



DAKOTA'S LEGISLATURE.

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

Fourteenth Session—Fourteenth Day.

Council.

Monday, January 21.—The council met at 10 o'clock a. m., and in the absence of President Walsh, was called to order by Chief Clerk Dawson.

On motion of Mr. Gamble, Col. J. L. Jolley was elected president pro tem.

Prayer by the chaplain.

Roll called—members all present.

Minutes read and approved.

NOTICES OF BILLS.

By Mr. Shaw—Providing funds for the erection of a penitentiary.

SECOND READING.

The following council bills were read a second time and referred as follows:

No. 18—Making provision for the schooling of children living in organized districts. To committee on education.

No. 20—Fixing the salaries of county treasurers. To committee on finance and expenditures.

No. 21—Authorizing county commissioners to levy tax to the amount of eight mills on the dollar. To committee on judiciary.

No. 22—Amending paragraph 3, of section 106, of the civil code. To committee on judiciary.

No. 23—Amending section 1,748 of the civil code. To the committee on judiciary.

No. 24—To fund the outstanding indebtedness of Charles Mix county. To the committee on counties.

No. 25—Amending chapter 8 of the code of civil procedure, to the committee on judiciary.

No. 26—Amending sections 31 and 33 of chapter 28 of the political code, to committee on elections.

No. 28—Amending section 94, chapter 21, of the political code, to the committee on judiciary.

No. 28—Amending section 325 of the code of civil procedure, to the committee on judiciary.

MESSAGE FROM THE HOUSE.

A message was received from the house announcing that the house had concurred in the passage of council bill No. 19, making county commissioners boards of health for their respective counties, and asking the concurrence of the council in house file No. 7.

HOUSE BILLS.

The following house bills were given their second reading and referred as follows:

No. 4, to the committee on finance and expenditures.

No. 10, to the committee on counties.

No. 22, to the committee on penal and charitable institutions.

MESSAGE FROM THE GOVERNOR.

A sealed message, to be considered in executive session, was received from the governor.

On motion of Mr. Gamble, it was voted that the council go into executive session at 2 o'clock to-morrow afternoon for the consideration of the governor's message.

REPORTS OF COMMITTEES.

Mr. Gamble, from the committee on judiciary, reported back council bill No. 5, to amend section 1 of chapter 19 of the political code, entitled jurors, with certain amendments, and recommended its passage as amended.

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

Mr. Wilson, from the committee on counties, reported with amendments council bill No. 13, relating to town sites upon public lands, and recommending the passage of the bill as amended.

On motion of Mr. Shaw, the report of the committee was adopted.

Council bill No. 5, coming up for its third reading, after some discussion, was, on motion of Mr. Gamble, re-committed to the judiciary committee.

Council bill No. 13 was read a third time and passed.

INTRODUCTION OF A BILL.

Mr. Gamble, by consent, introduced council bill No. 23, to legalize the acts of Geo. H. Walsh as notary public.

ADJOURNMENT.

On motion of Mr. Fisher, the council adjourned.

House.

Monday morning Jan. 24, '81.

The house was called to order at the usual hour this morning. Prayer was offered by the chaplain.

Roll call showed all the members except Mr. Nomland in their seats.

The minutes of Saturday's proceedings were read and approved.

REPORTS OF STANDING COMMITTEES.

By Mr. Cross, from the committee on penal and charitable institutions, reported back council bill No. 2, relating to the location and construction of a state penitentiary and recommending certain amendments thereto, and with the adoption of such amendments recommending its passage.

On motion of Mr. Wells, the report of said committee was accepted and the original bill with the said report was referred to a committee of the whole, to be taken up in its regular order.

By Mr. La Moure—Reporting back from the committee on towns and counties, house file No. 19, providing for the construction of a court house and jail for the county of Richland, recommending its passage.

MOTIONS AND RESOLUTIONS.

By Mr. La Moure:

WHEREAS, Frank J. Mead, the present chief clerk of this house has been selected, at a public meeting held in the town of Mandan, to represent the interests of the people living within the former boundaries of Morton county; therefore,

Resolved, That the said Frank J. Mead be accorded the privilege of being heard before this body upon all questions concerning or affecting the interests of the people residing within the original limits of said Morton county, whenever the exercise of such privilege will not interfere

with the discharge of his duties as an officer of this house.

Adopted.

By Mr. Warner.

WHEREAS, George L. Ordway, has been selected at a public meeting called for that purpose (due notice having been given) to represent the interests of Hughes county before this legislature, and the said George L. Ordway, being now in the city of Yankton for the purpose of discharging his duty, therefore be it

Resolved, that the said George L. Ordway be admitted to a seat within the bar of the house and accorded the privilege of being heard upon all measures affecting the people of Hughes county in accordance with the uniform precedents of the legislature in such cases.

On motion of Mr. Dickey this resolution was referred to committee on territorial affairs and they were requested to report on the same to-morrow morning, 14 ayes, and 9 nays.

A long argument here followed on the question whether the action heretofore taken on the above resolutions were in order without a suspension of house rule No. 43, relating to who shall and shall not be admitted to the bar of the house. It was finally decided that said action was in order.

NOTICES OF BILLS.

By Mr. Dickey—Providing the people of Dakota territory with a provisional remedy for garnishment.

By Mr. La Moure—Amending section 1, chapter 23 of the session laws of 1879.

By Mr. Thompson—Amending section 18, chapter 21 of the civil code.

INTRODUCTION OF BILLS.

By Mr. Hale—House file No. 31, for the protection of stock in the territory of Dakota and furnishing certain officers concerning the same.

By Mr. LaMoure, defining the boundaries of the county of Walsh.

CONSIDERATION OF COUNCIL MESSAGES.

In relation to an amendment reported by the council to house file No. 17, authorizing and legalizing the acts of J. Parker Hayward. Mr. Boyles moved that the house concur in such amendment, and the motion was carried by a unanimous vote, with the exception of Mr. Nomland, who was absent.

A CALL OF THE HOUSE.

On account of the absence of Mr. Nomland, at the request of over six members, the speaker ordered a call of the house and directed the sergent-at-arms to bring in the absent member. He departed, locking the door behind him. After an absence of about ten minutes he returned with Mr. Nomland, and on motion of Mr. Baynes, his absence was excused.

On motion of Mr. Boyles, further proceedings under the call were dispensed with.

COUNCIL MESSAGES RECEIVED.

Council report—Recommending a substitute to house file No. 3, providing for territorial printing, and appropriating funds for the payment of the same, was concurred in by 23 yeas and 1 nay.

FIRST READING OF COUNCIL BILLS.

A bill extending the time in which the taxes shall become delinquent in the county of Union in the year 1881. On motion the rules were suspended and the above bill passed to its second and third readings, and on account of some slight errors in the title, was referred to the judiciary committee, with instructions to report the same back to-morrow morning.

RECESS.

A motion to adjourn was then made and the vote stood 11 yeas and 13 nays. The house then took a recess until 2 p. m.