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YANKTON, DAKOTA TERRITORY, SATURDAY EVENING, FEBRUARY 10, 1877.

No. 244.

THE DAKOTA LEGISLATURE.

TWELFTH SESSION.

Council.

AFTERNOON SESSION.

Friday, Feb. 9.

House file No. 1, the civil code, was taken up. Mr. La Moure moved that all the amendments thereto, except the one relating to toll roads, be stricken out and the motion was adopted.

Mr. Pettigrew moved to reconsider the vote by which the amendments were stricken out. Adopted.

Mr. Pettigrew moved the previous question on the passage of the bill. Not seconded.

Mr. Back moved that the bill lie on the table. Adopted.

Mr. La Moure, by consent, introduced council bill 47, for the encouragement of agriculture. Referred to the committee on territorial affairs.

On motion of Mr. Back, the civil code was taken from the table and put upon its passage.

On motion of Mr. Pettigrew, Mr. La Moure's motion to strike out the amendments to the code was laid on the table.

The bill was passed by a vote of ten to one, Mr. President voting in the negative and Messrs. La Moure and Mills being absent.

On motion of Mr. Valentine the vote by which the bill was passed was reconsidered and the motion to reconsider was laid on the table.

House file 12, code of civil procedure, reported from the house, was, under suspension of rules, taken up and read twice.

On motion of Mr. La Moure the bill was referred to a special committee consisting of Messrs. Bailey, Pettigrew and Miner.

Council bill 31, was taken up but before action was had the council adjourned.

House.

YANKTON, D. T., Feb. 9.

The house met at 10 a. m. and was called to order by the speaker.

Prayer by the chaplain.

Roll called, members all present.

Mr. Thompson from the committee to which had been referred house file No. 36, relating to payment of C. J. B. Harris for revising the laws of the territory made a report, reciting the record in the case, but without making a recommendation.

The Yankton delegation reported back house file No. 17, to incorporate the city of Yankton, with amendments, and recommended its passage.

Mr. Van Tassel reported back house file No. — and recommended its passage.

Mr. Clarkson presented a resolution, which was adopted, requiring the engrossing clerk to move his desk within the bar of the house and do such work as may be assigned him by the chief clerk.

NOTICE OF BILLS.

By Mr. Iverson—For an act to regulate the passenger and freight tariffs on all railroads operating in this territory, which was read a first time.

The house took up and considered the council amendments to house file No. 35, being the justices code, and the amendments of the council were not concurred in.

Mr. Inman, by consent, introduced a bill to establish a graded school in Vermillion, which was read a first time.

On motion of Mr. Clarkson a conference committee was appointed to confer with the council upon the matter of the disagreement of the two houses on the justices' code. Messrs. Clarkson, Beadle, and Dunham were appointed as such committee.

Mr. Von Tassel moved that council bill No. 14, in relation to immigration be made the special order at 2 p. m., on Tuesday next.

The motion was lost.

A motion to refer the bill to the committee on judiciary was lost.

Mr. Thompson moved to strike out sections 1, 2, 3, 4, 5, 6, 7, 8 and 9 of the bill, leaving nothing but the enacting clause and repealing section.

The motion was lost by a tie vote.

On motion the further consideration of the bill was postponed.

A message informed the house that the council had passed house file No. 44, for mail service from Paxton to Deadwood and that the council had indefinitely postponed house file No. 6, to exempt portions of Cass and Richland counties from the operations of the herd law.

COUNCIL BILLS.

No. 12, to regulate the mode of procedure in contested elections of members of the legislative assembly, was read a second time and the rules suspended, read a third time and passed.

No. 19, to amend the act incorporating the city of Fargo, was read a second time, and the further consideration of the bill under its second reading was deferred until after the morning hour tomorrow.

No. 28, to legalize the official acts of the territorial officers, was read a second and third time and passed.

No. 29, to empower the county commissioners of Union county, Dakota territory, to appoint a drainage commission for Union county, D. T., was read a second time and referred to the delegation from Union county.

No. 39, to amend chapter 15, laws of 1874-5, was read a second and third times and passed.

The house then took a recess until 9 p. m.

AFTERNOON SESSION.

The house met at 2 p. m., and was called to order by the speaker.

HOUSE BILLS.

No. 46, to provide for the payment of delinquent taxes in the county of Lincoln, was read a second and third times and passed.

No. 47, changing the boundaries of the county of Hamlin, creating the county of Codington, and for other purposes, was read a second and third times and passed.

No. 48, to regulate allowance for attorneys fees in certain cases, was read a second time and referred to committee on judiciary.

No. 49, to require plaintiffs in civil actions to give security for costs, was read a second time and referred to the committee on judiciary.

No. 50, to provide for the assessment and taxation of dogs, and the protection of sheep and goats, was read a second time and referred to the committee on education.

No. 51, to strike out the word "Union" in section 11, chapter 75, laws of 1874-5, was read a second time and its further consideration indefinitely postponed.

No. 17, to incorporate the city of Yankton, was taken up, the amendments of the committee adopted, and the bill read a third time and passed.

No. 25, to incorporate the city of Bismarck, was taken up, and the amendments reported by the committee on judiciary adopted.

A message informed the house that the council had receded from its amendments to sections 72 and 73 of house file No. 35, a bill for a justices' code; and also that No. 36, a joint resolution, providing for the payment of C. J. B. Harris for his services and expenses in preparing a revision of the laws of this territory, was read a third time and indefinitely postponed.

No. 30, providing for the annual registration of voters in towns and cities having over five hundred inhabitants, was read a third time, and the question being upon its passage, the bill was lost by a vote of 12 to 13.

No. 42, to provide for contesting the election of county officers and to prescribe the manner of proceeding thereon, was read and referred to the committee on judiciary.

The house then adjourned.