



DAKOTA'S LEGISLATURE.

The Press and Dakotian's Report of the Proceedings of the Council and House of Representatives.

Fourteenth Session—Seventh Day.

Council.

Monday, January 17.—The council met pursuant to adjournment, at 7:30 p. m., and was called to order by the president.

Prayer by the chaplain.
Roll called. Members all present.
Minutes of Saturday's proceedings read and approved.

REPORT OF COMMITTEES.

Mr. Shaw, from committee on charitable and penal institutions, reported back council bill No. 2, relative to territorial penitentiary, without recommendation.

SECOND READING OF BILLS.

The following bills were read a second time, and referred to the committees indicated:

Council bill No. 9, defining the boundaries of the sub-divisions of the fourth district and fixing the terms of court therein. To judiciary committee.

Council bill No. 2, to locate and construct a territorial penitentiary, reported from the committee on charitable and penal institutions, was read a second time and on motion of Mr. Shaw recommended to the same committee.

SWORN IN.

James R. Hall, enrolling and engrossing clerk, being present was sworn in by President Walsh.

GOVERNOR'S MESSAGE.

On motion of Mr. Jolley the council went into committee of the whole for the consideration of the governor's message, Mr. Jolley in the chair.

The governor's message was taken up and the committee recommended that the message be referred as follows:

That referring to finances to the committee on finances and expenditures.

Taxation, to the judiciary committee.

Hospital for insane, territorial prison, pardons and rewards for arrest of criminals, deaf and dumb, to committee on penal and charitable institutions.

Education, to committee on education.

Public buildings, to committee on territorial affairs.

Territorial militia, to committee on territorial affairs.

Immigration, to committee on immigration.

Mining, to committee on mines and mining.

Agriculture, to committee on agriculture.

Railroads, to committee on railroads.

Election and municipal laws, to committee on elections.

Marriage and divorce, to a special committee consisting of Messrs Jolley of Clay, Martin of Pennington, and Scooby of Brookings.

Transition from territorial to state government, to the committee on territorial affairs.

Library and revised codes, to the committee on printing.

On motion of Mr. Wilson the report of the committee was adopted.

HOUSE BILLS.

Joint resolution relative to newspapers for the members, was read a second time and referred to the committee on printing.

The memorial for the division of the territory had its second reading and was referred to the committee on territorial affairs.

ADJOURNMENT.

On motion of Mr. Gamble, the council adjourned.

Session Notes.

COUNCIL MEASURES.

The memorial introduced in the council this morning by Mr. Day will not meet with favor from the publishers of newspapers. It asks for the repeal of that provision of the act of congress approved March 3, 1879, requiring the advertising of notices of intention to make final proof under the land laws of the government.

The action of the council last night in referring that portion of the governor's message relating to marriage and divorce to a special committee consisting of Messrs. Jolley, Martin and Scooby, was not in accordance with the "eternal fitness of things." Jolley is the only member of the council who is the father of twins, while the other two members of the committee have been married since the election. But the chairman of the committee avows himself equal to the emergency.

Councilman Wilson's bill, which passed the council this morning, amending section 2, chapter 28, of the code, has for its object the encouragement of volunteer fire companies by exempting the members from the payment of poll tax.

EIGHTH DAY.

Tuesday, January 18.—The council met pursuant to adjournment and was called to order by the president.

Prayer by the chaplain.

Roll called—members all present.

The minutes of yesterday's proceedings read and approved.

REPORTS OF COMMITTEES.

Mr. Jolley, from the committee on enrolled and engrossed bills, reported council bill No. 1, providing for the employment of assistant clerks, correctly enrolled.

A RESOLUTION.

Mr. Shaw introduced a resolution defining the standing and character of the special committee to which was referred that portion of the governor's message relating to marriage and divorce, but a remark from Jolley satisfied the council that the committee understood its business, and the council took no action upon the resolution.

NOTICES OF BILLS.

By Mr. Fisher—To amend chapter 49

of the session laws of 1879, entitled revenue.

INTRODUCTION OF BILLS.

The following bills were introduced and read a first time:

By Mr. Scooby—To authorize the county commissioners of Kingsbury county to issue bonds for the erection of a court house and jail.

By Mr. Wilson—To amend section 96 of the justice code.

By Mr. Scooby—To amend section seven of the justices' code.

By Mr. Wilson—Prescribing rules and regulations for the execution of the trust arising under the act of congress entitled an act for the relief of the inhabitants of cities and towns upon the public lands, approved March 2, 1867, and acts amendatory thereto.

By Mr. Day—A memorial to the congress of the United States relating to an act of congress, approved March 3, 1879.

A QUESTION OF PRIVILEGE.

Mr. Gamble rose to a question of privilege, and read from the Chicago Times a paragraph to the effect that "Springfield, Bon Homme county, has a social scandal in the abandonment of a husband by his wife, who has taken up with a prominent merchant of the town," and stated that his object in calling attention to this matter was to give any member of the council who might be implicated an opportunity to explain.

Mr. Day, of Bon Homme, replied that the parties to the alleged social disturbance were prominent republicans, and as there was no one of that political faith in the council from Bon Homme county, the Times' paragraph could have no application to any member of this body.

MESSAGE FROM THE HOUSE.

A message was received from the house announcing the passage of the following bills and resolutions, and asking the concurrence of the council therein:

Joint resolution providing for the employment of pages and compensation for the same.

To provide for printing the reports of the territorial officers; and also for territorial printing.

Authorizing the commissioners of Pembina county to issue bonds for the erection of a court house and jail.

All of which were read a first time.

On motion of Mr. Jolley the rules were suspended and the bill relating to Pembina county read a second time and referred to the committee on counties.

REPORTS OF COMMITTEES.

Mr. Day reported back house file No. 13, with amendments, which, on motion of Mr. Fisher, were adopted.

Mr. Gamble, from the judiciary committee, reported a substitute for council bill No. 4, to amend section 2, chapter 28 of the political code, entitled revenue.

The substitute was adopted and the bill read a third time and passed.

A motion to suspend the rules and place house file No. 13 on its third reading and final passage met with some opposition on the ground of the questionable policy of forcing legislation without being subjected to the forms laid down in the rules; but the motion to suspend the rules carried, 8 to 4, and the bill passed.

Mr. Wilson gave notice of his intention to move a reconsideration of the vote by which the bill passed.

ADJOURNMENT.

On motion of Mr. Scooby the council adjourned.

House.

The house was called to order at 10 a. m. and opened by prayer by the chaplain.

Roll call showed all members to be present.

The assistant clerk of the house, Mr. John C. Pratt, being present for the first time, took the oath and assumed the duties of his office.

The minutes of the preceding session were read and approved.

REPORTS OF STANDING COMMITTEES.

Mr. LaMoure from the committee on towns and counties, to which was referred council No. 7 and house bill No. 4 reported certain amendments thereto, which were adopted.

NOTICE OF BILLS.

By Mr. McBratney—An act providing a constitutional convention for the territory of Dakota; for its admission to the union as a state, &c.

By Mr. Boyles—Amending section 27 of an act providing a board of education for the city of Yankton.

By Mr. Kennedy—Repealing section 50 and amending section 49 of the civil code.

By Mr. Nomland—Granting ferry privileges to John Shelby across Red river in Traill county.

By Mr. Rohr—For the protection of game.

By Mr. Boyles—Legalizing the acts of J. Parker Hayward as notary public.

By Mr. Wells—Amending section 656 of the civil code.

By Mr. Cross—Relating to the use of marks and brands on live stock.

By Mr. McBratney—Respecting the burning of prairies and setting of prairie fires in Lawrence, Pennington, Mandan and Forsyth counties.

INTRODUCTION OF BILLS.

By Mr. Warner—House bill No. 9—For an act to regulate the practice of medicine in the territory of Dakota.

By Mr. McBratney—House bill No. 10—Defining more definitely the boundary of Lawrence county.

By Mr. LaMoure—House bill No. 13—For an act to construct a court house and jail for the county of Pembina.

Mr. LaMoure moved and it was carried to suspend the rules for the consideration and passage of House bill No. 13 at once. The clerk then proceeded with the reading of said bill the second and third time and the bill passed by a unanimous vote.

By Mr. Thorne—House bill No. 11—Legalizing the acts of the president and trustees of the village of Dell Rapids, &c.

By Mr. Nomland—House file No. 12—Amending Sec. 1, Chap. 14 of the political code.

By Mr. Wells, house file No. 14—For

registering electors and preventing fraudulent voting.

House file No. 15—Amending an act to amend chapter 13, of the political code.

SECOND READING OF HOUSE BILLS.

House bill No. 8, amending chapter 46 of the laws of 1879, read and referred to the committee on ways and means.

House bill No. 9, read and referred to committee on agriculture.

RECESS.

Moved and carried that the house take a recess for ten minutes.

AFTER RECESS.

House bill No. 16, an act for the relief of inhabitants of towns and cities on the public lands of the United States was read a second time, and after some argument referred to the committee on judiciary.

THIRD READING OF COUNCIL BILLS.

Bill authorizing the board of county commissioners of Lincoln county to settle with an ex-county treasurer, was read a third time and referred to the committee on enrollment and engrossment.

THIRD READING OF HOUSE BILLS.

House bill No. 4, read and referred to committee on engrossment.

ADJOURNMENT.

On motion of Mr. French the house adjourned until to-morrow at ten o'clock.