



DAKOTA'S LEGISLATURE.

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

Fourteenth Session—54th and 56th Days.

Council. SATURDAY'S SESSION.

The following proceedings, not included in our report, were had on Saturday:

House file 137, to amend section 33 of chapter 14 of the laws of 1879, was read a third time and passed.

House file 143, regulating the duties of county assessors and for other purposes, was lost—ayes 1, noes 10.

A message was received from the house announcing the passage of house file 246, to compensate the enrolling clerks of the fourteenth legislative assembly for extra labor.

Under a suspension of the rules the above bill passed; ayes, 9; noes, 3.

The following resolution, which originated in the house, was taken up and passed:

Resolved, That the house of representatives and the council of the legislative assembly of the territory of Dakota, will, at the most convenient time during the summer of 1881 unite in an excursion through northern Dakota, and for that purpose the following committee be and hereby is named, with power to make all arrangements on behalf of the assembly, to-wit: E. P. Wells of Statesman, Geo. H. Walsh of Grand Forks, S. A. Boyles of Yankton, Albion Thorne of Minnehaha and Porter Warner of Lawrence, and that E. P. Wells shall act as chairman, to whom all communications and reports shall be made.

Messrs. Shaw and Wilson were appointed to act with a committee on the part of the house to wait upon the governor and inform him that the two houses would be in session until 6 o'clock this evening to receive any communication he may have to make.

A special sealed message was received from the governor, which the council proceeded to consider in executive session. The communication contained nominations for the board of education for the normal school at Madison, Lake county.

Mr. Gamble offered the following resolution, which was adopted:

WHEREAS, in the death of the late Senator Matthew H. Carpenter we recognize the loss of Wisconsin's most gifted son, the legal profession one of its brightest minds, the nation one of her ablest statesmen and most brilliant orators and the world a scholar and a patriot; therefore be it

Resolved, by the legislative assembly of the territory of Dakota, that in sympathy and in respect to his memory the flag on this building be displayed at half mast during the remainder of this session.

A communication was received from the house, stating that the final adjournment resolution, which excluded the introduction of new business, had been suspended for the purpose of introducing a bill to create the counties of Ordway and Inman.

The council appointed 9 p. m. for the consideration of the resolution, but the hour passed and no action was taken.

At 10 p. m. a special sealed message was received from the governor, upon which the council immediately went into executive session, at the conclusion of which an adjournment was had until 7 a. m. Monday morning.

Council.

Monday, March 8.—The council met at 7:30 a. m., and was called to order by the president.

Prayer by the chaplain.

Roll call showed members all present except Mr. Day.

Mr. Wilson stated that Mr. Day was yesterday attacked with a severe case of homesickness, and therefore moved that he be excused from attendance at this morning's session. Adopted.

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

MESSAGE FROM THE HOUSE.

A message was received from the house announcing the passage of house file 208, creating and defining the boundaries of the counties of Inman and Ordway.

Objection was made to the reception of the bill, under the resolution precluding the introduction of new business.

The president sustained the objection.

Mr. Wilson appealed from the decision of the chair, but on a vote the ruling of the chair was sustained.

MESSAGE FROM THE GOVERNOR.

The following message was received from the governor:

TERRITORY OF DAKOTA, EXECUTIVE OFFICE,
YANKTON, March 7, 1881.

To the Honorable the Legislative Council:

I have the honor to state that a more careful examination of the law creating the board of commissioners for the international exhibition at New York, I find that the act does not provide for the nomination to and confirmation by the council. I therefore shall take more time in making those appointments and shall not send the council any name in place of Mr. Reeves, objected to in your communication.

N. G. ORDWAY,
Governor.

THE END.

At 8 o'clock a. m., the hour set for final adjournment, the gavel fell and the president declared the council of the fourteenth legislative assembly adjourned *sine die*.

House.

AFTERNOON SESSION.

The house re-convened at three o'clock p. m. Mr. Speaker in the chair and a quorum present.

Mr. Thorne, from the committee on conference relative to the bill appropriating money for the payment of additional compensation to enrolling clerks, introduced, by unanimous consent, house file 246, upon this subject.

The bill had its several readings, under a suspension of the rules, and was passed.

THE CHAPLAIN.

Mr. Boyles presented a resolution returning the thanks of the house to the chaplain for his prompt attendance, and the brevity and warmth of his daily in-

vocations. The resolution was unanimously adopted.

PROPOSED BILLS.

Mr. Wells asked unanimous consent to introduce a bill to create the county of Ordway, and Mr. Baynes asked unanimous consent to introduce a bill to create the county of Inman, but there was objection to the measures, and a long discussion ensued, which was productive of nothing tangible, and finally the whole matter was referred to the committee on counties and townships.

THE EXECUTIVE.

Mr. Thorne introduced the following resolution:

Resolved, That the members of this house, in recognition of the candor and integrity of the chief executive of this territory, do hereby tender their united thanks to his excellency, N. G. Ordway, governor, for his manifest interest in the prosperity and welfare of the people of this territory, and while we maintain that it is a solemn duty to adhere to the honest convictions of candid judgment on the part of individual legislators, we cheerfully declare our readiness to unite in all measures of common interest to the commonwealth, and pledge to him our cordial co-operation and support in the maintenance of good government throughout the whole territory.

The resolution was unanimously adopted.

Mr. Cross moved that the speaker appoint a committee of two to wait upon the governor and ascertain whether or not he had any further business to communicate to the house. Also to inform him that the house would be in session up to six o'clock p. m.

The resolution was adopted and Messrs. Cross and Dickey were appointed as such committee.

ORDWAY COUNTY.

Mr. Kennedy, from the committee on counties and townships, to whom had been referred a bill to create the county Ordway from the east half of Sully county, reported it back with a recommendation that it pass.

ORDWAY AND INMAN COUNTIES.

Mr. Wells introduced a joint resolution suspending the effect of the joint resolution prohibiting the introduction of new business so far as to permit the introduction of a bill for the creation of the counties of Ordway and Inman, and moved the adoption of the resolution.

The resolution was adopted by a vote of 13 to 5.

RECESS.

The house, at 6:40 p. m., took a recess until 7 o'clock p. m.

EVENING SESSION.

The house re-convened at seven p. m., with Mr. Speaker in the chair.

BILLS APPROVED.

A message was received from the governor announcing his approval of house files 209, 215, 234, 139, 243, 244, and 246.

SENATOR CARPENTER, DECEASED.

A message was received from the council announcing the passage by that body of the following joint resolution:

WHEREAS, in the death of the late senator Matthew H. Carpenter we recognize the loss of Wisconsin's most gifted son, the legal profession one of its brightest minds, the nation at large one of her ablest statesmen and brilliant orators and the world at large a scholar and a patriot; therefore be it

Resolved by the legislative assembly of the Territory of Dakota, That in sympathy and respect to his memory, the flag on the capitol building be displayed at half mast during the remainder of this session.

BILLS CALLED UP.

Mr. Wells called up house file 211, authorizing certain counties to issue bonds, and had it referred to the committee on counties and townships.

Mr. Dickey called up house file 208, but there was no action taken on his call.

ABOUT ADJOURNMENT.

Mr. Ellefson moved that when the house adjourn it be to seven o'clock Monday morning and the motion was adopted.

COMMITTEE REPORT.

Mr. Wells, from the committee on counties and townships, to whom had been referred house file 211, authorizing certain counties to issue bonds, reported back the same with amendments and a recommendation that it pass as amended. The amendments provided for the creation of the counties of Ordway and Inman.

Mr. Wells moved that the bill have its second and third readings and put upon its final passage.

Mr. Cross objected.

The chair (Mr. French) ruled that the bill had not properly passed to its third reading.

The record, being called for, was read and it showed that the bill had been given its first reading February 21st and that there was no further action in connection with it.

Mr. Boyles moved that the rules be suspended and that the bill have its several readings and be referred to its appropriate committee.

The motion was lost by ayes ten, noes six, not two-thirds.

Mr. Ellefson moved that the house adjourn and the ayes and noes being called, on motion of Mr. Cross, the house refused to adjourn by a vote of nine to seven.

Mr. Dickey called up house file 208.

Mr. Cross moved a call of the house and the call was sustained.

Roll call showed that Messrs. McBratney, Noland and Thielman were absent.

On motion, further proceedings under call of the house were suspended and the absentees were excused.

Mr. Dickey called up house file 208.

Mr. Thompson moved that the house adjourn and the ayes and noes being taken the motion was lost—nine to eight.

Mr. Boyles moved that the house take a recess until nine o'clock, and the motion was lost.

Mr. Wells reported back house file 208 with a recommendation that the title be amended and that all after the enacting clause be stricken out.

The chair (Mr. French) ordered the sergeant-at-arms to eject from the floor of the house all persons not entitled to the privileges of the floor and sergeant-at-arms carried out the order.

Mr. Wells moved that house file 208,

as amended be put upon its final passage under a suspension of the rules.

The amended bill provided for the creation of the counties of Ordway and Inman.

The note being taken on the final passage of the bill, it stood—yeas eleven and noes four and the bill was passed.

Mr. Thielman gave notice of a motion to reconsider the vote by which the bill was passed.

ADJOURNMENT.

The house, at 10:30 p. m. adjourned to seven o'clock Monday morning.

Monday, March 7.—The house convened at 7 o'clock a. m. and was opened with prayer by the chaplain.

Mr. Speaker in the chair and a quorum present.

The journal of the preceding session was approved.

ORDWAY AND INMAN COUNTIES.

Mr. Thielman, having given notice, moved that the vote by which house file 208 was passed be reconsidered and the motion was adopted. This bill establishes Ordway and Inman counties.

Mr. Thielman then moved that the bill be so amended that Ordway county be created from the east half of Sully county, instead of the west half, as the original bill provided. The amendment was adopted.

The amended bill was then passed, Messrs. Cross, French and Moore voting in the negative.

MESSAGE FROM THE GOVERNOR.

A message was received from the governor announcing his approval of house file 246, to provide for the compensation of the enrolling clerk.

COUNCIL MESSAGE.

A message was received from the council announcing that the council had refused to receive and act upon house file 208, for the reason that it was new business.

THE LEGISLATIVE PHOTOGRAPHER.

Mr. Thielman presented the following resolution which was adopted:

Resolved, That the thanks of this house are due and are hereby tendered to Artist Morrow for his marvelous success in transforming the naturally ugly mugs of the members of the house with visions of beauty and loveliness.

READY TO QUIT.

A message was received from the council informing the house that the council was ready to adjourn without day.

The clerk of the house was instructed to convey a similar message to the council.

ADJOURNED WITHOUT DAY.

At eight o'clock a. m., Mr. Wells moved that the house adjourn without day, and the motion was put to the house, accompanied by a few parting words from Speaker Harding, who returned thanks to the members of the house and to the people of Yankton for kind treatment received.

The motion was adopted, the gavel fell for the last time and the speaker declared the fourteenth session of the house of representatives adjourned without day.