



Minnesota and arrange for the further care of Dakota's assets.

#### COMMITTEE REPORTS.

Mr. Burbank, from the special committee appointed to examine the books and accounts of the territorial treasurer, made the following report:

Your committee to whom was referred the report of the territorial treasurer and that part of the governor's message in reference thereto—also the additional report of said treasurer—beg leave to submit the following report:

That we have examined said message and reports together with the treasurer's books, and the said treasurer personally appeared before us during such examination, and after consideration your committee find—

1st—That the journal and ledger substantially correspond in all things with his additional report and it appears from said journal and ledger and the statement of said treasurer made before us that he has accounted for all money received and disbursed by him, as in said additional report set forth.

2d—That the warrant register is incomplete and imperfectly kept, in this: In some instances the warrants are not registered according to date of presentation, and for a period of several months prior to our examination it fails to show the date of notice to holders of warrants of funds for payment, as required by law. The treasurer states that he cannot inform the committee of these dates, without reference to copies of his letters and cannot do so in all instances after such reference.

3d—That the cash account shows at times large balances in his hand, without interest being stopped by him, on outstanding warrants, as required by law. The territory was thereby the loser of various items of interest, the amounts of which it would be difficult for your committee to ascertain.

4th—And your committee further finds that the report submitted to the governor December 14, 1878, was incomplete and did not give dates, items and details as required by law. But that his additional report, submitted January 14, 1879, was full and complete with the statutes, except as to time of submission to the governor.

J. Q. BURBANK,  
J. R. GAMBLE,  
J. H. STEPHENS,  
A. B. FOCKLER,  
Committee.

The committee appended to the report the following by way of explanation:

The treasurer states to your committee that he acted in the matter as he understood the law, and by so acting he claims there was no interest lost to the territory.

On motion of Mr. Gray, the report was adopted and the committee discharged.

#### NOTICE OF BILLS.

By Mr. Gunderson—A memorial to congress asking for an appropriation to remove obstructions from the Missouri river at or near Vermillion, Dakota territory.

#### COUNCIL BILLS.

Council bill No. 29—By Mr. Roberts—to permit the county of Grand Forks to issue bonds to build a court house, had its first reading.

The following council bills had their second reading and were referred as indicated:

C. B. No. 15—to committee on enrollment.  
C. B. No. 17—to committee on judiciary, on motion of Mr. Gamble.  
C. B. No. 19—to committee on judiciary, on motion of Mr. Stephens.

C. B. No. 20—to committee on insurance, banks and banking, on motion of Mr. Gray.  
C. B. No. 22—to committee on judiciary, on motion of Mr. Gray.

C. B. No. 24—to committee on insurance, banks and banking, on motion of Mr. Stephens.

#### HOUSE BILLS.

The following house bills had their second reading and were referred as indicated:

H. F. No. 12—to committee on territorial affairs, on motion of Mr. Stephens.  
H. F. No. 13—to committee on judiciary, on motion of Mr. Whitfield.

H. F. No. 16—to committee on judiciary, on motion of Mr. Gray.  
H. F. No. 17—to committee on judiciary, on motion of Mr. Whitfield.

#### INTRODUCED AND PASSED.

Mr. Gamble introduced house file number nineteen, an act to authorize and appoint E. A. Sherman special agent to make temporary arrangements with the proper authorities of Minnesota for the care and custody of the insane. The bill provides a per diem of four dollars and expenses.

On motion of Mr. Gamble, the rules were suspended, the bill had its several readings and passed by a unanimous vote.

#### COMMITTEE OF THE WHOLE.

On motion of Mr. Gamble, the house went into committee of the whole on council bill number twelve, for an act to amend section 1100 of the civil code, Mr. Fockler in the chair.

After consideration, the committee rose and reported back the bill with a recommendation that it pass.

#### THE BILL DEFEATED.

On motion of Mr. Gamble the report of the committee was received and adopted.

Mr. Gamble moved that the bill be read a third time and put upon its final passage. So ordered.

The question being on the final passage of the bill, the yeas and noes were called and the bill was defeated by the following vote:

Yeas—Messrs. Burbank, Flick, Gamble, Gray, Shely, Stephens, Trygstad, Whitfield—8.

Noes—Messrs. Cross, Fockler, Gunderson, Helvig, Hoyer, Hoyt, Huseboe, Johnson, Langness, Mauksch, Peterson, Simonson, Stewart, Webber, Mr. Speaker—15.

Absent and not voting—Messrs. Brown, Walton and Weeks—3.

Mr. Whitfield changed his vote to no.  
Mr. Gamble changed his vote to no and gave notice that he would move a reconsideration.

#### ADJOURNMENT.

On motion of Mr. Stephens, the house, at 11:35 o'clock, adjourned to ten o'clock a. m. January 28th.

#### CALENDAR OF BILLS.

##### IN COUNCIL.

##### ON SECOND READING.

Council bill No. 32, by Mr. Roberts—A bill for an act locating the county seat of Grand Forks county.

Council bill No. 33, by Mr. Kuykendall—A bill for an act amending section 1 of chap.

ter 17 of the political code relating to notaries public.

Council bill No. 34, by Mr. Pettigrew—A bill for an act to provide for the building and government of a territorial penitentiary.  
Council bill No. 35, by Mr. Miner—A bill for an act to amend an act creating a board of education for the city of Vermillion.

House file No. 9, by Mr. Gamble—A bill for an act to amend sections 8, 92 and 101 of the justice code.

#### IN HANDS OF COMMITTEES.

C. B. No. 14, by Mr. Roberts—A bill for an act to amend section 20 of chapter 40 of the political code, relating to school district meetings—education.

C. B. No. 16, by Mr. Kuykendall—A bill for an act for the protection of stock, and to regulate the branding and herding thereof—territorial affairs.

Council bill No. 31, by Mr. Cuppett—A bill for an act to amend chapter 40 of the political code, approved February 17th, 1878, relating to public education—education.

Council bill No. 23, by Mr. Day—A bill for an act to amend section 324 and 325, of article 13 of the code of civil procedure—judiciary.

Council bill No. 27, by Mr. Edmunds—A bill for an act to amend section 14 of chapter 28 of the political code—judiciary.

Council bill No. 28, by Mr. Wynn—A bill for an act to amend an act entitled an act to incorporate the city of Yankton, approved January 8th, 1873, as amended—finance and expenditures.

Council bill No. 31—A bill for an act to amend the act incorporating the city of Vermillion—counties.

House file No. 6—A bill for an act to prevent fraudulent banking—judiciary.

House file No. 2, by Mr. Gray—A bill for an act concerning corporations and persons engaged in the business of banking—education.

House file No. 5, by Mr. Gamble—A bill for an act authorizing the employment of short hand reporters in the district court, of Dakota territory—judiciary.

House file No. 8, by Mr. Gamble—A bill for an act to amend section 336 of the code of civil procedure—judiciary.

#### IN HOUSE.

##### ON SECOND READING.

Council bill No. 29—By Mr. Roberts—A bill for an act authorizing the county of Grand Forks to issue bonds for the purpose of building a court house and jail.

H. F. No. 18—By Mr. Burbank—A memorial to congress praying for a division of the territory and protesting against the passage of the bill for the admission of the whole territory as a state.

#### IN HANDS OF COMMITTEE.

Council bill No. 15—By Mr. Kuykendall—A bill for an act to amend chapter 3 of title 2, part 3 of the civil code of this territory, in relation to corporations—enrollment and engrossment.

Council bill No. 17—By Mr. Pettigrew—A bill for an act to repeal section 660 and article 3, section 666 of the civil code—judiciary.

Council bill No. 19—By Mr. Valentine—A bill for an act to amend section 5 of the justice code in relation to a change of the place of trial—judiciary.

Council bill No. 20—By Mr. Kuykendall—A bill for an act to regulate the rate of interest in certain counties in this territory.—insurance, banks and banking.

Council bill No. 22—By Mr. Roberts—A bill for an act to establish the boundaries of the judicial districts of the territory, and for fixing the terms of court therein—judiciary.

Council bill No. 24—By Mr. MacNider—A bill for an act to fund the outstanding indebtedness of the counties of Moody, Brookings, Burleigh and Grand Forks—insurance, banks and banking.

H. F. No. 12—By Mr. Flick—For an act relating to fences and enclosures—territorial affairs.

H. F. No. 13—By Mr. Stewart—For an act to amend section 15, chapter 39, of the revised code, relating to the compensation of public officers—judiciary.

H. F. No. 16—By Mr. Gray—To amend section 325 of chapter thirteen of the code of civil procedure—judiciary.

H. F. No. 17—By Mr. Stewart—To amend chapter twenty-seven of the political code, relating to elections—judiciary.

H. F. No. 15—By Mr. Stewart—For an act to amend section 2 of chapter 5 of the revised code, relating to qualifications for office—engrossment and enrollment.

C. B. No. 2, by Mr. Kuykendall—A bill for an act increasing the number of justices of the peace and constables, and providing for the election thereof—judiciary.

Council bill No. 5, by Mr. Pettigrew—A bill for an act to amend an act entitled to funding the indebtedness of Minnehaha and Lincoln counties.—counties and townships.

C. B. No. 10, by Mr. Kuykendall—A bill for an act to remove the cloud from certain titles—judiciary.

C. B. No. 11, by Mr. Pettigrew—A bill for an act to amend section 92 of the justice code—judiciary.

C. B. No. 13, by Mr. Pettigrew—A bill for an act to amend the penal code—committee of the whole.

House file No. 10, by Mr. Gamble—For an act to amend chapter ten of the political code—judiciary.

House file No. 3—By Mr. Gray—For an act to provide for the organization of railroad companies and to regulate the taxation of their property.—railroads.

House file No. 7—By Mr. Flick—For an act to amend section ten of chapter twenty-seven.—judiciary.

House file No. 1—By Mr. Weeks—For an act amending the law relating to the time when taxes become delinquent.—committee on ways and means.

Council bill No. 1, by Mr. Pettigrew—A bill for an act to amend an act entitled an act to incorporate the village of Sioux Falls.—counties and townships.

#### SPECIAL ORDER.

House file No. 4—By Mr. Langness—For an act to provide for the submission to vote in the several counties of the question of granting licenses to sell intoxicating liquors therein, under chapter thirty-five of the political code.—For Tues'ay, January 28, at eleven o'clock a. m.