

GREEN WAS NOT BEFORE THE BAR.

Gastric Disturbances Interfere in His Behalf.

Two Ballots for Senator Bring No Change—File Work in Both Houses—Mellick Gets Mad.

The ballots taken at yesterday's joint session of the Legislature were merely formal affairs, and only two were taken.

The followers of Burns, Bulla, Barnes and Grant stood stolidly by their candidates, and the scattering votes remained scattered.

It is understood that all factions will stand firm, and that there will be no material change, if any at all, at today's session.

INVESTIGATORS AT RECESS.

The Wright Investigation Committee did not investigate anything yesterday. They rested. Some of them wanted to go ahead—they said so, at least—but Chairman Cosper decreed otherwise.

Rooms were scarce, it appeared, and one in which to do the investigating was hard to find. The Chairman instructed the Sergeant-at-Arms to report to him when an available room was found, but the Sergeant-at-Arms failed to report, and when at night the committee assembled in the Assembly chamber, the Chairman had received no notification that it was available and declared "no meeting."

Regardless of the petition of Daniel Cole to the effect that he had come from San Francisco to be investigated, and that it would please him to have the business transacted so he could return to the bosom of his family. The fact remains, however, that there was no meeting, and the further fact remains that nobody appears to know just when another will be held.

CLOUDS IN THE HOUSE.

It was a stormy morning in the Assembly yesterday, and the temper of the body was touchy. The strain of the waiting race for Senator and the passions, fears, recriminations and, possibly, regrets aroused by the investigation now in process are quite enough to test the patience, the dignity and the manhood of the members. Some of them bear the trial well.

WRANGLE WITHOUT RESULT.

Mellick's appeal for additional members to represent the Grant and the Burns forces on the Investigating Committee precipitated a whole morning of wrangle which resulted in the lame conclusion of having the hour and a half's proceedings tabled. Mellick's threat to withdraw was effaced by his subsequent action in staying within the fold.

GREEN'S GASTRIC DISTURBANCE.

When the Assembly reconvened after noon recess it was amid a stir and a bustle and an access of visitors which were due to the expectation that Milton S. Green political agent for U. S. Grant, would appear before the bar of the House to answer—or to refuse to answer—for his persistent resistance to certain questions of the Investigation Committee. But it had been whispered along newspaper row and elsewhere that Green was not est—the cause was variously given, but the preponderance of rumor was in favor of too many mushrooms, and a resultant fever. But when the gavel fell and the Speaker Pro Tem. announced that the physician's certificate said Green's illness was caused by "gastric disturbance," Dame Rumor was at fault. It might mean mushrooms and it might mean

CHAIRMAN COSPER'S REASONS FOR HOLDING NO MEETING YESTERDAY.

The Wright Investigation Committee did not investigate anything yesterday. It failed to materialize at 10 o'clock a. m., the hour agreed upon, and at 2:30 o'clock, at which hour it was understood that the investigators would proceed to investigate something, an excuse was made that a suitable room wherein to meet could not be had.

Then again it was expected that Milton S. Green, Grant's manager, would appear before the bar of the House at 2:30 p. m. to show cause why he was not in contempt for declining to answer some of the questions asked him by the investigators. But Green did not appear. Instead, a certificate signed by Dr. F. W. Hatch was read, showing that he was a victim of "gastric disturbances" and high temperature.

So after the close of the afternoon session of the Assembly the Investigating Committee, all except Chairman Cosper, hung around for a couple of hours expecting him to put in an appearance, but when the shadows grew long they tired and decided to take a recess until 7:30 o'clock.

At that hour, or shortly thereafter, Cosper put in an appearance, but showed no inclination to go on investigating. Instead, he said the meeting was entirely unauthorized, and that he did not call it; that, on the contrary, he had given the members notice that when the Sergeant-at-Arms should have provided a room he would give due notice, and proceed with the examination, and not until then.

At this point the Sergeant-at-Arms stepped forward and said that the only room in the building that could be procured was the one they were in. He said he had done all in his power to get some other place, but without avail. He had called on the Secretary of State, and was informed that there were no vacant apartments. "Now," he said, "if you gentlemen want to use the Assembly Chamber, go ahead."

Chairman Cosper said he fully realized that the Sergeant-at-Arms had done all he could to get a room, and that he was not reflecting on him, but continuing.

"There will be no meeting here tonight. I have called none, and I have made arrangements to attend another committee meeting—that on Education. My wife is clerk of that committee. She is there now, and I am going there right away."

But, Mr. Cosper," interposed Assemblyman Sanford, "we have a quorum here without you; why can't we go ahead with the business if you have another engagement? We did not call any meeting to-night. You misunderstood us. We waited all the afternoon for you, and simply agreed to gather here at 7:30 o'clock and await your pleasure. Now we are here, and are anxious to go ahead; we don't want to drag this examination along for a month."

"In the first place, you have no witnesses here," replied Chairman Cosper, "and then I gave notice that we would not meet until the Sergeant-at-Arms notified me that he had secured a room for a meeting. So there will be no meeting here to-night, Mr. Sanford."

At this juncture the Hon. Dan Cole stepped forward and took part in the confab.

he said, "there is one. You will remember, gentlemen, that when I heard I was wanted as a witness I sent word that I would appear at any time on simple notice and without the service of a subpoena. You telephoned me this morning, and I came on the first train. I am present and have been here all day, and am only too willing to go on the stand and give you all the information in my possession. But I have your presence in San Francisco, and it would be a great accommodation to me if you would call a session, examine me in full, and allow me to return to the city."

"I am very sorry, Mr. Cole," replied Chairman Cosper, "but as I stated before, I am not prepared to go on tonight, having made another engagement, and in consequence there will be no meeting to-night."

"When will there be a meeting?" demanded Sanford.

"I really cannot say," was the reply. "You see, we have no room to meet in, but just as soon as I can make arrangements for our accommodation the examination will proceed."

Chairman Cosper, as he disappeared down a corridor, said if the other members of the committee wanted to hold a meeting they could do so, but the other members did nothing worse than put their heads together and express their dissatisfaction at what was termed his "arbitrary proceeding."

So it happened that the investigators did not investigate yesterday, and so it happens that nobody knows just when it will take up the work of chasing shadowy rumors, and when those fall, proceed to ask witnesses "what they think" about something they have sworn they know nothing about.

TWO MORE BALLOTS.

No Change in the Senatorial Situation by Yesterday's Vote.

As indicated in yesterday morning's issue of the "Record-Union," the ballots taken for United States Senator at yesterday's joint session of the Legislature showed no change from the last two taken Thursday.

The men who had all along voted for Burns, Bulla, Barnes and Grant, stood fast, and none of the scattering ones could be induced to change candidates and reinforce either of those named.

Senator Boggs (Dem.) has been absent all week, and yesterday Senator Fenwick, who had all along voted for John Rensfield, was also absent, but Assemblyman Crowley, who had been voting for White, switched long enough to keep the name of Rosenfeld before the Legislature.

Assemblyman Burnett who all along had voted for Congressman De Vries, changed to Senator White, on the second ballot, and left Brooke, the Sacramento fusionist, to keep green the name of De Vries.

Speaker Wright and Assemblyman Raw, Burns men, who for several days past had been absent, were in their places yesterday, and Merrill and Pierce, Burns and Grant men, respectively, were paired, Pierce having been called to his home in Yolo county.

TWENTY-FIFTH BALLOT.

The second ballot yesterday, which was the twenty-fifth of the session, resulted as follows:

Burns—Senators Dickinson, Luchinger, Morehouse, Stratton; Assemblymen Anderson, Atherton, Clough, Knights, Knowland, Lardner, Muenster—11.

Bulla—Senators Currier, Gillette, Simpson, Taylor; Assemblymen Belsaw, Boynton, Conroy, Cosper, La Faree, Melick, Miller of Los Angeles, Robinson, Valentine—13.

Burns—Senators Bettman, Burnett, Reay, Laird, Leavitt, Shortridge, Wolfe; Assemblymen Archer, Barry, Becher, Cobb, Devoto, Dibble, Henry, Jilson, Johnson, Kelley, Kelsey, Kenneally, Lundquist, McKean, Miller of San Francisco, Rickard, Eugene Sullivan, Wright—25.

Grant—Senators Boyce, Catter, Jones, Maggard, Nutt, Smith, Trout; Assemblymen Blinn, Cargill, Chenovert, Clark, Crowder, Dale, De Lancia, Greenwell, Huber, Le Barron, Marvin, McDonald of Alameda, McDonald of Tuolumne, Merritt, Milice, Radcliff, Taub, Raw, Works—27.

White (Dem.)—Senators Ashe, Branham, Hart, Chapman, Curtin, Doty, Dwyer, Hjal, Langford, La Rue, Pace, Frisk, Sims; Assemblymen Boone, Burnett, Cammetti, Cowan, Fairweather, Feliz, Griffin, Hanley, Hoey, Mack, Mead, Meserve, O'Brien, Sanford, Stewart, E. D. Sullivan, Wardell, White—30.

Scott—Senator Davis, Assemblyman Dunlap—2.

Bard—Senator Smith, Rowell—2.

Estee—Assemblyman Wade—1.

Pelton—Assemblyman Wade—1.

De Vries (Dem.)—Assemblyman Brooke—1.

Rosenfeld (Dem.)—Assemblyman Crowley—1.

JOINT RULES ADOPTED.

By the Senate Yesterday—Bills on Second Reading.

The Senate met at the usual hour yesterday, with the President pro tem in the chair.

The consideration of the joint rules, as reported by committee, being in order, Boyce moved that rule 48 of the session of 1897, which had been stricken out, be inserted. The rule provided that no bill should be introduced after the fifth day of the session without a suspension of the rules by both houses.

Cutter, Dickinson, Bettman and Simpson opposed the amendment, and Boyce closed the debate in its behalf.

Taylor offered an amendment to the amendment, striking out all of the proposed rule after the words "no bills shall be introduced after the fifth day of the session except revenue measures." The portion stricken out related to the time before adjournment sine die of presenting bills to the Governor for his approval or disapproval.

Boyce opposed the amendment to the amendment, and it was lost. The question falling on Boyce's resolution, it was lost by a vote of 9 to 25.

CONSIDERATION OF FILE.

The consideration of the daily file being in order, the following bills were read the second time:

S. B. 31, by Taylor—To provide for the alteration of boundaries of incorporated towns and cities, by the annexation of uninhabited territory thereto, and for the incorporation of such annexed territory in and as part of such municipal control of annexed territory.

Read the second time and ordered to the third reading.

S. B. 40, by Doty—To create an Ex-empt Firemen's relief fund in the several counties, cities and counties, cities and towns, of the State, and relating to the enrollment, formation into fire companies, and services as firemen, such exempt firemen.

The bill was read the second time, and Doty explained that the only change from the present law was that exempt firemen should receive not less than \$3,000, whereas at present they might be cut off with \$100 or less.

Bulla said in his opinion, an amendment to another Act it ought to show as much in the title; or if it repeated another Act, that fact also ought to be stated.

(Senator Smith in the chair.) On motion of Bulla, the bill was referred to the committee on file.

Dickinson, for Committee on Claims—That S. B. 75, appropriating money to pay the claim of J. W. Sibole, do pass.

Langford withdrew S. B. 239, to repeal an Act for the establishment of a uniform system of road government and administration in the counties of California, approved April 1, 1897. The Act referred to was commonly known as the "Clark road law," which created such a str two years ago. It was declared unconstitutional by the Supreme Court, hence there was no need for a repealing Act.

NEW BILLS. New bills were introduced as follows:

Davis—Providing how work may be performed on streets, lanes, alleys and courts in cities and towns. Judiciary.

Davis—To create a fund from an appropriation already made, to be known as the "State debris construction fund."

Davis—S. J. R. 13, relating to the creation of an Executive Department of Mines and Mining. Federal Relations.

La Rue—Relating to deposits of moneys of estates of deceased persons, etc. Judiciary.

Reducing the amount per capita for maintenance of the inmates of the Veterans' Home. Finance.

Relative to the Veterans' Home, and respecting the title to the same. Judiciary.

Simpson—To prevent Sabbath desecration, and to secure a weekly day of rest, Education and Public Morals.

Relative to the selection and return of jurors. Judiciary.

Morehouse—To provide for a uniform system of county government. County and Township Government.

Dwyer (by request)—To create and administer a school loan fund, and to secure the same. Education and Public Morals.

Sims—To authorize the incurring of indebtedness by cities, towns and municipal corporations. Municipal Corporations.

To provide for a uniform system of county government. Municipal Corporations.

Curtin—Amending the Code of Civil Procedure, respecting corporations. Judiciary.

To enable corporations of foreign countries owning property here to dispose of the same. Corporations.

To prevent deception in the manufacture of food, etc. Farming, Dairying and Manufacturing.

Maggard—To prevent and eradicate infectious and contagious diseases among domestic animals. Hospitals and Quarantine.

Hall—Prescribing conditions under which certain insurance companies may transact business. Corporations.

Bulla—Preventing the taking into State Prisons any opium, morphine, cocaine or other narcotics. Prisons and Prison Buildings.

Stratton—Appropriating \$2,345 to pay the claim of Goodall, Perkins & Co. Finance.

To authorize the insurance of all property of the University of California which is kept for purposes of income. Public Buildings Other Than Prison Buildings.

Cutter—Creating the office of Commissioner of Public Works, and enumerating his duties, etc. Swamp and Overflowed Lands.

To amend the Political Code, with reference to State Normal Schools, and Granting Public Morals. Public Buildings—Authorizing women to vote at school elections, and fixing their qualifications.

Taylor—To pay the Directors of the Deaf, Dumb and Blind Asylum for paying certain streets adjoining the asylum.

Stratton—Appropriating \$10,000 to pay the claim of Addie McGinnis. Finance and Claims.

Stratton—Appropriating \$80,500 to erect certain buildings and make improvements at the University of California and Affiliated Colleges. Public Buildings Other Than Prison Buildings.

To provide for the payment of interest on outstanding bonds of the State, held in trust for the University fund and the State school fund, and to repeal the Act which appropriated money heretofore appropriated to its endowment fund. Public Buildings Other Than Prison Buildings.

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