VOTE IS CLOSE BUT BILL PASSES

(Continued From Page One)

vis,' Day, Doggett, Drinkard, Durkan, Eliel, Ellingson, Fishbaugh, Fisher, Glenn, Gould, Harmon, Henley, Jewell, Jordan, of Flathead; Jordan, of Dawson; Kemmis, Kirschwing, Lovelace, MacRae, Mains, Nye, Phillips, Pope, Rhoades, Smith, Word, Working, MacDonald. Total, 41.

Noes—Blake, Camp, Carnal, Conner, Crull, Cutts, Davidson, Ezekiels, Gleason, Graybeal, Higgins, Holt, Huddleston, Hustead, Jahreiss, Johnson, Kelly, Kiley, King, Kuphal, Largey, Lemmon, McClung, McMahon, McNally, Meadors, Murphy, Murray, Norton, O'Neill, Poulsson, Prescott, Rowe, Spogen, Stewart, Sullivan, Walker. Total 38.

Absent or not voting: Burns, Clay, Hough, Mayfield, Sickler and Tighe.

Other Business.

Senate amendments to the Kirschwing bill reducing the marriage license fee to $1.00 were concurred in.

The committee on mines and mining submitted a unanimous report adverse to the King bill submitting a constitutional amendment for the taxation of mines, and the report was adopted without dissent.

Brower's bill, providing for the registration of names of farms and ranches, was favorably reported by the committee on agriculture.

Cookingham of Valley, gave notice of a bill to prohibit bookmaking at racetracks.

A communication was read from Charles E. Avery, of Browning, in opposition to university consolidation on the ground that small colleges give the best return to students, and that the state would lose a million dollars in lands, buildings, etc., under the proposed bill for consolidation.

Representative Stewart was responsible for a motion that in future all communications be referred to appropriate committees without being read to the house. The motion was adopted.

The committee on rules reported an amendment to the rules limiting committees to seven days for the consideration of bills, unless further time be granted by the house, and the house voted its approval.

Larson's anti-discrimination Senate bills were favorably reported by the committee on corporations other than municipal.

Bills Introduced.

Among the bills introduced were the following:

By Crull, H. B. 166—Providing for juvenile court procedure and for the appointment of probation officers.

By committee on judiciary, H. B. 168—To amend section 7359, relating to proceedings for the recovery of escheated property or the proceeds thereof, and prescribing limitations of time within which such proceedings may be instituted.

By Smith, H. B. 170—To amend section 2756 relating to the disposition of moneys for license.

By Blake, H. B. 171—To amend section 3 of chapter 45, laws of 1909, relating to the compensation of officers and employes of the legislative assembly.

By Lovelace, H. B. 172—To establish the lawful standard ton and bushel for use in the state of Montana.

By King, H. B. 173—To amend section 2 of chapter 136 of the session laws of the Twelfth assembly relating to the issuance of reduced or free transportation.

By Phillips, H. B. 174—For the extirpation and prevention of the dissemination of certain noxious weeds in the state.

By Stewart, H. B. 175—Establishing and definitely defining the boundary lines of Gallatin and Broadwater counties.

By Cookingham, H. J. M. 3—For the building of a fence along the international boundary line.

By Lovelace, H. J. M. 3—Petitioning congress to enact such legislation as will permit the construction of a steam or electric railroad from Gardiner, through and across a portion of the Yellowstone national park to Cooke City.

By committee on affairs of cities, H. B. 45—To amend section 3402, relating to the sale of delinquent property for taxes in special improvement districts, and ratifying certain previous sales.

By committee on agriculture, H. B. 176—To amend section 2082 relating to legal fences.

By Murray, H. B. 177—To amend section 3240, relating to the salaries of mayor and aldermen.

By Murray, H. B. 178—To amend section 3278, relating to the letting of contracts by cities and towns.

By Rhoades, H. B. 180—To provide for the regulation of sale of articles by weight, measure, or numerical count within the state of Montana; creating the office of state sealer of weights and measures, providing the duties and powers of such state sealer of weights and measures, providing penalties for the violation of the provisions of this act, and repealing the provision of chapter 34 of the laws of the Twelfth legislative assembly.

By Blake, H. B. 181—To exempt honorably discharged sailors and soldiers of the war of the rebellion and honorably discharged sailors and soldiers of the war with Spain, the Philippine insurrection and the Boxer uprising in China, from the payment of road tax and poll tax.

By Conner, H. B. 182—Relating to cold storage warehouses, and the branding of packages containing food supplies and food products stored therein, and discharged therefrom, and providing penalties for the violation thereof.

Notices of Bills.

There was quite a grist of notices of new bills, the more important being:

By Davidson—To regulate the sale of beef and provide a penalty for the violation thereof.

By Holt—Relating to taxation of mortgages, deeds of trust, contracts or obligations, upon real property, given to secure payment of debts.

By Davidson—To amend section 4378, relating to the powers of the state board of railroad commissioners.

By Jewell—To amend chapter bill, of part 1, title VII of the revised codes of Montana of 1907, relating to conspiracy and trusts and the punishment therefor, and by adding a new section to be known as section 8285, prohibiting the formation of trusts.

By Lovelace—To provide for the construction, maintenance and operation of a fish hatchery at Livingston and to appropriate money for the construction, operation and maintenance thereof.

By Lovelace—Appropriating money for the purpose of reimbursing the owners of dairy cattle killed under the provisions of chapter 146, laws of Montana of 1911, and providing for the form of, and manner of presenting claims against the state for such reimbursement.

By McMahon—To add to the revised codes of Montana of 1907, a section to be numbered 7951a, providing for the admission of books of accounts in evidence and the effect of such books when admitted.

Bills Reported.

H. B. 56 was before the committee of the whole, and after many amendments was recommended for passage. This bill relates to the sale of property of persons deceased.

House bill 80, defining the duration of liens on mortgages on real estate was amended and ordered passed.

House bill 81, relating to the method of changing trial of civil actions was ordered passed.

The anti-coercion bill by Norton, known as H. B. 7, which makes it unlawful for any one to require an employe not to join a labor union, was ordered passed.

The bill by Harmon, which allows state institutions to receive land grants or gifts of any kind was ordered passed.

The bill licensing plumbers was ordered passed.

The committee arose and reported that it had not considered S. B. 18 and S. B. 19, owing to the limited number of printed copies of the bills on the members' desks.

A motion by Camp that the sergeant-at-arms be instructed to have the pages of the house place in the files on the members' desks each morning and noon recess the bills as printed and ready for delivery to the members, was carried.

Eliel moved that admission cards be provided entitling the holders to admission to the house, etc. Referred to the committee on rules.

O'Neil moved that H. B. 103, relating to salary of help, be placed on general orders tomorrow. Motion carried 43 for, 11 against.

Adjournment was taken until 10 o'clock tomorrow.

In the Senate.

In the senate the bills creating the new counties of Wibaux and Philips successfully ran the gauntlet, and was passed by a standing vote of 15 to 13. The Philips county bill is to enable Senator Survant, now of Valley, to "come back," and the Wibaux bill is satisfaction of the debt the standpat republicans owe to Mr. Kinney of Wibaux, recently Roosevelt progressive, but later Taft delegate to Chicago and candidate of the standpatters for lieutenant governor.

Three bills were finally passed: S. B. 35, by Duncan, relating to chattel mortgages; S. B. 55, same author, exempting qualified voters from registry in school districts of the third class, and S. B. 56, by providing that in certain cases the attendant of the supreme court may act as the clerk thereof.

H. B. 48, by Mayfield, was taken from the general file and referred to the committee on judiciary for further consideration.

H. B. 50, by Stephens, relating to grain warehouses, and elevators, and grain inspection, was referred to the committee on railroads and transportation to be further considered.

H. J. R. 2, by Stewart, providing for the election of senators by direct vote of the people, was favorably recommended by the committee on privileges and elections.

Among the bills favorably considered was that by Boardman to increase the salary of the governor to $7,500 per year; by Burlingame, relating to injunctions in labor disputes, and providing how they shall be issued; by Whiteside, creating the office of state parole commissioner; by O'Shea, providing the optional semi-annual payment of property taxes; by Whiteside, providing for suspended sentence in convictions for certain crimes.

House bills in which the senate voted to concur were as follows: H. B. 5, by Walker, appropriating $10,000 for incidental legislative expenses; H. B. 8 and H. B. 9, by Day, relating to the form of acknowledgement by corporations; and H. B. 21, by Working, relating to the filling of vacancies in the offices of county commissioner and clerk of the district court.

Bills Introduced.

Bills were introduced as follows:

S. B. 95, Abbott—Relating to the prohibition and regulation of the issuance of reduced or free transportation by common carriers. Committee on railroads and transportation.

S. B. 96, Williams—Relating to the compensation and mileage of the board of stock commissioners and its secretary. Committee on finance and claims.

S. B. 97, Stevens—An act authorizing electors residing outside of any incorporated city or town, and more than five miles from the established polling place in the precinct in which they reside, to vote at the polling place nearest their place of residence. Committee on elections and privileges.

S. B. 98, Larson—Relating to the peremptory challenges of trial jurors by the state in criminal action. Committee on judiciary.

The senate adjourned until tomorrow at 10:30 a. m.

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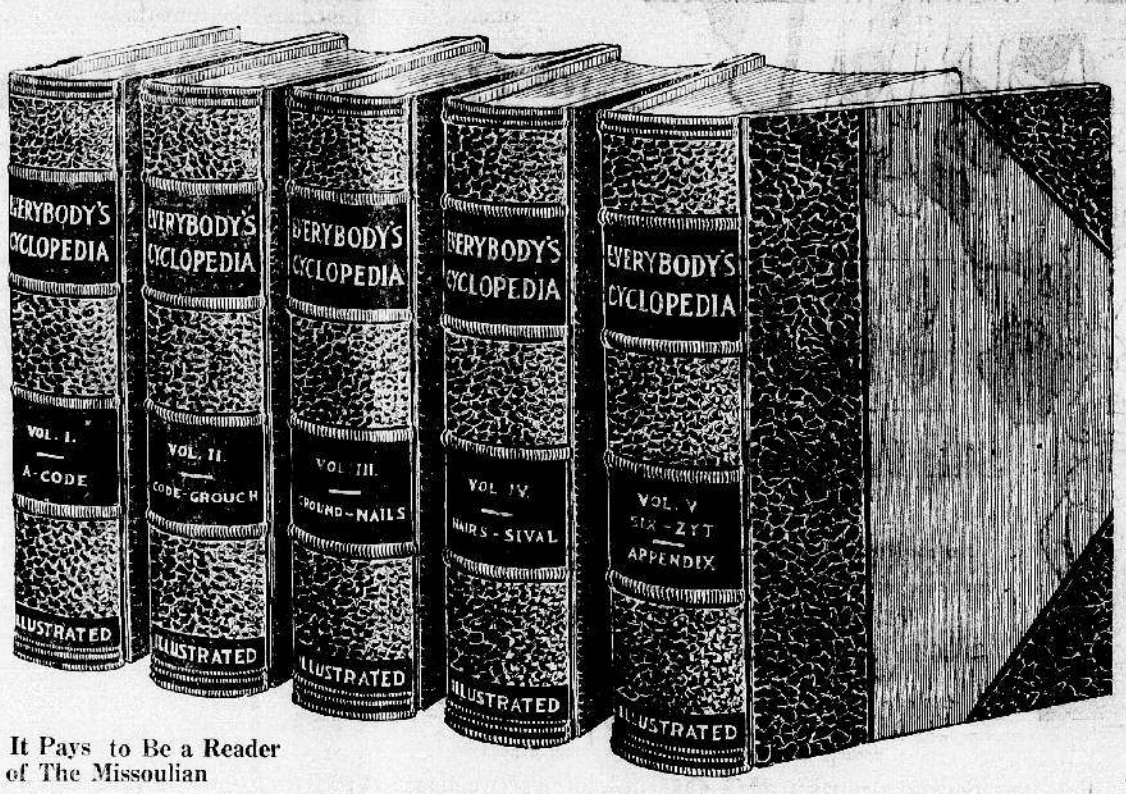

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