency.....		271	{ 352 } { 486 }	{ 449 } { 462 }	{ 363 } { 450 } { 452 } { 723 }	578	683	686
226. Mr. JONES: An act to prohibit the sale and disposition of intoxicating liquors, except as otherwise provided, within six hundred feet of any public library, public school, or any university, college, normal school, or other institution of learning of this state.....	153	433						
227. Mr. JONES: An act to amend the act entitled "An act relative to the vacation of town plats," approved December 6, 1881, constituting Sections 2333 to 2337 of the Code of 1881.....	153	309						
228. Mr. PHILBRICK: An act to apportion the State of Washington into two congressional districts.....	153				419			
229. Mr. DURHAM: An act making an appropriation for the improvement of the Agricultural College and School of Science.....	153	254						
230. Mr. DURHAM: An act relating to floating timber and drift wood in the Snake river.....	154	361						
231. Mr. ALLIS: An act changing the name of the State Reform School to the State Industrial School.....	165	230	277	277				
232. Mr. CARLE: An act to amend Section 4 of an act providing for the leasing of county property and entitled "An act for the leasing of county property, and declaring an emergency," as approved by the Governor on the 16th of March, 1901, and declaring an emergency.....	165	383			383			

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NUMBER, AUTHOR AND TITLE.	Read first time and referred.	Report from Committee	Second reading and amendments.	Third reading and vote on passage.	Other action by House.	Report from Senate.	Signed by Speaker.	Signed by President of Senate.	Message from Governor.
233. Mr. CARLE: An act for the relief of George A. Brooke.....	165	254	323	443	688	604	616	624	707
234. Mr. DILLING: An act regulating the allotment and expenditure of the Road and Bridge Fund in counties in which there is a city of the first class.....	165	454							
235. Mr. COATE and Mr. STEVENSON: An act providing for the survey, establishment and construction of a state road along the north bank of the Columbia river, from Lyle, in Klickitat county, Washington, to Washougal, in Clarke county, Washington, creating a commission therefor, defining their duties and making an appropriation therefor.....	{ 165 } { 255 }	254							
236. Mr. RAINE: An act to provide for the release of joint debtors.....	166	383	581	581	615				
237. Mr. RAINE: An act to provide that an offer in writing, if refused, shall be equivalent to actual tender.....	166	230			230				
238. Mr. EIDEMILLER: An act authorizing the Board of County Commissioners of the several counties of the State of Washington to dedicate to the public land for public streets and alleys in incorporated cities and towns through property belonging to the several counties of the State of Washington.....	166	240	316	394	723	671	690	710	
239. Mr. COMSTOCK: An act regulating the institution of actions for damages for personal injuries and death by wrongful act against cities of the first class.....	166	271	352	457					
240. Mr. TIBBETTS: An act in relation to the support of the poor and indigent, and establishing the liabilities of counties in reference thereto, and providing for the enforcement thereof.....	166	453	610		610				

241. Mr. EMERY: An act prohibiting the leaving of iron or steel in saw logs, and providing penalty for violation.....	{ 166 } { 388 }	{ 345 } { 486 }	644	644	646				
242. Mr. DICKSON: An act authorizing the State Auditor to give Kittitas county, Washington, credit on tax roll account for the year 1901.....	166	254	320	398					
243. Mr. DUNN: An act making an appropriation for irrigation investigations.....	166	345	428	539					
244. Mr. THACKER: An act relating to the construction of armories for the use of the National Guard of Washington, appropriating money from the Military Fund to assist therein, authorizing certain counties and cities of the first class to furnish sites and participate in such construction, empowering them to incur indebtedness, and to issue bonds therefor, and imposing penalties and providing a punishment for its violation.....	166	{ 240 } { 608 }	608	668	{ 727 } { 738 }	726	738	739	
245. Mr. DICKSON: An act amending Section 254 of Ballinger's Annotated Codes and Statutes of Washington, relating to certificates as to the official character of notaries public, and fixing the fee therefor.....	167	254			255				
246. Mr. DICKSON: An act making appropriations for the maintenance and increased equipment of the State Normal School at Ellensburg, and to build a building for the training department and equipping and furnishing the same.....	{ 167 } { 250 }	254							
247. Mr. DICKSON: An act authorizing the establishment of library districts and the establishing and maintaining libraries in the same..	167	628							
248. Mr. KING: An act to appropriate \$29.95 for the relief of M. Billings.....	167	254	320	399					
249. Mr. COLES: An act prohibiting the sale of intoxicating liquors within one mile of any naval reservation or station and of any military post or reservation, and prescribing penalties for its violation.....	167	486							
250. Mr. H. JOHNSTON: An act to regulate the business of conveyancing, to provide for the examination and authorization of conveyancers, prescribing fees, imposing penalties, and declaring an emergency.....	167	298			298				

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NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
251. Mr. THACKER: An act to provide for the enrollment of the militia, for the organization, maintenance and discipline of the National Guard of the State of Washington and for the public defense, and to amend Sections 1932, 1933, 1934, 1939, 1955, 1964, 1975, 1991, 2000, 2010 and 2068, and to repeal Section 1957 of Ballinger's Annotated Codes and Statutes of the State of Washington, and to amend Sections 6, 7, 8 and 11 of an act entitled "An act to amend Sections 1926, 1929, 1930, 1950, 1953, 1954, 1963, 1981, 1990, 1992, 1993, 2025, 2028, 2046 and 2061 of Ballinger's Annotated Codes and Statutes of the State of Washington, relating to the Military Code of the State of Washington, providing for courts of inquiry, and declaring an emergency," approved March 16, 1901, and declaring an emergency.....	167	254	319	441	723	686	718	722	
252. Mr. ZENKNER: An act appropriating money for the construction of a building at the State Reform School and for furnishing the same..	168	{ 382 } { 603 }							
253. Mr. H. JOHNSTON: An act to amend Section 245 of Ballinger's Annotated Codes and Statutes of Washington, providing for the appointment, qualification and duties of notaries public and declaring an emergency.....	168	298							
254. Mr. H. JOHNSTON: An act amending Section 4854 of Ballinger's Codes and Statutes of the State of Washington, relating to venue of actions against private corporations.....	168	298	420	505	298				
255. Mr. GRAY: An act for the protection of livery and boarding stable keepers.....	168	361	486	540					

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256.	Mr. GRAY: An act for the protection of livery and boarding stable keepers, and providing a penalty for the violation thereof.....	168	861						
257.	Mr. FROSTAD: An act relating to the assessment and collection of taxes in the State of Washington and to amend Section 3 of an act entitled "An act to amend Sections 13, 14, 15 and 24 of an act entitled 'An act amending an act entitled " 'An act to provide for the assessment and collection of taxes in the State of Washington,' approved March 15, 1897, by amending Sections 3, 5, 21, 43, 60, 61, 68, 71, 72, 76, 77, 82, 84, 96, 98, 102, 103, 107, 111, 116, 119, and repealing Sections 100, 101, 105, 106, 110, 113, 115, 117, 118 and 121 thereof, and by adding Sections 97½, 119¼, 119½, 119¾, 120¼, 120½, 120¾ to said act, and declaring an emergency, approved March 15, 1899,' and declaring an emergency," which passed the Senate February 21, 1901, and the House March 14, 1901, and declaring an emergency.....	182	345	425	530				
258.	Mr. THOMPSON:.....	182							
259	Mr. TIBBETTS: An act requiring corporations, companies, associations, firms and persons engaged in mining or manufacturing in this state, to pay their employes semi-monthly in lawful money of the United States and providing penalties for violation.....	182	254			255			
260.	Mr. ZENKNER: An act requiring judges of the Superior Court to reside at the county seat of some county in his district.....	182	230			230			
261.	Mr. J. B. WILSON: An act authorizing boards of education or directors of school districts within the state of Washington to establish and maintain day schools for the deaf, and authorizing payment therefor from the state common school fund.....	183	345	429	567				
262.	Mr. MOLDSTAD: An act to amend section 7386, Ballinger's Annotated Statutes and Codes of Washington, relating to the casting of sawdust and other lumber waste in water where fish resort to spawn.....	183	346	479		569			
263	Mr. GRIFFIN: An act to provide for the payment of expenses incurred in compliance with an act entitled "An act to provide for the construction and maintenance of dikes and dams in certain cases," approved February 2, 1888, or of any acts amendatory thereof, and declaring an emergency.....	183	{ 280 } { 382 }			383			

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264. COMMITTEE ON STATE SCHOOL AND GRANTED LANDS: An act to amend section 12 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster, and other lands, harbor areas, and for the confirmation and the completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of state land commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, as amended by section 1 of an act approved March 16, 1899, and as amended by section 1 of an act approved March 18, 1901, and declaring an emergency...	183	352	462	448
265. COMMITTEE ON STATE SCHOOL AND GRANTED LANDS: An act to amend sections 13, 15, 19, 23, 31, and 62 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and the completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners as required by articles 15 and 16 of the state constitution, which shall be generally known as the board of state land commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897, and adding sections 18½ and 31½ to said act, and declaring an emergency.....	183	.....	.....	.....	{ 309 314	.....	.....	.....	.....
266. Mr. ROTH: An act relating to voluntary sales of mining claims, or of any interest therein, or to create a lien thereon.....	184	254	.....	.....	255	.....	.....	.....	.....

267. Mr. BREWER: An act to provide for the purchase and distribution of "Pierce's Washington Code" to the state and county officers and justices of the peace of the state, and exchange with other states, for the benefit of the state library, and making an appropriation therefor.....	193	{ 310 } { 670 }							
268. Mr. CRAIGUE: An act regulating the filing and recording of plats..	194	345							
269. Mr. WHITNEY: An act creating the office of travelling state auditor, and declaring an emergency.....	194	310							
270. Mr. HASTINGS: An act for protection against the spread of Canada, Russian and Bull thistles, and for the destruction of the same, and for the payment of costs for destroying same, and prescribing the punishment for the violation of this act, and repealing "An act for the protection against the spread of Canada and Russian thistles and for the destruction of the same, and for the payment of costs for destroying same, and prescribing the punishment for the violation of this act," approved March 8, 1899.....	194	254		255					
271. Mr. GUNDERSON: An act to create a State Oyster Land Reserve Commission, to define its duties and powers, to provide for the protection and management of the state oyster land reserves, to create a fund to be known as the oyster land reserve fund, providing for the issuing of license to take oysters from the state oyster land reserves, providing for a penalty for violation of the provisions of this act, providing for appeal from said commission, making an appropriation and declaring an emergency.....	194								
271. (Substitute). COMMITTEE ON FISHERIES: An act to create a state oyster commission, to define its duties and powers, to provide for the protection and management of the state oyster land reserves, to create a fund to be known as the oyster fund, providing for the issuing of license to take oysters from the state oyster land reserves, providing for a penalty for violation of the provisions of this act, making an appropriation and declaring an emergency.....		{ 271 } { 473 }	500	501	{ 473 } { 723 }	672	726	730	....
272. Mr. MEGLER: An act to establish and maintain a fish hatchery on Gray's river, Wahkiakum county, in the state of Washington, and appropriating funds therefor.....	194	454							
273. Mr. GUNDERSON: An act relating to deeds of the state to tide lands sold for the purpose of oyster cultivation and declaring an emergency.....	194	345	425	529					

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274. Mr. VENESS: An act to amend sections one and two of an act entitled "An act to restrain swine from running at large, providing penalties, and prescribing the manner of appraisalment and collection of damages," approved March 14, 1890.....	194	280	276
275. Mr. VENESS: A bill for an act to prevent discrimination in the distribution of cars by railroad companies and providing a penalty therefor.....	195	345	423	527	.....	.....	.....	.....	.....
276. Mr. VENESS: An act to provide for incorporation, operation and management of co-operative associations, and declaring an emergency.....	195	669	.....	.....	.....	.....	.....	.....	.....
277. Mr. LEWIS: An act amending section 3769 of Ballinger's Annotated Codes and Statutes of the state of Washington relating to the conduct of road elections.....	195	628	.....	.....	.....	.....	.....	.....	.....
278. Mr. MALONEY: An act to divide the judicial districts composed of Spokane and Stevens counties, organize a new judicial district of the counties of Stevens and Ferry, to provide a superior judge for said district, and declaring an emergency.....	195	383	.....	.....	383	.....	.....	.....	.....
279. Mr. EASTERDAY: An act amending section 7038 of Ballinger's Code of the state of Washington, and being section 1557 of Pierce's Code of Washington, defining murder in the second degree and fixing the penalty therefor.....	195	280	410	504	{ 673/ 723}	672	718	722	.....

280.	Mr. BREWER: An act to create a state board of osteopathic registration and examination, to license osteopathic physicians, to regulate the practice of osteopathy in the state of Washington, prescribing penalties for the punishment of persons violating the provisions of this act and declaring an emergency.....	195	627							
281.	Mr. BENN: An act authorizing and empowering the board of state land commissioners to vacate plats covering state granted, school, tide or shore lands, and streets, alleys and other public places therein situated, and to plat, re-plat, appraise and dispose of the same; and giving to the owners of lands abutting on any of the parcels into which such streets, alleys or other public places so vacated shall be platted a preference right to purchase such parcel; and declaring an emergency.....	209	382	494	573	736	715	736	736	
282.	Mr. HENRY: An act for the regulating of the manufacture and sale of vinegar, providing for the enforcement of the law and fixing a penalty for violation thereof.....	209	454	681	681	640				
283.	Mr. PARCEL: An act providing for the monthly payment of the assessors of the counties of the state of Washington.....	209	343	424	528					
284.	Mr. GRAY: An act to provide for the acceptance and receipt by the superintendents of the different insane asylums of the state of money donated or given to or for the benefit of such asylums and for the payment of any money so received into the state treasury..	218	298	376	376	723	671	718	722	
285.	Mr. MACKENZIE: An act amending an act entitled "An act providing for and regulating the selection of jurors in the superior courts of the state; and providing for the appointment of jury commissioners, prescribing their duties, qualifications and compensation, and providing for their removal from office; declaring certain violations of this act to be contempt of court and providing for the punishment thereof as such; and repealing all laws and parts of laws in conflict therewith, approved March 16, 1901;" Pierce's Code, section 5945.....	218	310	414	519	717				
286.	Mr. ROTH: An act to amend section 1 of an act entitled "An act to amend an act entitled 'An act to amend sections 105, 106, 114 and 117 of an act entitled "An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency,' and approved March 27, 1890," approved March 9, 1891, and declaring an emergency, approved March 8, 1893; and repealing an act entitled "An act providing for the election of city marshal in cities of the third and fourth classes and other cities of equal population, approved March 20, 1895;									

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and amending sections 108, 143, 144 and 146 of an act entitled 'An act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency,' approved March 27, 1890; and amending section 2 of an act entitled 'An act to amend sections 105, 106, 114 and 117 of an act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency,' and approved March 27, 1890," approved March 9, 1891; and amending section 4 of an act entitled "An act to amend sections 107, 109, 113, 116, 124, 125, 126, 132, 133, 134, 135 and 136 of an act providing for the organization, classification, incorporation and government of municipal corporations, and declaring an emergency, approved March 27, 1890," approved March 9, 1893; and providing for the confirmation of appointments of municipal officers and employes made by the mayor.....	218	345	426	530	{ 683 723 }	672	717	722
287. Mr. KEES: A bill amendatory of sections 6529 and 6530 of Ballinger's Annotated Codes and Statutes of Washington, relating to appeals to the supreme court.....	219	383	.....	.....	383	.....	.....	.....	.....
288. Mr. MOLDSTAD: An act to repeal section 5 of chapter CXXXII of the Session Laws of 1899 entitled "An act to regulate mutual fire insurance companies and associations".....	219	669	.....	.....	.....	.....	.....	.....	.....
289. Mr. R. B. WILSON: An act to amend sections 4154 and 4112 of Ballinger's Code, providing for the condemnation of property for storage reservoirs, canals, ditches or flume ways for the purpose of storing, carrying or diverting water from any natural stream or any lake within this state; and providing for the right to convey water along any of the natural streams of the state, and limiting the right of diversion therefrom.....	219	.....	.....	.....	.....	.....	.....	.....	.....

290.	Mr. FIELD and Mr. POGUE: An act providing for the improvement of roads in Chelan and Okanogan counties, for building a draw-bridge, and making an appropriation therefor.....	219							
291.	Mr. RANCK: An act amending sections 5351 and 5355 of Ballinger's Annotated Codes and Statutes of the state of Washington, being sections 2 and 6 of an act of the Legislative Session of 1886, and entitled "An act in relation to attachments and garnishments," approved February 3, 1886.....	220	310	412		412			
292.	Mr. LINDSLEY: An act to establish an institution for the defective and feeble minded youth of the state of Washington, providing for the erection and equipment of suitable buildings therefor and making an appropriation, and repealing laws and parts of laws in conflict with this act and declaring an emergency.....	220	{ 309 }						
			{ 603 }						
293.	Mr. HOPP: An act authorizing the board of state capitol commissioners to lay out, construct cement walks, ornament and beautify the grounds of the capitol building of the state of Washington, and for an appropriation therefor.....	220							
294.	Mr. FIELD: An act providing for the improvement of Lake Chelan for navigation purposes, and declaring an emergency.....	220	344	421	524	728	715	726	730
295.	Mr. JOHNSON: An act providing for the settlement of taxes assessed against mining property for the years 1899, 1900, 1901 and 1902 and authorizing a compromise of disputes or suits relating thereto, and declaring an emergency.....	{ 220 }	{ 254 }	379	497	603	604	616	625
		{ 255 }	{ 309 }						713
296.	Mr. ALLIS: An act providing for the summoning and examination of witnesses before and by prosecuting attorneys.....	220	362	486	551				
297.	Mr. DIX: An act amending sections 715, 716 and 717 of Ballinger's Annotated Codes and Statutes of the state of Washington, relating to classification of cities and towns.....	220	309			377			
298.	Mr. DIX: An act regulating the allotment and expenditure of the road and bridge fund collected upon property situated in cities of the second and third classes and towns of the fourth class.....	221	{ 345 }						
			{ 454 }						
299.	Mr. HUNTER: An act to repeal an act entitled "An act providing for the setting aside of certain school lands to the use and for the benefit of the American Patriotic Memorial College," approved March 13, 1895.....	221	309	412	506	728	711	726	731
300.	Mr. JOHNSTON: An act to prevent the duplication of corporate entitlements.....	221	345	422	526	723	671	690	710

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301. Mr. WELLS: An act to create and organize the county of McKinley, and declaring an emergency.....	221	453
302. Mr. PEASLEE: An act to amend section 1 (Pierce's Code, sec. 3921) of an act entitled "An act to provide for annexing certain county territory to a neighboring county to which it is contiguous," and to repeal section 10 of said act approved March 9, 1891.....	230	368	489	570	{ 583 } { 728 }	685	718	722	.....
303. Mr. DILLING: An act declaring it a misdemeanor for any person or representative of any corporation to offer for sale or for rent or make application for loan upon real estate, without having the written authority thereto from the owner thereof, and for soliciting and accepting commissions under certain conditions.....	230	{ 310 } { 345 }	.....	.....	.....	.....	.....	.....	.....
304. Mr. WHITNEY: An act for the relief of Peter Hughes.....	230	580	.....	.....	580	.....	.....	.....	.....
305. Mr. KEES: A bill for an act amending sections 1347 and 1350 of volume 2 of Hill's Annotated Codes and Statutes of Washington, relating to the commitment and working of persons for non-payment of fines and costs.....	231	310	412	515	728	715	726	731	.....
306. Mr. CRANDALL: An act regulating the marking of food packages and regulating weights and measures thereof, providing for the enforcement of the law and fixing a penalty.....	231	454	702	702	702	.....	.....	.....	.....
307. Mr. CRANDALL: An act to amend section 19 of an act entitled "in relation to attachments and garnishments," approved February 3, 1886, and being section 306 of 2 Hill's Annotated Codes of Washington and section 5367 of Ballinger's Codes and Statutes of Washington.....	231	392	.....	.....	.....	.....	.....	.....	.....

- 308. Mr. BREWER: An act to amend section one of an act entitled "An act relating to costs in the superior court, approved March 27, 1890, the same being section 5167 of Ballinger's Annotated Codes and Statutes of Washington.....
- 309. Mr. KING: An act to punish husbands who connive at the prostitution of their wives.....
- 310. Mr. RAINE: An act providing for the maintenance for two years, the improvement of grounds, improvement, repair, and equipment of buildings, and incidental expenses for the University of Washington, and making an appropriation therefor.....
- 311. Mr. PALMER: An act establishing a trout hatchery on Lake Crescent and making an appropriation therefor, and declaring an emergency.....
- 312. Mr. STARK: An act to restrict the running at large of live stock, and providing a penalty.....
- 313. Mr. HOPP: An act providing for the framing of the several legislative groups and of the constitutional convention for preservation in the new capitol building.....
- 314. Mr. MEGLER: An act to provide for the collection, exhibition and maintenance of the products of the state of Washington at the Lewis and Clark Centennial and American Pacific Exposition and Oriental Fair, 1905, at Portland, Oregon, and making an appropriation therefor.....
- 315. Mr. GUNDERSON: An act amending section 6 of "An act providing for the protection of food fishes in the waters of the state of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws, and declaring an emergency," approved March 13, 1899, the same being 5278 of Pierce's Code.....
- 316. Mr. BREWER: An act providing for a state wagon road through the counties of Jefferson, Clallam and Chehalis, creating a state road commission and making an appropriation to construct said road...

231	383			383				
231	511	635	636	{ 669 } { 723 }	694	718	722	
231	254							
231	345	670						
231	327	420	523					
231	345	423	527	736	724	726	227	
241								
241	580	665	665					
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317. Mr. GLEASON: An act amending section one of an act entitled "An act to define the duties, and provide for assistance for, and fix the compensation of, the Secretary of State," the same being section 115 of Ballinger's Code and section 8456 of Pierce's Code of the state of Washington, and repealing section 15 of an act entitled "An act relating to the state library and declaring an emergency," approved March 8, 1893, the same being section 2614 of Ballinger's Code and section 8359 of Pierce's Code of Washington, and all other acts in conflict with the same.....	241	310	379	502	728	720	726	730
318. Messrs. BREWER and PHILBRICK: An act relating to the tide lands of Hoquiam and for the platting, appraisement and sale thereof.....	241	346			452				
319. Mr. MACKENZIE: An act prohibiting the sale of intoxicating liquors on or near the grounds of the State Agricultural College, Experiment Station and School of Science of the state of Washington, located at Pullman, Washington.....	242	586							
320. By COMMITTEE ON REVENUE AND TAXATION: An act to provide for notices of assessment and of the time and place of meeting of the county board of equalization.....	242		316	395					
321. Mr. JONES: An act providing for the assessment and taxation of express companies doing business in the state of Washington, compelling annual returns and providing penalties.....	242	309	{ 436 } { 475 }	736	{ 319 } { 410 } { 420 } { 457 } { 544 }				
322. Mr. KING: An act for the relief of C. S. Reinhart as clerk of the supreme court, and making an appropriation therefor.....	242								

323. COMMITTEE ON MEDICINE, SURGERY AND HYGIENE: An act to amend section 1 of an act entitled "An act to amend section 2615 of volume 1, Hill's Annotated Statutes and Codes of Washington, relating to state board of health," approved March 16, 1897.....	242		316	395	603	578	607	624	707
324. Mr. MEGLER: An act repealing an act entitled "An act to provide for the payment of the debt of the Territory of Washington, and declaring an emergency," approved February 26, 1890.....	255								
325. Mr. MEGLER: An act amending section 2068, Ballinger's Code, the same being section 6419 of Pierce's Code of Washington.....	255								
326. Mr. CRAIGUE: An act governing the appointment, salaries, powers, and duties of superior court commissioners, declaring an emergency, and repealing an act entitled "An act relating to the appointment of superior court commissioners, and declaring an emergency," approved March 19, 1895.....	255	383			383				
327. Mr. PHILBRICK: An act providing for the purchase of additional lots, and for the care and improvement of the ground around the monument erected by the state to the dead soldiers of the Washington volunteers, and appropriating money therefor.....	{ 256 348 }	{ 309 603 }	648	648	661	724	786	737	
328. Mr. MOLDSTAD: An act authorizing towns of the fourth class to select and designate an official newspaper, and declaring the publication of all notices in such paper for the period and in the manner provided by law or the ordinances of said town to be due and legal notice.....	256	309	379	471	726	689	718	722	
329. Mr. CORLISS: An act requiring electric roads operated and run by the third rail system, or by means of a third rail charged by electricity, to provide a suitable appliance for covering the third rail, and fixing a penalty for its violation.....	256								
330. Mr. BREWER: An act relating to the state library, giving the law department thereof to the control of the supreme court, which shall hereafter be known as the supreme court library.....	256	310							
331. Mr. DILLING: An act authorizing cities of the first class to assess for local improvements lands belonging to the state of Washington, the University of Washington, counties, school districts, and other municipal corporations, and declaring an emergency.....	256	345	426	531	543				
332. Mr. DILLING: An act to amend section 2335 Ballinger's Code, relating to the appointment of a deputy insurance commissioner...	256	669							

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333. Mr. MERRILL: An act making fish traps, pound nets and set fishing locations subject to taxation.....	256	309	412	506	511				
334. Mr. HOPP: An act providing for a constitutional amendment conferring power upon the Legislature to enforce taxes upon the franchises and intangible property of all corporations and individuals; and providing for collection and apportioning the same to the state, counties and other municipal corporations.....	257	367							
335. Mr. HOPP: An act empowering the board of county commissioners of the several counties of this state to designate three newspapers in each county to be known as "official newspapers" of such county, in which to publish their proceedings and other county advertising, fixing the rate of compensation for same, and empowering the county treasurer to designate one of said "official newspapers" in which to publish the list of delinquent taxes.....	257	483							
336. Mr. GRIFFIN: An act relating to local improvements in cities of the third class and amending section 943 of Ballinger's Codes and Statutes of Washington; said section 943 being section 124 of chapter VII of the laws of 1890 as amended by section 5 of chapter LXX of the laws of 1893 and chapter CXIII of the laws of 1901....	257								
337. Mr. GRIFFIN: A bill for an act to amend section 1 of an act entitled "An act relating to the location and establishment of private roads of necessity and providing for compensation for lands taken therefor.....	257								

338.	INSURANCE COMMITTEE: An act to amend chapter CLXXIV Session Laws 1901, entitled "An act regulating fraternal beneficiary societies, orders or associations....."	257	352	449	{ 678 } { 723 }	671	690	710	.....
339.	Mr. CRANDALL: An act to amend section 2819 of Ballinger's Code of the state of Washington, the same being section 5632 of Pierce's Code, requiring insurance companies to deposit securities.....	257	669						.....
340.	Mr. J. B. WILSON: An act to prevent the shooting at, killing, or wounding of pigeon doves or other birds when released from a trap, cage, box or other confinement.....	258	345						.....
341.	Mr. THACKER: An act in relation to county boards of health, defining their duties and prescribing penalties.....	258	454		454				.....
342.	Mr. LEWIS: An act to amend sections one and three of an act creating and providing for the enforcement of liens for labor and material, approved February 21, 1893.....	258	310	477	515				.....
343.	Mr. COLE: An act to amend an act of the state of Washington entitled "An act for the more effectual prevention of cruelty to animals," approved March 18, 1901.....	258	454						.....
344.	Mr. COLE: An act to amend an act entitled "An act making it unlawful to injure, obstruct or destroy any line erected or constructed for the transmission of electrical current, or appurtenances or appliances connected therewith; or to remove, injure or to destroy any house, shop, building or other structure or machinery connected therewith; or to set any fire that shall result in such injury or destruction; or to prevent the removal of any obstruction to such lines; and prescribing the punishment therefor," approved March 13, 1899; and declaring an emergency.....	258	362	{ 491 } { 588 }	584	{ 571 } { 736 }	719	736	737
345.	COMMITTEE ON FISHERIES: An act to create a state board of oyster land commissioners, defining its duties, making an appropriation therefor, repealing all conflicting laws, and declaring an emergency.....	{ 255 } { 272 }	670						.....
346.	Mr. WHITNEY: An act to prohibit stock from running at large in the public highways within five miles of the corporate limits of cities having 10,000 or more population, and prescribing a penalty for the violation of the terms of this act.....	272	345	422		528			.....
347.	Mr. STARK: An act to amend sections 215, 219 and 224 of chapter CXVIII of the Session Laws of 1897, and sections 26 and 27 of chapter CXLII of the Session Laws of 1889, the same being sections 7459, 7463, 7466, 7467 and 7468 of Pierce's Washington Code, relating to state normal schools.....	272	{ 388 } { 628 }					

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348. Mr. STARK: An act for the relief of Spokane County.....	272	473
349. JOINT COMMITTEE ON APPROPRIATIONS: An act making appropri- ations for the salaries and expenses of the state board of control and for the maintenance and sundry expenses of the various state penal, reformatory and charitable institutions for the fiscal term beginning April 1, 1903, and ending March 31, 1905.....	272	290	291	{ 299 } { 603 }	297	335	347	401
350. Mr. CRAIGUE: An act providing for the appointment of a commis- sion to investigate, collect statistics, and report upon the advisa- bility of providing a manual training school for American boys to learn trades and making an appropriation therefor.....	272	345	428	532	.....	.....	.....	.....	.....
351. Mr. JOHNSTON: An act providing for the prosecution of actions by poor parties in the superior courts, and justice's courts where justices are salaried officials.....	273	627	.....	.....	.....	.....	.....	.....	.....
352. Mr. JOHNSTON: An act to divide the state of Washington into three congressional districts.....	273	.....	.....	.....	419	.....	.....	.....	.....
353. Messrs. WITTER and MACKENZIE: An act amending an act entitled "An act to amend an act entitled and cited as the Code of Public Instruction of the State of Washington, amending sections 6, 10, 11, 22, 30, 33, 39, 42, 48, 49, 54, 56, 78, 97, 99, 101, 102, 105, 111, 121, 141, 142, 144, 153, 175, 177, 222, 223, 255, all being of said act and declaring an emergency," relating to the expense of indigent pupils, being section 7484 of Pierce's Code.....	273	345	429	533	{ 653 } { 728 }	719	726	730	.....

354. Mr. BREWER: An act to amend section 3 (Pierce's Code, section 376) of an act entitled "An act relating to the sales of property under execution, decrees and orders of sale, and the confirmation of sheriff's sales, and redemption therefrom, approved March 8, 1899.....	273	454	614	615	728	715	726	730	.....
355. Mr. GUNDERSON: An act creating a board of arbitration and conciliation for the determination of all differences, commonly called labor troubles, between employers and employes.....	273								.....
356. Mr. COLE: An act to amend an act entitled "An act relating to justices of the peace and constables in cities having more than 5,000 inhabitants, and fixing their number and salaries," approved March 13, 1897.....	273	309	378	469					.....
357. Mr. COLE: An act in relation to county commissioners and defining their duties and repealing any acts in conflict therewith.....	273	453							.....
358. GAME AND GAME FISH COMMITTEE: An act to amend House Bill No. 380, known as chapter CXXXVII, of the Session Laws of the state of Washington passed by the House March 2, 1899, and by the Senate March 8, 1899, and approved March 13, 1899, entitled "An act for the protection of game animals, birds, song birds, and game fish, creating the office of state game warden and defining duties and imposing additional duties on deputy game wardens, imposing penalties for violation and repealing all acts or parts of acts in conflict herewith".....	{ 274 } { 360 }	407	585	585	657				.....
359. COMMITTEE ON GAME AND GAME FISH: A bill establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties, repealing conflicting laws, repaling section nine, page 283, of the Session Laws of 1891 of the state of Washington.....	{ 274 } { 360 }	407	596	597	616				.....
359. (Substitute). GAME AND GAME FISH COMMITTEE: A bill establishing hunter's license, providing for the disposition of all moneys collected under the same, fixing the penalties, repealing conflicting laws, repealing section 9, page 283 of the Session Laws of 1901 of the state of Washington.....					657	{ 661 } { 728 }	710	726	730
360. Mr. MEGLER: An act for the relief of O. A. Bowen.....	274	407	608	609	723	694	718	722	.....
361. Mr. DICKSON: An act to amend section 26 of an act entitled "An act providing for the use of water for the purposes of irrigation, and providing for the condemnation of the right of way for ditches and to carry water for such purposes," approved March 4, 1890....	274	345			{ 346 } { 473 }			

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362. Mr. WHITNEY: An act to provide for the establishment and maintenance of a district fair at Spokane for the encouragement of stock raising, horticulture and agriculture, and making an appropriation therefor.....	281	670							
363. Mr. WELLS: An act in relation to abstracters and abstract companies, providing for the furnishing of security, and fixing a penalty for violation thereof.....	281	388	576	577					
364. Mr. WILLIAMS: An act for the relief of P. J. McGowan and Sons (Incorporated) and granting to them the right and privilege to use and enjoy a strip or location of tide lands, eighty (80) feet wide and four hundred (400) feet long within the east half of the Holman Waterway, according to the official plat of the tide lands and harbor lines, in front of the town of Ilwaco, on file in Pacific county; to use the land and location by constructing and maintaining wharves and buildings thereon, and conducting any or all parts of the business of catching, canning, packing or otherwise preserving salmon or other fish or food products and disposing of the same; and for the relief of the said P. J. McGowan & Sons and the town of Ilwaco in the rights and privileges, to occupy and use a strip or location of the said tide lands within the Holman Waterway twenty (20) feet wide and extending eighteen hundred (1800) feet to the shore or meander line for the purpose of constructing and maintaining a wharf and roadway on the east half of said waterway for the free use and benefit of the public, said rights and privileges to be for a period of thirty (30) years and declaring an emergency.....	281	361	479	{ 549 } { 728 }	582	685	718	722	.....

H F	365.	Mr. MACKENZIE: An act providing for the operation of barb wire telephone lines, making a misdemeanor and providing a penalty	282	562								
	366.	Mr. WELLS: An act to provide for the method of establishing and organizing new counties in the state of Washington	282	483	681	682						
	367.	COMMITTEE ON GAME AND GAME FISH: An act to regulate fishing for trout, providing a penalty for the violation thereof, prescribing the duty of the state game warden and his deputies in relation thereto and establishing the rule of evidence in cases arising under this act	282		373	{ 373 } { 393 }	{ 374 } { 392 }					
	368.	Mr. DILLING: An act to amend section 4334 of Ballinger's Annotated Codes and Statutes of Washington, relating to the appropriation of lands and highways for corporate purposes	282	361	479	545	728	704	726	730		
	369.	Mr. JONES: An act to amend section 97½ (Pierce's Code, sec. 8693) of an act entitled "An act to provide for the assessment and collection of taxes in the state of Washington," approved March 15, 1897, as the same was added to said act by an act approved March 6, 1899	282	473	666	666	{ 669 } { 728 }	715	726	730		
	370.	Mr. GLEASON: An act for the relief of E. G. Bickerton for services as a licensed auctioneer in the matter of the sale of certain school lands in King county, and making an appropriation therefor	282	535								
	371.	Mr. GLEASON: An act to amend section 49 of an act entitled: An act to enable cities of the first class 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 for certain cases upon property benefitted, and declaring an emergency, approved March 9, 1893	282	424	628	628	633					
	372.	Mr. GLEASON: An act to amend sections 5637, 5638, 5640 and 5641 of Ballinger's Annotated Codes and Statutes of Washington, relating to procedure in the appropriation of private property by corporations	283	383	495	570	736	715	736	737		
	373.	Mr. YORK: An act providing for the service of process upon corporations failing to file a list of officers with their titles of office, names, and addresses and their terms of office as required by existing laws	283	383								
	374.	Mr. YORK: An act providing for the filing of process with proof of service thereof	283	383			383					

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Messsage from Governor.....
375. Mr. YORK: An act authorizing and empowering any corporation to subscribe for, and to acquire by purchase or otherwise and hold, own, sell, assign, and transfer shares of the capital stock of another corporation, and to participate in and vote said stock at any and all stockholders' meetings, and upon being authorized at a regular or special stockholders' meeting by vote of three-fourths of the stockholders of any corporation shall have the power to lease or sell any and all its corporate property, rights, privileges, or franchises and assets.....	283	383			383				
376. Mr. LINDSLEY: An act providing for a law library fund and in relation thereto.....	283	310							
377. Mr. LINDSLEY: An act in relation to stenographers for the superior courts.....	283	310							
378. Mr. BUTLER: An act reserving certain state school lands from sale or lease, and declaring an emergency.....	283	407	598	598	615				
379. Mr. BUTLER: An act for the relief of W. H. Burdon and the estate of Wm. Munks.....	283	486							
380. Mr. QUINN: An act granting a bounty for the encouragement of the production and manufacture of sugar in the state of Washington..	{ 283 344 }	344							
380. (Substitute). JOINT COMMITTEE ON AGRICULTURE: An act granting a bounty for the encouragement of the manufacture of sugar...		454	642	642	{ 646 736 }	704	736	737	
381. Mr. Quinn: An act authorizing the judges of the superior courts to appoint special prosecuting attorneys.....	284	345	424	529	434				

382.	Mr. ALLIS: An act providing for the manner of paying warrants issued under an act of the legislature of the state of Washington entitled "An act to provide for the construction, repairing and protection of drains and ditches for agricultural, sanitary and domestic purposes, and to provide for the organization of drainage districts, and declaring an emergency," approved March 19, 1890, and amending section 7 of an act of the Legislature of the state of Washington entitled "An act providing for the payment of expenses incurred in compliance with an act entitled 'An act to provide for the construction, repairing and protection of drains and ditches for agricultural, sanitary and domestic purposes, and to provide for the organization of drainage districts, and declaring an emergency,' approved March 19, 1890, and declaring an emergency," approved March 19, 1893, and declaring an emergency.....	284	454	626	627	{ 626 642 646 728 }	711	726	730	.....
383.	Mr. GUNDERSON: An act to amend sections 5 and 6 of "An act to provide against the adulteration of food and fraud in the sale thereof; creating a state board of food commission, defining their duties and providing for the appointment of an officer to be known as the state dairy and food commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing "An act to provide against the adulteration of food," approved March 13, 1899," approved March 16, 1901, the same being sections 5327 and 5328 of Pierce's Code.....	284	382	493	554					
384.	Mr. GUNDERSON: An act amending section 1 of "An act relating to school teachers who violate their contract for teaching," approved March 16, 1901," the same being chapter CXXVI, Session Laws of 1901.....	284	345	{ 429 637 }	637	{ 532 653 }				
385.	Mr. COLE: An act in relation to irrigation and water works, defining surplus water of the state of Washington, providing for the appropriation and empounding thereof for beneficial uses, providing for the conveyance of empounded water along the natural water channels in this state, providing for the condemnation of property for storage reservoirs, irrigation and other water works, the condemnation of storage reservoirs and other water works for greater public use, making it unlawful for any person to use any more water than necessary in the irrigation of land and providing a penalty, making it a misdemeanor for any person knowingly, wilfully or without authority to interfere with in any way or injure any structure for the conveyance, measurement or distribution of any of the appropriated water of this state, prescribing a penalty for such misdemeanor, repealing all laws in conflict with the provisions of this act, and declaring an emergency.....	285								

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
385. (Substitute). COMMITTEE ON WATER RIGHTS AND IRRIGATION: An act in relation to irrigation and water works, defining surplus water of the state of Washington, providing for the appropriation and emponding thereof for beneficial uses, providing for the conveyance of emponded water along the natural water channels in this state, providing for the condemnation of property for storage reservoirs, irrigation and other water works, the condemnation of storage reservoirs and other water works for greater public use, making it unlawful for any person to use any more water than necessary in the irrigation of land and providing a penalty, making it a misdemeanor for any person knowingly, willfully or without authority to interfere with in any way or injure any structure for the conveyance, measurement or distribution of any of the appropriated water of this state, prescribing a penalty for such misdemeanor, repealing all laws in conflict with the provisions of this act and declaring an emergency..		486	588	590	{ 482 } { 562 }				
386. Mr. KING: An act for the relief of Barton Sensenig, Frances K. Bell, Sophie E. Glover, Harry Snyder, Candace A. Yandes, Jessamine Curd, and Florence Knapp.....	285								
387. Mr. HOPP: An act to amend section 7 of an act entitled "An act to regulate and control insurance companies, corporations and associations in this state, and to amend sections 1, 6 and 7 of an act entitled "An act to regulate and control insurance companies, corporations and associations in this state and to amend sections 11, 26, 29, 33 and 34 of "An act to regulate and license insurance in this state, to repeal existing laws in relation thereto and declaring an emergency, approved March 19, 1895, approved March 13, 1897, approved March 15, 1899.".....	285	536							

388. Mr. DIX: An act to establish a bi-partisan railroad and transportation commission for the state of Washington, whereby discrimination and extortion in railroad charges may be prevented, and reasonable freight and passenger services and tariffs may be established; to prescribe and authorize the making of rules and regulations to govern the commission and the railroads, and afford railroad companies and other parties adequate remedies; to prescribe penalties for the violation of this act, and to provide means and rules for its enforcement.....
389. Mr. DIX: An act to apportion the state of Washington into three congressional districts.....
390. Mr. McNICOL: An act for the protection of life and property against injury and damages resulting from the operation of stationary and portable steam engines and boilers by incompetent engineers, and declaring an emergency.....
391. Mr. DICKSON: An act to amend section 2558 of volume 1 of Hill's Annotated Codes and Statutes, being section 3535 of Ballinger's Annotated Codes and Statutes of Washington, relating to the regulation of the building and maintaining of barb wire fences.....
392. Mr. JOHNSON: An act to provide for the issuance of search warrants for the seizure of game unlawfully taken, killed, held or acquired and for the sale of the same in certain cases.....
393. Mr. JOHNSON: An act to provide for the destruction of cougars or mountain lions, and providing a premium therefor.....
394. Mr. CAMERON: An act requiring persons who sell or manufacture so-called patent medicines to cause the ingredients thereof to be plainly printed on the outside of the bottles or boxes in which they are sold.....
395. Mr. CRAIGUE: An act to amend section 2368 of Ballinger's Annotated Codes and Statutes of Washington, being section 98 of an act entitled "An act to establish a general, uniform system of public schools in the state of Washington, and repealing chapter VI of title III, chapter VII of title V, all of title X except chapter XVII, chapter IV of title L, all being of volume one of Hill's Annotated

285	608					
286			419			
286	408		599			
286	454	487		454		
286	362	487	551			
286						
286	433	901	601			

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred...	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
<p>Statutes and Codes of Washington; also repealing all amendments thereto; also repealing an act entitled "An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another," approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the state of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the state of Washington of not less than one acre and not more than five acres, and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled "An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the governor," approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1885," said act of which this act is amendatory, being known and cited as the code of public instruction of the state of Washington, and being chapter CXVIII of the Session Laws of 1897, approved March 19, 1897....</p>	286	453	611	611	706 728	705	726	730	.....

<p>396. Mr. CRAIGUE: An act to amend section 117 of an act entitled "An act to establish a general, uniform system of public schools in the State of Washington, and repealing Chapter VI of title III, Chapter VII of title V, all of title X except Chapter XVII, Chapter IV of title L, all being of volume 1 of Hill's Annotated Codes and Statutes of Washington; also repealing all amendments thereto; also repealing an act entitled 'An act concerning the formation of new school districts, changing the boundaries and transferring territory from one district to another,' approved March 9, 1893; also repealing an act entitled 'An act to provide for the management and control of state normal schools in the State of Washington,' approved March 10, 1893, and all amendments thereto; also repealing an act entitled 'An act granting to school districts the right to purchase school house sites of school lands belonging to the State of Washington, of not less than one acre and not more than five acres; and granting to school districts the preference right to purchase such sites, and declaring an emergency,' approved February 26, 1895; also repealing an act entitled 'An act relating to the indebtedness of school districts, providing means and methods for paying and funding the same, and means for validating the same or any part thereof incurred in excess of one and one-half per centum of the taxable property of the school district without the assent of three-fifths of the voters of the school district voting at an election held for that purpose, and declaring that an emergency exists for the taking effect of this act on its passage and approval by the Governor,' approved March 1, 1895; also repealing an act entitled 'An act to provide for the formation of joint school districts, and to prescribe the minimum number of school children required for the formation of new school districts, and declaring an emergency,' approved March 13, 1895;" said act, of which this act is amendatory, being known and cited as the code of public instruction of the State of Washington, and being Chapter CXVIII of the session laws of 1897, approved March 19, 1897.....</p>	287	453	612	612	728	705	726	730	.....
<p>397. Mr. CRAIGUE: An act to amend section 63 of an act entitled "An act to provide for the assessment and collection of taxes in the State of Washington," approved March 15, 1897, being section 1719 of Ballinger's Annotated Codes and Statutes of Washington.</p>	{ 288 / 348 }	453	612	612	{ 706 / 728 }	705	726	730	.....
<p>398. Mr. PHILBRICK: An act more clearly defining the boundaries of Chehalis county, and amending section three (3), chapter one (1), title one (1), Vol. one (1) Ballinger's Codes and States of Washington.....</p>	228	.....	.....	.....	.....	.....	.....	.....	.....

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	<i>Read first time and referred..</i>	<i>Report from Committee...</i>	<i>Second reading and amendments.....</i>	<i>Third reading and vote on passage.....</i>	<i>Other action by House.....</i>	<i>Report from Senate.....</i>	<i>Signed by Speaker.....</i>	<i>Signed by President of Senate</i>	<i>Message from Governor.....</i>
399. MR. CAMERON: An act to amend section 20 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease, and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties, and making an appropriation therefor, and declaring an emergency," approved March 16, 1897..	288	407	595	595	615				
400. MR. WANCK: An act amending section 3 of an act of the legislative session of 1899 relating to sales of property under execution, and entitled "An act relating to the sales of property under execution, decrees and orders of sale, and the confirmation of sheriff's sales, and redemption therefrom, and repealing an act passed by the legislature of the State of Washington, March 2, 1897, approved March 10, 1897, entitled 'An act relating to the sale of property under execution and decrees, and confirmations of sheriff's sales, and repealing sections 511, 512, 513, 514, 515, 516, 517, 518, 519, 520, and 521 of Vol. 2 of Hill's Annotated Statutes and Codes of the State of Washington, relating to the redemption of real estate sold on decrees of foreclosure and on execution,'" and declaring an emergency.....	299	382			382				
401. MR. HUNTER: An act to locate public roads.....	299								
402. MR. KING: An act for the relief of Thurston county.....	311	641							
403. MR. PHILBRICK: An act defining the offense of boycotting and black-listing, and providing a punishment therefor.....	311	383	556	556					

404. MESSRS. HANCK and PARCEL: An act to provide for the purchase of additional land adjoining the grounds upon which is located the main building of the School for Defective Youth, and making an appropriation therefor	311	407	414	414	{ 447 } { 603 }	c 447	502	518	553
405. Mr. FOGUE: An act relating to the "Marcus and Marble Mount" state wagon road, and providing for a change in the location of a portion thereof, and making an appropriation therefor.....	312								
406. Mr. LEWIS: An act to amend section 3 of an act entitled "An act to provide against the adulteration of food and fraud in the sale thereof; creating a State Board of Food Commission, defining their duties and providing for the appointment of an officer to be known as the State Dairy and Food Commissioner; providing for the enforcement of the law and fixing a penalty for violation thereof; making an appropriation, declaring an emergency, and repealing 'An act to provide against the adulteration of food;' approved March 13, 1899, approved March 16, 1901," being section 5325 of Pierce's Washington Code.....	312	433			562				
407. Mr. FOGUE: An act amending section 5186 of Ballinger's Annotated Codes and Statutes of Washington, relative to security for costs.....	312	383			383				
408. COMMITTEE ON CLAIMS AND AUDITING: An act for the relief of various persons furnishing material for the equipment of the temporary capitol building and supplies for the eighth legislature, and making an appropriation therefor.....	{ 327 } { 328 }		421	523	{ 701 } { 710 } { 721 } { 736 }	694	736	737	
409. Mr. YORK: An act relating to the control of public and free libraries, and amending section 3 of an act entitled "An act providing for the establishment and maintenance of public and free libraries and museums, and repealing all laws in conflict herewith," approved March 18, 1901.....	328	453	680	680					
410. Mr. WILLIAMS: An act providing for a Judge of the Superior Court of the State of Washington for the counties of Pacific and Wahkiakum, and a Judge for the county of Lewis.....	328	383			383				
411. Mr. CLARK: An act to prevent usury, making the commission of the same in any instance a misdemeanor and providing a punishment therefor	328	454			454				
412. Mr. COLE: An act providing for the incorporation and regulation of mutual, casualty insurance companies and associations.....	346	536							

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred...	Report from Committee...	Second reading and amend- ments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by Presi- dent of Senate	Message from Governor.....
413. Messrs. HANCK and PARCEL: An act providing for the organization and government of river improvement districts, the levying of a tax, and the sale of bonds arising therefrom, and declaring an emergency.	346								
414. Mr. WELLS: An act to submit an amendment to the Constitution of the State of Washington to a vote of the people.....	346	562							
415. Mr. QUINN: An act to amend section 4869 of Ballinger's Code, regulating the commencement of actions.....	363	454	614	614	653				
416. Mr. KEES: An act relating to the employment of convicts.....	363	453			473				
417. Mr. QUINN: An act amending the title and section 1 of "An act providing for the release of sureties on official bonds and undertakings," approved March 14, 1890.....	363	511							
418. Mr. WELLS: An act to amend section 35 of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a Board of Appraisers and a Board of Harbor Line Commissioners, as required by articles XV and XVI of the State Constitution, which shall be generally known as the Board of State Land Commissioners; defining their duties and making an appropriation therefor, and declaring an emergency," being Chapter LXXXIX, session laws of 1897, approved March 16, 1897, the same being section 2165 Ballinger's Code, and section 3195 Pierce's Code.....	368	453	583	583	615				

419.	Mr. CORLISS: An act fixing the maximum rate of interest on money loaned on personal property as collateral security, and fixing a penalty for its violation.....	{ 368 } { 607 }	562	607						
420	Mr. CORLISS: An act to amend section 99 of the Code of Public Instruction of the State of Washington, being chapter CXVIII, of the Session Laws of 1897, approved March 19, 1897.....	368	453							
421.	COMMITTEE ON JUDICIARY: An act to amend sections 2 and 5 of an act entitled "An act in relation to attorneys and counsellors at law, providing for admission to the bar," approved March 19, 1895, and to amend an act entitled "An act amending section 4 of an act entitled "An act in relation to attorneys and counsellors at law, and providing for admission to the bar," passed by the legislature of the State of Washington and approved March 19, 1895;" approved February 16, 1897, and declaring an emergency.....	368	555	555	723	672	690	710		
422.	Mr. LINDSLEY: An act to provide for the direct amendment of city charters in respect to local affairs.....	368	40	600	600	{ 615 } { 728 }	715	726	730	
423.	Mr. FLETCHER: An act to amend section 2 of an act approved March 7, 1897, entitled "An act relative to recognizances, stipulations, bonds and undertakings, and to allow certain corporations to be accepted as surety thereon, and to provide for the payment of the charges of such suretyship on the same as part of the lawful expense and costs of the principal or principals on the same, and repealing an act of the legislature of the State of Washington entitled 'An act relating to official bonds of state, county, city, town and precinct officers,' approved March 20, 1895, and all other inconsistent acts, and declaring an emergency," approved March 7, 1897.....	384	454		454					
424.	Mr. HAYNES: An act empowering boards of county commissioners to accept the right of way for the construction of highways over the public lands of the United States granted by section 2477 of the revised statutes of the United States, defining the width of such highways, providing the manner of accepting such grant of Congress, and ratifying and confirming the acceptance of such grant by boards of county commissioners heretofore made.....	384	511	608	608	728	719	726	731	
425.	Mr. EMERY: An act to repeal section 2 of "An act to regulate and control insurance companies, corporations and associations in this state, and to amend sections 11, 26, 29, 33 and 34 of 'An act to regulate and license insurance in this state, and repeal existing laws in relation thereto, and declaring an emergency,' approved March 19, 1895," approved March 13, 1897, being section 2841 of Ballinger's Annotated Codes and Statutes.....	384	671							

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House.....	Report from Senate.....	Signed by Speaker.....	Signed by President of Senate	Message from Governor.....
426. Mr. WELLS: An act relating to causes of action and claims in favor of, or against minors, imbeciles, and insane persons, and authorizing the compromise thereof.....	384	454	613	613	728	715	726	730	.....
427. Mr. COMSTOCK: An act declaring it to be a misdemeanor for women to appear on public highways in male attire, and pre-	408	454	.....	.....	.....	.....	.....	.....	.....
428. Mr. ZENEKER: An act for protection of game. Providing a game fund to provide for the destruction of cougars, mountain lions, wildcats, coyotes, and giving bounty for same.....	409	453	.....	.....	.....	.....	.....	.....	.....
429. Mr. MORGAN: An act authorizing the construction of dams on streams within the State of Washington for the purpose of diverting water for irrigation and power.....	409	473	648	649	{ 719 } { 720 } { 722 }	.....	.....	.....	.....
430. Mr. EASTFRIDAY: An act appropriating \$180,000 to pay the interest due, and to fall due, the current common school fund prior to May 1, 1904, upon the bonds issued in pursuance of an act entitled "An act authorizing the issuance of state bonds and the investment of the permanent school funds thereof and declaring an emergency," approved March 8, 1899.....	438	453	.....	.....	.....	.....	.....	.....	.....
431. Messrs. MALONEY and COONEY: An act providing for the rate of interest to be paid on bonds of Stevens county and owned by the state of Washington.....	438	511	512	412	723	671	690	710	.....
432. JOINT COMMITTEE ON APPROPRIATIONS: An act transferring certain funds from the charitable, educational, penal and reform funds to the general fund.....	.....	453	610	610	.....	.....	.....	.....	.....

433. Mr. COLE: An act for the relief of D. B. Ward, and making an appropriation therefor
434. Mr. THOMPSON: An act providing for the incorporation of water and oil gas companies, and for the manufacture and distribution of oil gas and water gas, and repealing all laws inconsistent herewith
435. Mr. H. JOHNSTON: An act providing for the appointment and election of one additional judge of the superior court of the State of Washington, in and for the counties of Snohomish, Kitsap and Island, fixing the term of office of the judge appointed, and providing for the election of two judges of said superior courts, and declaring an emergency
436. Mr. TIBBETS: An act fixing the venue of civil actions in justice courts, and repealing Chapter LXV of the laws of 1901
437. Mr. VENESS: An act to prevent discrimination in the fixing, establishing, suggesting and charging of insurance rates, providing a penalty therefor and declaring an emergency
438. Mr. CRANBALL: An act relating to the duties of treasurers of cities having a population of twenty thousand or more inhabitants, regarding public moneys coming into their possession and the custody of the same, and declaring an emergency
439. Mr. HOWARD: Providing for an auditor's register of daily business of instruments filed or issued
440. Mr. PARCEL: An act for prohibiting the erection or placing of stained windows, screens, blinds, curtains, or any device which obstructs or prevents the view of the public into the room or apartment where intoxicating liquors are sold under a saloon license as a beverage, providing a penalty therefor, and declaring an emergency
441. Mr. QUINN: An act to amend section 1349 of Ballinger's Annotated Codes and Statutes of Washington, relating to nomination of candidates, and amending section 1364 of Ballinger's Annotated Codes and Statutes of Washington, as amended by Chapter 89 of the session laws of 1901, approved March 16, 1901, relating to election ballots

455	669							
455	669			689				
455		456	456	{ 463 } { 521 }				
455	511			512				
455	671							
455	511	634	635	{ 512 } { 669 }				
456	511							
473	580			580				
473								

TITLE AND HISTORY OF HOUSE BILLS—CONTINUED.

NUMBER, AUTHOR AND TITLE.	<i>Read first time and referred.</i>	<i>Report from Committee...</i>	<i>Second reading and amend-ments.....</i>	<i>Third reading and vote on passage.....</i>	<i>Other action by House.....</i>	<i>Report from Senate.....</i>	<i>Signed by Speaker.....</i>	<i>Signed by President of Senate</i>	<i>Message from Governor.....</i>
442. Mr. GUNDERSON: An act to provide for the state printing, fixing the methods and rules to govern the same; creating the office of public printer, providing for his appointment, election and compensation; creating a State Printing Board, prescribing its duties, prescribing penalties for violation thereof, and repealing all acts and parts of acts in conflict therewith.....	483	641							
443. Mr. POGUE: A bill for an act to regulate the licensing of physicians and surgeons, and repealing all laws in conflict therewith....	483	641							
444. Mr. J. B. WILSON: An act reducing the fees and costs in the superior courts in cases of unlawful detainer of real property for the non-payment of rent.....	483	580							
445. Mr. JOHNSON: An act relating to the proper ventilation and safety of mines and prescribing the manner of appointment of inspectors, making it a misdemeanor for violation of certain rules and regulations in regard thereto, and providing a punishment therefor.....	483	580	679	680					
446. Mr. KING: An act to amend section one (1) of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and completion of the several grants to the state by the United States; creating a Board of Appraisers and a Board of Harbor Line Commissioners, as required by articles 15 and 16 of the state constitution, which shall be generally known as the Board of State Land Commissioners, defining their duties, and making an appropriation therefor; and declaring an emergency," approved March 16, 1897.....	483	511							

447. Mr. KING: An act to amend section 6528 of Ballinger's Codes and Statutes of the State of Washington.....	484	580			580				
448. Mr. HOPP: An act for the protection of holders of accident insurance policies in the State of Washington, and fixing a penalty.....	484								
449. Mr. VENESS: An act to repeal sections 2 and 3 of an act entitled "An act to regulate and control insurance companies, corporations and associations in this state, and to amend sections 11, 26, 29, 33 and 34 of 'An act to regulate and license insurance in the state, to repeal existing laws in relation thereto, and declaring an emergency,'" approved March 13, 1897, and declaring an emergency....	484	669							
450. Mr. EIDEMILLER: An act appropriating money for the relief of E. H. Hoover & Co.....	484	562	676	677	736	724	736	737	
451. Mr. JONES: An act amending an act entitled "An act extending the right of eminent domain to water power companies," approved March 18, 1901, the same being chapter CXLIII of the laws of 1901, and declaring an emergency.....	484	562	656	656					
452. Mr. LEWIS: An act to amend section 4 of an act entitled "An act to create a State Board of Control, and to provide for the government, control and maintenance of the Western Washington Hospital for the Insane, the Eastern Washington Hospital for the Insane, the State Penitentiary, the State Reform School, the State Soldiers' Home, and the State School for Defective Youth; repealing all laws in conflict with this act and declaring an emergency," approved March 16, 1901, being section 8424 of Pierce's Washington Code, and to provide for the supervision of the educational institutions of the state.....	484								
453. Mr. MEGLER: An act making a deficiency appropriation for sundry civil expenses of the department of public printing for the fiscal year ending March 31, 1903.....	485	580	667	667	{ 724 736 }	724	736	737	
454. JOINT COMMITTEE ON APPROPRIATIONS: Omnibus appropriation bill.....		654	686	687	{ 723 725 735 738 }	721	738	739	

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
3. Senator PALMER: An act providing for the appointment of one additional judge for King county, etc.....	88	92	164	170	185	.....	217	221
4. Senator CROW: An act providing for the incorporation of Trust Companies, etc.....	408	409	536	639	{ 939 } { 645 }	{ 645 } { 860 }	710	712
8. Senator PALMER: An act providing that graduates of the law school of the University of Washington shall be admitted to practice law in all the courts of this state, by the supreme court, without an examination, and declaring an emergency.....	126	128	641	.....	.....	.....	.....	.....
9. Senator PALMER: An act defining certain misdemeanors, etc.....	88	{ 92 } { 161 }	{ 125 } { 628 }	138	.....	.....	.....	.....
12. Senator DAVIS: An act to prevent rebate to, or discrimination between applicants for life insurance on the part of agents or officers of life insurance companies.....	258	260	536	.....	.....	.....	.....	.....
13. Senator HAMILTON: An act for the appropriation of money to defray the expenses of the grain inspection department and declaring an emergency therefor.....	72	83	119	121	121	122	146	155
16. Senator SHARP: An act to amend section 1 of and adding section 2½ and section 4½ to an act entitled "An act providing for the creation of the office of state veterinary surgeon and defining his duties".....	165	184	230	276	390	.....	435	438
17. Senator TOLMAN: An act to amend an act entitled "An act relating to the payment of witness fees to public officers," etc.....	88	92	164	177	204	259	290	291

18. (Substitute.) COMMITTEE ON JUDICIARY: An act to regulate and limit the age of employes, etc.....	408	409	454	708	{ 709 724 725 727 750 }	724	737	738
19. Senator MOULTRAY: An act relating to sales of mining claims under execution, decrees and orders of court, and redemption therefrom....	408	409						
20. Senator TOLMAN: An act for the relief of the widow of the late Governor of the State of Washington, His Excellency, Governor John R. Rogers.....	32	42			42		58	58
21. Senator HAMILTON: An act appropriating the sum of \$80,000, or so much thereof as may be necessary for the expenses of the Eighth Legislature.....	32	43			43		58	58
25. Senator LECRONE: An act to amend sections 1, 9, 11, 14 and 15 of an act approved March 18, 1901, regulating the practice of barbering and licensing persons to carry on such practice.....	338	347	407					
27. Senator GRAVES: An act prescribing the manner of saving exceptions and of settling and certifying bills of exceptions in the superior courts regulating their use on appeal, and repealing the act relating thereto, etc.....	338	346	628					
29. Senator DAVIS: An act relating to justices of the peace and constables in cities having more than 5,000 inhabitants, and fixing their number and salary.....	338	347	408	599	599			
30. Senator WILSON: An act making a deficiency appropriation for the State Agricultural College and School of Science, for the fiscal period ending March 31, 1903.....	109	109	119	120	120	122	146	155
32. Senator CORNWELL: An act to amend section 73 of an act entitled "An act to establish a general uniform system of public schools in the state of Washington".....	311	329	453					
33. Senator O'DONNELL: An act providing for the incorporation of subordinate lodges, chapters and encampments of F. & A. M., Independent Order of Odd Fellows, Knights of Pythias, and other fraternal societies, etc.....	311	329	383	576	576		642	656
36. Senator PALMER: An act to amend section 6 of an act entitled "An act in relation to prosecuting attorneys, defining their duties and fixing their compensation".....	88	92	125	140	161	161	217	221

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED:

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred..	Report from Committee....	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
39. Senator CORNWELL: An act making appropriations for the state penitentiary.....	217	232	254	289	289	.....	310	309
40. Senator TOLMAN: An act for the protection of birds and their nests and eggs, and to define and punish as misdemeanors all violations thereof, establishing certificates and providing for the disposition of any moneys collected under the same.....	228	260	407	582	582	{ 607 647 652 653 662 695 }	711	712
41. (Substitute.) COMMITTEE ON JUDICIARY: An act providing for and regulating the selection of jurors as selected by the jury commissioners, and amending section 4 of an act, etc.....	267	274	454	625	625	644	.....	.....
46. Senator CROW: An act relating to jury trials, for the payment of litigants of certain jury fees, etc.....	152	168	346	481	{ 541 546 }	546	560	564
49. Senator MOORE: An act to amend section 6 of an act entitled "An act in relation to attachments and garnishments," approved February 3, 1886, etc.....	216	232	298	376	467	.....	519	530
53. Senator POTTS: An act to amend section 30 of an act entitled "An act relating to appeals to the supreme court".....	165	184	230	278	391	.....	.....	.....
54. Senator POTTS: An act prescribing punishment for all persons who, having been previously convicted in the courts of this state, or in the courts of any state or county, of certain crimes or offenses, shall thereafter be convicted in the courts of this state, of crimes or offenses perpetrated in this state, and providing the procedure in in such cases.....	216	232	670	.....	.....	.....	.....	.....
55. Senator GRAVES: An act for the protection of occupants of land who have in good faith made improvements thereon.....	338	347	454	615	615	.....	711	712

56. Senator GRAVES: An act relating to the defense of the statute of limitations in actions brought by or for the benefit of the state or any of its municipalities, etc.	165	184	254	323	323	.....	435	438
57. Senator RUTH: An act for the relief of the Olympia Light and Power Company, of Olympia, Washington, for the lighting of the state offices during the months of April, May, June and July, 1897, etc.	109	109	181	197	223	.....	259	270
58. (Substitute) JUDICIARY COMMITTEE: An act to amend section 12 of an act entitled "An act to define the duties and provide for assistance for, and to fix the compensation for the secretary of state," received by the governor March 28, 1890, the same being section 126 of Ballinger's Annotated Codes and Statutes of Washington.	258	260	383	557	557	594	642	656
59. Senator CROW: An act providing the form and contents of acknowledgements of corporations to instruments executed and acknowledged by corporations.	217	232	{ 383 } { 536 }	716	716	.....	734	736
61. Senator EARLES: An act for the relief of Edson Gerry, for money paid the state land commissioner, Hon. Robert Bridges, for the lease of lands claimed by him to be school land, and which was proved to be, etc.	306	312	433	568	568	594	641	656
65. (Substitute) JUDICIARY COMMITTEE: An act fixing the salary and compensation of county assessors.	408	409	580	.....	.....	699	.....	.....
68. Senator HAMMER: An act appropriating money to cover deficiency for future appraisalment, cruising and advertising the sale of land and timber on state land, and filing fees in the United States land offices, and future contingent expenses in the office of the commissioner of public lands.	217	232	254	276	276	.....	310	309
70. Senator HAMMER: An act to amend section 3753 of Ballinger's Annotated Codes and Statutes of Washington, relating to drainage districts.	436	452	.....	466	466	452	519	530
72. Senator EARLES: An act providing for the protection of employes in factories, mills or workshops where machinery is used and providing for the punishment of the violation thereof.	259	260	309	324	443	.....	500	502
73. Senator RUTH: An act relating to the public schools of the state and to prescribe penalties for unlawfully disclosing any questions prepared for examination of teachers and repealing sections 159, 160, etc., of chapter CXVIII, laws of 1897, etc.	447	450	486	652	655	.....	737	738

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred....	Report from Committee....	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
74. (Substitute) JUDICIARY COMMITTEE: An act in relation to the superior courts of Thurston and Mason counties.....	242	.....	383	558	558	.....	569	574
75. Senator SEARE: An act to amend certain sections of an act entitled "An act to provide for the selection, survey, management, reclamation, lease and disposition of the state's granted, school, tide, oyster and other lands, harbor areas, and for the confirmation and the completion of the several grants to the state by the United States; creating a board of appraisers and a board of harbor line commissioners, etc.....	258	{ 260 } { 417 }	309	417	537	{ 314 } { 594 }	641	656
80. Senator SPLAWN: An act to amend an act entitled "An act to establish a state fair for the state of Washington," etc.....	242	260	309	379	496	.....	560	564
83. Senator MOULTRAY: An act to encourage county agricultural associations and fairs, and to provide funds therefor.....	290	313	433	677	678	674	710	712
85. Senator MOORE: An act for the relief of the Puget Sound Saw Mill and Shingle Company for money paid on a contract for the sale of tide lands, and making an appropriation therefor.....	311	329	453	692	692	.....	728	729
86. Senator MOORE: An act relating to electric railroads and railways, and corporations incorporated for the construction, maintenance or operation thereof, repealing acts and parts of acts in conflict herewith and declaring an emergency.....	329	346	473	662	664	{ 513 } { 710 }	722	723
89. (Substitute.) COMMITTEE ON MINES AND MINING: An act to provide for marking and labeling and inspecting all barrels, tanks, cans, vessels or packages containing petroleum oils offered or exposed for sale within this state, and providing a penalty for violation of same	446	451	628	631	631	630	676	683

90. Senator CORNWELL: An act to promote the fruit growing and horticultural interests of the state of Washington, to provide for the appointment of a commissioner of horticulture; to repeal certain laws in conflict therewith, and to provide penalties and punishment for its violation.....	408	409	433	654	654	.....	728	729
92. Senator TUCKER: An act to amend section 4 of an act providing for the leasing of county property and entitled "An act for the leasing of county property".....	338	{ 347 } { 408 }	{ 383 } { 511 }	574	574	.....	592	588
93. Senator HEMRICH: An act to provide for the arbitration and settlement of differences between employers and employes.....	329	347	361	480	480	{ 502 } { 509 }	560	564
94. Senator PALMER: An act to amend section 901 of the code of 1881 defining the offense of barratry, etc.....	258	260	383	494	572	.....	592	588
97. Senator CROW: An act to amend section 1, and to repeal section 2 of an act relating to the taking and entry of judgments, etc.....	259	260	433	609	{ 609 } { 623 }	.....	676	683
98. Senator CROW: An act authorizing the making of unknown deceased persons and unknown persons parties defendants in actions pertaining to real estate, etc.....	290	312	383	575	{ 575 } { 584 }	{ 579 } { 584 } { 660 } { 666 } { 673 } { 690 }	721	723
99. Senator CROW: An act to amend an act entitled "An act in relation to garnishments," etc.....	385	409	511	698	698	.....	721	723
100. Senator WELSH: An act relating to the removal from state lands of timber purchased from the state prior to the 13th day of June, 1901.....	348	363	535	.....	.....	692	.....	.....
102. Senator HURLEY: An act making an appropriation of \$70.50 for the relief of Victor E. Palmer.....	446	451	536	713	713	.....	.....	.....
108. Senator SHARP: An act to create and establish a standard size of certain fruit boxes, etc.....	267	274	.....	421	525	.....	560	564
109. Senator KINNEAR: An act amending section 709 of Ballinger's Codes and Statutes of Washington relating to the consolidation of two or more contiguous municipal corporations.....	338	346	408	600	{ 600 } { 622 }	608	711	712
110. Senator PALMER: An act to provide for the discharge of judgments against persons discharged in bankruptcy.....	290	313	362	487	552	.....	.....	.....
111. Senator MOORE: An act providing for the regulation and conduct of bake shops and bakeries, etc.....	290	312	{ 361 } { 433 }	702	702	.....	737	738

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
112. Senator TOLMAN: An act for the relief of the Washington State Sugar company.....	216	232	309	379	470	.....	519	530
115. Senator RANDE: An act to amend sections 6226, 6228, 6246 and sections 6321, 6337 and 6340 and section 6110 of Ballinger's Annotated Codes and Statutes of Washington, relating to probate law and procedure.....	311	329	.....	.....	.....	.....	.....	.....
117. Senator CLAPP: An act providing for the rate of interest to be paid on bonds of Jefferson county and owned by the state of Washington..	311	328	.....	369	369	348	435	438
120. Senator HAMILTON: An act to exempt certain school property of schools and colleges from taxation, etc.....	385	409	512	696	697	.....	737	738
121. Senator HALLETT: An act to amend sections 2933 and 2934 of Ballinger's Annotated Codes and Statutes of Washington, relating to the regulations, restraining, licensing or prohibition of the sale or disposal of intoxicating liquors.....	435	451	511	.....	.....	712	.....	.....
123. Senator PALMER: An act defining the crime of rape, declaring its violation a felony, fixing the punishment, etc.....	290	312	833	494	494	{ 569 } { 695 }	592	588
125. Senator HAMILTON: An act relating to the Washington State Historical Society; creating it the trustee of the state for certain purposes, and making an appropriation therefor.....	447	451	511	599	599	660	676	683
129. Senator WELTY: An act providing for the manner of paying warrants issued under an act of the legislature of the state of Washington entitled "An act to provide for the construction, repairing and protection of drains and ditches for agricultural, sanitary and domestic purposes, and to provide for the organization of drainage districts, and declaring an emergency," etc.....	446	451	562	.....	.....	626	.....	.....

133. (Substitute.) COMMITTEE ON EDUCATION: An act relating to state normal schools and amending sections 215, 219 and 224 of an act entitled "An act to establish a general uniform system of public schools in the state of Washington, and repealing certain other acts therein mentioned," approved March 19, 1897, etc.....	408	409	603				
134. Senator MOULTRAY: An act to amend sections 6, 7 and 7½ of an act entitled "An act providing for the protection and propagation of the food fishes in the waters of the state of Washington, regulating the catching and sale thereof, establishing licenses, fixing penalties, repealing conflicting laws," etc.....	604	605					
136. Senator GARBNER: An act to provide for the acceptance by the state of Washington from the United States of certain lands, etc..	455	473	536	695	695	737	738
137. Senator HAMMER: An act to amend section 7336 of Ballinger's Annotated Codes and Statutes of Washington, relating to the casting of sawdust and other lumber waste in where fish resort to spawn.....	513	514			569		
138. Senator HAMILTON: An act creating a lien upon steamships, vessels and boats in favor of tugboat companies, stevedores and others, etc.....	267	274	453	650	650	676	683
142. Senator RESER: An act providing for the amendment of section 11, Article I of the Constitution, etc., giving the legislature, etc. the power to appoint chaplains for state penal and reformatory institutions.....	385	409	562	647	647	676	683
143. Senator HAMILTON: An act making an appropriation to reimburse persons who have surrendered certain contracts of sale to the state of Washington, etc.....	447	451	670				
144. Senator RUTH: An act providing for a system of grammar school examinations, prescribing the duties of the superintendent of public instruction and of county superintendents, etc.....	685	701		712	712	727	728
152. Senator O'DONNELL: An act relating to the tide lands of the city of Hoquiam and providing for the platting, appraisalment and sale thereof, and setting aside the harbor line commissioner's map of Hoquiam heretofore filed, and providing for the establishing of harbor lines therein and leasing of harbor areas, and making an appropriation for such purpose and declaring an emergency.....	436	451		478	478	519	530

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
155. Senator RANDS: Providing for a Washington exhibit at the Lewis and Clarke exposition and making an appropriation, etc.....	562	579	603	658	658	{ 592 685 720 }	730	729
156. (Substitute.) By COMMITTEE: An act to create a library commission, etc.....	544			622	622	544	710	712
159. Senator SHARP: An act providing for the use of water for the purposes of irrigation, and providing for the condemnation of right-of-way for ditches, etc.....	338	346		428	538	473	569	574
160. Senator SUMNER: An act to provide for the collection, installation and maintenance of an exhibit of the development, resources, products and advantages of the state of Washington, and the erection of a state building at the Louisiana purchase exposition to be held at St. Louis, Missouri, in 1904, etc.....	561	579	603	658	659	592	676	683
167. COMMITTEE ON APPROPRIATIONS: An act making appropriations for the maintenance and sundry expenses of the various state educational institutions, etc.....	290			291	291		347	352
169. Senator KINNEAR: An act for the relief of E. G. Bickerton, etc...	578	578	603	699	700		734	736
170. Senator RASHER: An act to amend section 2563 and section 2580 of Ballinger's Annotated Codes and Statutes of Washington, the same being sections 7473 and 7475 of Pierce's Washington Code, relating to the establishment and maintenance at Vancouver, Clarke county, of an institution to be known as the Washington School for Defective Youth, etc.....	385	409	453	594	594		676	683
172. Senator RANDS: An act providing for the organization of river improvement districts, etc.....	435	451	511	602	602	621	729	729

176. Senator ANGLE: An act to amend section 18 of "An act to regulate and license insurance in this state, to repeal existing laws in relation thereto," etc.....	456	451	671					
178. Senator HURLEY: An act repealing chapter LIX, session laws of 1899, same being an act entitled "An act relating to the law of libel and providing for opportunity of retraction of libels," and declaring an emergency.....	514	515	545	548	548	695	560	564
180. Senator RANDS: An act providing for the organization of mutual marine and fire insurance companies and to regulate their management.....	604	605	669	711	711		734	736
183. Senator WELSH: An act granting to the Ilwaco Railway and Navigation Company the right to construct and maintain log boom and storage boom for logs on, and the right to occupy, use and enjoy certain tide lands.....	446	451	473	632	632		676	690
184. Senator RUTH: An act to appropriate money for the erection and completion of the state capitol building, etc.....	561	579		705	705		735	736
185. Senator MOORE: An act to amend section 3 of an act entitled "An act to provide for appeals from the board of state land commissioners," etc.....	561	579	628					
186. Senator MOORE: Amending section 6403, Ballinger's Annotated Codes and Statutes of Washington relating to bonds of guardians and prescribing the requirements thereof.....	561	579	628					
187. Senator WELTY: An act amending section 943 of Ballinger's Codes and Statutes of Washington as the same stands amended by an act entitled "An act amending section 943 of Ballinger's Codes and Statutes of Washington, relating to assessments for local improvements," etc.....	605	606	641			716		
188. Senator WELSH: An act providing for the giving of notice of applications for the appointment of guardians of minors under the age 14 years, insane persons and persons mentally incompetent to manage their property.....	605	605	641	714	714	737	738	
189. Senator CROW: An act to change the name of the Washington Agricultural College Experiment Station and School of Science to the State College of Applied Science and Technology.....	561	579	670					

TITLE AND HISTORY OF SENATE BILLS IN THE HOUSE—CONTINUED.

NUMBER, AUTHOR AND TITLE.	Received from Senate.....	Read first time and referred..	Report from Committee...	Second reading and amendments.....	Third reading and vote on passage.....	Other action by House or Senate.....	Signed by President of Senate	Signed by Speaker.....
192. Senator WILSON: An act creating in the state treasury a fund to be known as the current fund of the Agricultural College and School of Science.....	561	579	608					
194. Senator PALMER (by request): An act to amend section 3 of an act entitled "An act to provide against the adulteration of food and fraud in the sale thereof," etc.....	446	451	562					
199. Senator STEWART: An act making an appropriation for the expenses of the semi-centennial of the establishment of the Territory of Washington.....	347	353		353	353		384	389
202. Senator CORNWELL: An act relating to the employment of convicts.	436	452	473	633	633		676	683
206. COMMITTEE ON JUDICIARY: An act governing the appointment, salaries, powers and duties of superior court commissioners, declaring an emergency, and repealing an act entitled "An act relating to the appointment of superior court commissioners".....	408	409	545					
209. Senator CLAPP: An act declaring women eligible to the office of notary public.....	578	579	628					
211. Senator POTTS: An act for the protection of hotels, boarding houses and lodging houses, and providing penalty for the violation thereof.....	605	606	641	691	691		737	738
212. Senator SHARP: An act granting to irrigation companies rights-of-way over the state lands.....	561	579	603	708	708			
214. Senator TUCKER: An act authorizing the common council of cities of the first class to re-district such cities into wards.....	605	605	608	703	704		737	738

220.	COMMITTEE ON APPROPRIATIONS: An act transferring certain funds from the charitable, educational, penal and reform funds, to the general fund.....	446	451	603				
224.	Senator RANDS: An act amending section 1635 of Ballinger's Annotated Codes and Statutes of Washington, relative to fees and compensation of justices of the peace.....	605	605	641				
226.	Senator WILSON: An act making an appropriation for the purpose of completing the chemistry building of the Washington Agricultural College and Experiment Station and School of Science, etc....	605	606	670	662	693	722	723
228.	Senator SMITH: An act appropriating three hundred dollars for the relief of H. C. Anderson.....	605	605					
234.	Senator O'DONNELL (by request): An act authorizing persons, firms or corporations organized for logging, the manufacture of lumber or other timber products, to improve and use the rivers, lakes and streams, etc.....	675	701					
237.	Senator PALMER (by request): Empowering cities of the first class, in this state, to license and collect license fees from real estate, loan, investment, bond, lodging house, business investment, merchandise, or custom house brokers, etc.....	685	701					
238.	Senator PALMER: An act fixing the punishment for failure of certain officers to execute their duties.....	578	579		717 718	{ }	{ 716 718 }	
239.	Senator PALMER: An act relating to the orders, judgments and opinions of the supreme court of Washington, and the furnishing of copies thereof to the parties thereto.....	621	628	629				
247.	Senator HAMILTON: An act relating to the public printing and binding and repealing certain acts relating thereto, etc.....	605	605	641	688	688	729	729

HISTORY OF SENATE MEMORIALS IN THE HOUSE.

NUMBER AND SUBJECT.	<i>Message from Senate.....</i>	<i>First Reading.....</i>	<i>Report of Committee.....</i>	<i>Third reading and vote or passage...</i>	<i>Other Action of House.....</i>	<i>Signed by President of Senate.....</i>	<i>Signed by Speaker.....</i>
1. Relative to Whatcom county lands in forest reserve.....	32	58	89	104	.....	146	155
2. Relative to opening South Half of Colville Indian reservation.....	165	180	192	238	.....	259	270
3. Relative to omnibus statehood bill.....	109	109	.....	.....	.....	.....	.....
4. Relative to the election of United States senator.....	259	260	562	.....	.....	.....	.....
6. For canal from Puget Sound to Gray's Harbor.....	267	274	298	374	.....	435	438
7. Relative to improvements in certain rivers.....	267	275	344	475	.....	519	530
8. Relative to bonus for Pacific coast naval contractors.....	311	328	345	362	363	385	389
9. For government assistance for certain sailors and soldiers.....	605	606	.....	606	.....	676	683

HISTORY OF HOUSE CONCURRENT RESOLUTIONS.

NUMBER, AUTHOR AND SUBJECT.	<i>Presented in the House</i>	<i>Report from Committee</i>	<i>Action of the House</i>	<i>Message from Senate</i>	<i>Signed by Speaker</i>	<i>Signed by President of Senate</i> ...	<i>Approved by Governor</i>
1. MR. EASTERDAY: Relative to the death of Gov. John R. Rogers.....	8		45				
2. MR. RAINE: Relative to the death of President Wm. McKinley.....	31	192	238	259	335	347	
3. MR. MEGLER: For committee to revise the joint rules.....	30		31				
4. MR. MEGLER: For printing rules and joint rules.....	56		56	141			
5. MR. MOLDSTAD: Relative to dredging Skagit river.....	57	192	239	259	335	347	518
6. MR. PHILBRICK: Against the enlargement of forest reserves.....	72		72 168	146			
7. MR. LINDSLEY: For publication of Governor's message.....	80		80	98			
8. MR. RANCK: For the observance of Carnation day.....	125		125				
9. MR. JONES: Relative to introduction of bills.....	152		152				
10. COMMITTEE: Relative to the death of Hon. John B. Allen.....	191		192 252	243	335		
11. MR. LINDSLEY: Inviting President Roosevelt to visit Washington.....	215		215	259	335	347	
12. MR. MEGLER: For committee to confer with Oregon committee.....	236		236 243	242			
13. MR. HOPP: Relative to anniversary or creation of Washington territory....	280		280				
14. MR. CAMERON: Relative to a new judicial district.....	417		417	436			
15. MR. MERRILL: Allowing introduction of appropriation bill.....	643		643	660			

HISTORY OF SENATE CONCURRENT RESOLUTIONS IN THE HOUSE.

NUMBER AND SUBJECT.	Message from Senate.....	Read first time and referred.....	Second reading and Amendments.....	Third reading and vote on passage....	Other action by House.....	Signed by Pres- ident of Senate	Signed by Speaker.....
1. Relative to death of Governor John R. Rogers.....	9						
2. For joint session to hear message of the Governor.....	9			9			
3. For filing bills with State Librarian.....	88	92	{ 164 } { 171 }	186			
6. For joint committee to meet and receive President Roosevelt.....	152	168	272	371			
7. For adjournment out of respect to Hon. John B. Allen.....	141			141			
9. For observance of 50th anniversary of Washington territory.....	290	312		312			
10. For committee relative to anniversary observance.....	311			328			
11. Against raffling in churches.....	578				578		
13. Relative to omnibus appropriations bill.....	641						
14. Relative to bills considered on last day of session.....	{ 672 } { 673 }	676		676			
15. Committee to notify Governor, Legislature is about to adjourn.....	738			738			

HISTORY OF HOUSE MEMORIALS.

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