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YANKTON, DAKOTA TERRITORY, SATURDAY EVENING, FEBRUARY 17, 1877.

No. 251.

THE DAKOTA LEGISLATURE.

TWELFTH SESSION.

Council.

Thursday, Feb. 15.

Mr. Miner presented the report of the judiciary committee on house file 74, recommending that the bill do not pass.

Mr. Wilson, from the committee on territorial affairs, reported back the bill to attach certain unorganized counties for election purposes, with a recommendation that it pass.

Mr. La Moure, from the committee to whom was referred house file 64, an act relating to the preservation of fish in the waters of Richland county, reported the bill back without recommendation.

Mr. Gunderson reported back council bill 32, with a recommendation that it pass.

Mr. Bailey, from the committee on finance, reported back house file 63, with a recommendation that it pass.

On motion of Mr. Bailey the council voted to adhere to its amendments to section 242 and 243, of the political code.

On motion of Mr. Pettigrew, Messrs. Bailey, McInch and Barleigh were appointed as a conference committee on the two amended sections of the political code.

COUNCIL BILLS.

Mr. Miner introduced council bill 58, to provide a board of education for Vermillion. Referred to the Clay county delegation.

Mr. Wallace introduced council bill 59, amendatory to the charter of Elk Point. Referred to the committee on education.

Mr. Bailey introduced council bill 60, supplementary to the act defining the judicial districts of Dakota, passed at the present session of the legislature. Referred to the judiciary committee.

Council bill 52, to regulate ferries in the organized counties of Dakota, was reported back from the committee on highways, bridges and ferries, with a recommendation that it pass. It was ordered engrossed, read a second and third times, and passed by a vote of 9 to 1, Mr. Wallace voting in the negative.

Council bill 55, providing for a board of education for Vermillion, was passed by a unanimous vote.

HOUSE BILLS.

House file 57, to amend the code of civil procedure, was referred to the judiciary committee.

House file 59, asking an appropriation for printing the laws of the 12th session and to reimburse E. A. Sherman for services as a witness before the ways and means committee, was referred to the committee on finance.

House file 52, to provide an independent school district for Vermillion, was on motion of Mr. Miner, indefinitely postponed.

House file 65, to provide a school fund for a school district in Burleigh county, was referred to the committee on finance.

House file 67, authorizing the county commissioners of Richland county to fund the outstanding indebtedness of said county, was referred to the judiciary committee.

House file 62, authorizing a special election in Cass and Richland counties, was referred to the judiciary committee.

House file 63, to incorporate the city of Vermillion, was referred to the delegation from Clay county.

House file 63, to fund the outstanding indebtedness of Burleigh county, was passed by a unanimous vote.

HOUSE.

Friday, Feb. 16, 1877.

House met at 10 a. m., and was called to order by the speaker.

Prayer by the chaplain.

On motion the reading of the journal was dispensed with.

REPORTS OF COMMITTEES.

Mr. Beadle, from the judiciary committee reported back house file No. 48, to regulate attorneys' fees in certain cases; also, house file No. 49, to require plaintiffs in civil actions to give security for costs.

Mr. Hopkins from the committee on agriculture reported back council bill No. 41, for the preservation of fish in the waters of Lake county, and recommended its passage.

Mr. Dunham, from the committee on agriculture reported back council bill No. 31, to regulate the time of burning prairies, and recommended its passage.

Mr. Iverson moved that the vote by which house file No. 68, relating to printing certain laws in the German language was rejected yesterday, which motion prevailed, and the bill was referred to a special committee consisting of Messrs. Iverson, Thompson, and Maywald, with instructions to report at 3 p. m.

COUNCIL BILLS.

No. 52, to regulate ferries in organized counties, was read a first time, and its further consideration indefinitely postponed.

No. 58, to incorporate the board of education of Vermillion, was read and passed.

No. 53, to amend the charter of the city of Yankton, was read a second time, and its further consideration indefinitely postponed.

No. 49, authorizing Bon Homme county to fund its outstanding indebtedness, was read three times and passed.

HOUSE BILLS.

No. 52, to provide for the payment of certain portions of the general road tax of the county of Yankton, was read three times and passed.

No. 79, a memorial asking that the proceeds of the sale of public lands in certain states and territories be appropriated for means to destroy grasshoppers, was read three times and passed.

No. 78, in relation to the tax for roads and bridges in Clay county, was read three times and passed.

Mr. Van Tassel gave notice that he would on to-morrow move to reconsider the vote by which No. 78 passed.

Mr. Myron moved that the vote by which house file No. 78 passed be reconsidered and the motion to reconsider laid on the table, which motion prevailed.

No. 75, a bill locating the territorial penitentiary at Springfield, was taken up.

Mr. Beadle offered an amendment which was adopted, to the effect that if by the time of the meeting of the next legislative assembly there is not a better hall in which to hold its meetings that the governor be directed to call the legislature at some place other than at the capitol.

The bill was then read a second time, and a motion to suspend the rules and read the bill on its final passage was lost.

No. 76, for a territorial road from Yankton to Sioux Falls, was read a second time.

No. 49, requiring plaintiffs to pay costs in certain cases, was read a third time and rejected.

No. 48, to regulate the allowance for attorneys' fees in certain cases, was read a third time and passed.

No. 71, to attach Ransom county for election purposes was indefinitely postponed.

The special order, being council bill No. 44, to apportion the representation in the legislative assembly was taken up.

Mr. Clarkson offered an amendment taking one member for the house from the counties of Hutchinson, Armstrong, Hanson and Davison and add it to the counties of Lawrence, Pennington and Custer, and attach the counties of Charles Mix, Buffalo, Brule, Hyde, Hughes and Sully to the Black Hills district.

The speaker, Mr. Coddington in the chair ruled that the amendment could not be entertained without a reconsideration of yesterday's action of the house.

After considerable discussion of the house's action on yesterday was reconsidered, and Mr. Clarkson's amendment presented.

The previous question was moved and the amendment adopted by a vote of 15 to 11.

A motion to suspend the rules and put the bill upon its final passage, was lost—two-thirds not voting in the affirmative.

The house then took a recess until 1 1/2 o'clock p. m.

AFTERNOON SESSION.

House met at 1 1/2 p. m., and was called to order by the speaker.

Mr. Iverson, from the special committee to which was referred house file No. 68 providing for the printing of certain general laws in the German language, reported the same back with amendments and recommended its passage.

On motion the rules were suspended, the bill read a third time, and the question being upon its passage it was passed by a vote of 15 to 10.

COUNCIL BILLS.

On motion the rules were suspended and council bill No. 59, to amend the charter of the city of Elk Point, D. T., was read three times and passed. No. 49, to provide revenue for the counties of the territory and the collection thereof, was read a first time.

On motion the house went into committee of the whole, Mr. Inman in the chair, for the consideration of council bill No. 49.

After some time spent therein the committee rose reported the bill back to the house and recommended its passage.

On motion of Mr. Beadle the recommendations of the committee were not adopted.

The house then adjourned.