

# MINNESOTA LEGISLATURE

## THREE TURNED DOWN

### Senate Rejects Three of Lind's Re-cess Appointments.

### THE REST ARE CONFIRMED

Sharp Debate in the Senate—Several Republicans Stand by Friends.

Four of Governor Lind's "recess appointments" received harsh treatment in the senate this morning. One of them, Leslie Welter, finally slipped through. But A. H. Hendrickson, Rev. Gustaf Wahlund and J. E. King were turned down hard.

After the adjournment of the legislature in 1899 Governor Lind made a great many appointments, mostly to the state boards. These were submitted to the senate on the opening day of the session, but were "held up" until to-day. A futile effort was made to postpone the question again. When a vote was ordered Senator J. D.

and it was confirmed without a dissenting vote.

Shell After J. E. King.  
Senator Shell was still smarting from some of Editor J. E. King's writings and insisted on turning him down. The vote stood 23 to 19, Senator Crowder, Halvorson, Miller and Roverud voting with the democrats to confirm. Senator Ryder was excused from voting.

A Drainage Bill.  
The joint drainage committee presented a bill, favored by the whole seventh district, providing for the appointment of a drainage commission, consisting of the governor, auditor and secretary of state, and appropriating \$100,000 to be used in the next two years in improving the drainage system of the Red river valley.

To relieve the embarrassment of secretaries of state in connection with their incidental expenses, Senator Greer introduced a bill allowing the secretary of state \$400 for incidental expenses during 1901, and \$1,000 per year thereafter.

The following bills were passed: Senator Wilson's bill, S. F. 15, relating to preparation and settlement of bills of exchange; Senator Collier's bill, S. F. 37, relating to notice to creditors.

The Bankers' Bill.  
At the request of the State Bankers' association, Senator Horton of St. Paul presented a bill relating to negotiable paper. The proposed law is similar to measures in neighboring states. It abolishes days of grace.

Osteopath Bill Is In.  
Senator Horton introduced a bill by request of the osteopaths creating a state board of osteopathic examiners of five members to be appointed by the governor, to examine applicants and issue licenses for practice. The bill would introduce a substitute bill, which recognizes osteopathy, but simply gives the osteopaths one member of the present board, and requires them to take the state medical examination. The osteopaths oppose this on the ground that the school members of the board would be apt to discriminate against osteopaths in marking their papers.

New Senate Bills.  
S. F. 82, Fitzpatrick—To amend section 253, title 20, chapter 66, general statutes of Minnesota, amended by chapter 80, general laws of 1891, being section 5388, general statute of 1891, Judiciary.

S. F. 84, Fitzpatrick, by request—To authorize railway companies to extend or alter lines and to build branches and to designate the route of line of any or all extensions and branches. Railroads.  
S. F. 85, McGovern—To amend section 5306 of general statutes of 1894, relating to the service of summons, Judiciary.  
S. F. 86, Horton—Relating to negotiable instruments, being an act to establish a law uniform with laws in other states, Judiciary.  
S. F. 87, Everett—To amend section 2 and 37 of chapter 229, general laws of 1895, relating to municipal courts, Judiciary.

S. F. 88, Horton, by request—Creating state board of osteopathic examiners, to regulate the practice of osteopathy, to license diplomates in osteopathy and providing for punishment. Public health, dairy and food.  
S. F. 89—Committee on Drainage—Providing for appointment of drainage commission and an appropriation. Recommended for passage.  
S. F. 90, Fitzpatrick, by request—Limiting the time for commencing actions for injury to persons or property, Judiciary.  
S. F. 91, Greer—To appropriate money for

## HE TAKES HIS MEN

### Speaker Dowling's Reapportionment List Is Announced.

### STORM CENTER IN SECOND

### The Three Second District Men Are Divided—One Anti-McCleary Man Among Them.

Speaker Dowling had his reapportionment committee ready for this morning's session. The minority was recognized in the person of one member, William Butler, of the fourth congressional district. In the house this leaves Charles S. Schurman, of St. Paul, the only republican from the fourth district.

The house committee is very pronouncingly a pro-reapportionment committee. It will insist upon districts that do not disturb present conditions more than is imperatively necessary.

Speaker Dowling's appointees were: W. B. Anderson, chairman; H. R. Hymes and W. W. Gale, first district; J. F. Jacobson, Thomas Torson and James Larson, second district; Gunerius Peterson and E. A. Whitford, third district; C. S.



Representative A. K. Bush, Dover—I would rather raise garden truck than wood-chuck.

Schurman and William Butler, fourth district; Carl Wallace, George W. Armstrong and J. A. Peterson, fifth district; A. F. Ferris and George Mallory, sixth district; N. W. Benson and J. T. Lommen, seventh district.

### A Storm Center.

The effort of Senator Somerville's friends to stimulate Congressman McCleary from second district politics in the future has caused that section to be viewed as a storm center. Of the three assigned the second, one is a McCleary man, a second is a supporter of Somerville, while the third is doubtful. An understanding has been reached regarding the incorporation of Stearns county in one of the proposed new districts.

### THE MAHOOD CONTEST

### Some Very Nice Questions Arise—Reports by Both Sides.

Messrs. Dobbin, Riley, Harden, Laybourn and Kelly of the house committee on election, submitted a majority report this morning announcing the inability of the committee to reach a unanimous decision in the contest of Herbert E. Blair vs. M. R. Mahood for a seat from the twenty-seventh legislative district. The majority declares that on the face of the returns Mahood has the seat, but that there were 16 illegal voters, all democrats, that all except five had always voted the straight democratic ticket, and that the majority of the voters in the district had voted for Mahood. The minority report, submitted by Messrs. Hickey and Cumming, vigorously opposes the majority report, and "upon a technical rule of law, a presumption." The minority says that votes elect, and not presumptions. Of the witnesses examined it is remarked that only one testified he had voted for Mahood.

The committee divided upon party lines. The house made the reports a special order for to-morrow at 11 a. m.

### Wilson Bill Passes.

The house passed the Wilson bill, amending section 227 of the General Statutes of 1894, relating to the duties of the supreme court reporter. On general orders the following were recommended favorably: H. F. 35, relating to appeals; H. F. 36, relating to appeals; H. F. 37, relating to appeals; and fixing the salary of the judge of the state in Lake county; S. F. 17, relating to public libraries.

There is projected a scheme for a proposed edition of the roads and bridge law. Mr. Johnson introduced a bill naming Charles J. Draxler of Hennepin county as commissioner to revise the work. Mr. Draxler is to be paid \$2,000 copies of the book are to be printed by the state printer.

Mr. Sweet proposes a constitutional amendment to be known as the term of H. F. 66, dealing with the law relating to judges of probate to be fixed by law.

### Hickey's Bill Opposed.

Representative Hickey's bill relating to appeals from the municipal court found hard sledding in the judiciary committee. A strong protest was made from Minneapolis and the bill was referred back to the author for amendment. Mr. Hickey said: "I have not heard any valid objections to my bill. I do not see how it will injure the operation to Ramsey county. The county members favor the bill."

The house judiciary committee recommended the bill to amend chapter 46 of General Laws of 1891, entitled, "An Act to Establish a Probate Code." Recommended for passage.

### Tax Law Bill Favored.

The Laybourn bill, creating a board of five members to revise and codify the tax laws, was favorably acted upon by the house committee on appropriations.

### New House Bills.

H. F. 129, Johnson—To provide for the compilation and annotation of the laws of Minnesota relating to highways and bridges, and therefor, and for the publication and distribution of the same. Roads, bridges and navigable streams.

H. F. 130, Berg—To appropriate money for the incidental expenses of the secretary of state's office. Appropriations.

H. F. 131, Drainage Committee—To establish a drainage commission, to carry out the drainage of the swampy and marshy lands of the state and to appropriate money to carry out the provisions of this act. Appropriations.

H. F. 132, Bunn—Memorial to the legislature of the state of Minnesota, for the establishment of a national park and military cemetery at Fort Ridgely. General legislation.

H. F. 133, Plowman—To appropriate money to aid in building a bridge across Otter Tail river, in the town of Perham, in Otter Tail county. Roads, bridges and navigable streams.

H. F. 134, Jackson—For the relief of Patrick McCabe and to appropriate money therefor. Claims.

H. F. 135, Mark—To amend section 1 of title 11, chapter 10, general laws of 1897. Roads, bridges and navigable streams.

H. F. 136, Wells—Relating to the duties of shoreward reporters and to practice upon motions for new trial and appeal, and to amend section 2 of chapter 141, of the general laws of 1894, and section 253 of chapter 66 of the general statutes of 1894, Judiciary.

H. F. 137, Hunt—To locate the first state fish hatchery at St. Paul, Minn., etc., and to appropriate money therefor. Game and fish and navigable streams.

H. F. 138, Sweet—Proposing an amendment to section 7 of article 6 of the constitution of the state of Minnesota relating to probate. Judiciary.

H. F. 139, Henricks—To aid in the construction of the eastern boundary of said Kittson county, in said state. Roads, bridges and navigable streams.

H. F. 140, Herbert—To prohibit employers from collecting or deducting money from the wages of employees for insurance. Labor and labor legislation.

## TO SAVE THE GAME

### Warden Fullerton Will Be Severe With Game Exterminators.

### NEEDS MONEY FOR THE HATCHERY

### Game and Fish Commission Much Hampered by Lack of Funds—Its Needs.

Samuel F. Fullerton, executive agent of the new state game and fish commission, will make an active campaign against violators of the law. Said he this morning:

The commission has instructed me to spare no one. I am going to proceed vigorously against the indiscriminate killing of deer and moose in the lumber camps. The big lumbermen have an idea that they can supply their camps with meat more economically by hiring men to kill deer and moose than by buying beef and pork. We propose to see to it that this practice is stopped. Lumbermen with money will be the same treatment as lumberjacks, and all will be given the full extent of the law, which imposes a \$50 fine for the illegal killing of a moose or deer. There are plenty of moose in Minnesota for all time to come if the law is enforced.

We must have a larger appropriation to come anywhere near enforcing the law and maintaining our fish hatchery. The past four years the department has been allowed \$25,000 per year. It takes \$100,000 to run the fish hatchery, which leaves only \$75,000 for enforcing the laws. We now have fourteen deputy wardens on the salary roll, and about 100 special wardens, who get nothing but the barest of maintenance. We could easily use twenty. We ought to have \$25,000 to use in enforcing the laws, in addition to \$100,000 for the hatchery.

### Trout Fry Wasted.

Our trout streams are stocked with trout fry every year, but we have no wardens in Wisconsin, Houston, Illinois, Kentucky, where most of the trout streams are, and in consequence poachers every year deplete the streams. Then there are the lakes of White Bear and Minnetonka, the most important in the state, for the reason that so many people visit them during the summer. I am informed that fifteen tons of crappies have been shipped from Minnetonka this winter to the markets of Minneapolis and St. Paul. Those lakes should be constantly stocked. We should put at least 5,000,000 wild-eyed pike and 1,000,000 black bass and crappies into Minnetonka every year.

We are in need of improvements at the hatchery. We have poor buildings and poor ponds, and do not own a foot of land. We ought to have new buildings and cement ponds, instead of the present wooden ones. Wisconsin has three hatcheries, and spends \$20,000 per year on them. Minnesota has twice as many lakes, and spends only \$10,000 a year. A special appropriation of \$10,000 would put our hatchery in good shape.

It is our intention to enforce the laws just as far as our means will permit, and we have inaugurated an economical administration. For all purposes we need \$35,000 a year, and \$100,000 to put the hatchery in good condition.

### Donate Land to State.

A bill was introduced in the house this morning by Representative Dunn of Ramsey, which will give the state seventeen acres of land including nearly all the land held by the hatchery. St. Paul merchants have arranged for the purchase of this tract, so that the state gets for the consideration of \$1, and the first state fish hatchery would thus be definitely located in the city of St. Paul. The bill provides that the state may acquire other land for hatcheries by condemnation proceedings.

### A Model Fighter.

"I don't show many marks of brutal usage, do I?" asked Ryan in the Journal office to-day. "I take care of myself. I never drink, seldom smoke, have a family and behave myself. The boxing business is settling down to legitimate sport, really. People like to see it, for it is a manly exercise, and, properly practiced, can hurt nobody."

"The fighting of the future—that sort of 'fighting' is a bad one—should be conducted only in responsible clubs under the direction of gentlemen. A trial of skill by two clever men has nothing brutal about it. We aim, in boxing, to hit certain places on the anatomy of our opponents that will put them to sleep, but, unless it amounts to anything to get a rap on the point of the jaw. You don't know it. You are just like a man who has taken laughing gas to have a tooth pulled. A trial of skill by two clever men has nothing brutal about it. We aim, in boxing, to hit certain places on the anatomy of our opponents that will put them to sleep, but, unless it amounts to anything to get a rap on the point of the jaw. You don't know it. You are just like a man who has taken laughing gas to have a tooth pulled. A trial of skill by two clever men has nothing brutal about it. 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